

Notice of Meeting:

I hereby give notice that an ordinary Meeting of the Council will be held on:

Date: Thursday 26 September 2019
Time: 1.00pm
Meeting Room: Council Chamber
Venue: Municipal Building, Garden Place, Hamilton

Richard Briggs
Chief Executive

Council OPEN AGENDA

Membership

Chairperson	Mayor A King
Deputy Chairperson	Deputy Mayor M Gallagher
Members	Cr M Bunting
	Cr J R Casson
	Cr S Henry
	Cr D Macpherson
	Cr G Mallett
	Cr A O'Leary
	Cr R Pascoe
	Cr P Southgate
	Cr G Taylor
	Cr L Tooman
	Cr R Hamilton

Quorum: A majority of members (including vacancies)

Meeting Frequency: Monthly – or as required

Becca Brooke
Governance Lead

19 September 2019

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Purpose

The Council is responsible for:

1. Providing leadership to, and advocacy on behalf of, the people of Hamilton.
2. Ensuring that all functions and powers required of a local authority under legislation, and all decisions required by legislation to be made by local authority resolution, are carried out effectively and efficiently, either by the Council or through delegation.

Terms of Reference

1. To exercise those powers and responsibilities which cannot legally be delegated by Council:
 - a) The power to make a rate.
 - b) The power to make a bylaw.
 - c) The power to borrow money, or purchase or dispose of assets, other than in accordance with the Long Term Plan.
 - d) The power to adopt a Long Term Plan or Annual Plan, or Annual Report.
 - e) The power to appoint a Chief Executive.
 - f) The power to adopt policies required to be adopted and consulted on under the Local Government Act 2002 in association with the Long Term Plan, or developed for the purpose of the Council's governance statement, including the 30-Year Infrastructure Strategy.
 - g) The power to adopt a remuneration and employment policy.
 - h) The power to approve or change the District Plan, or any part of that Plan, in accordance with the Resource Management Act 1991.
 - i) The power to approve or amend the Council's Standing Orders.
 - j) The power to approve or amend the Code of Conduct for Elected Members.
 - k) The power to appoint and discharge members of committees.
 - l) The power to establish a joint committee with another local authority or other public body.
 - m) The power to make the final decision on a recommendation from the Parliamentary Ombudsman, where it is proposed that Council not accept the recommendation.
 - n) The power to amend or replace the delegations in Council's *Delegations to Positions Policy*.
2. To exercise the following powers and responsibilities of Council, which the Council chooses to retain:
 - a) Resolutions required to be made by a local authority under the Local Electoral Act 2001, including the appointment of an electoral officer and reviewing representation arrangements.
 - b) Approval of any changes to Council's vision, and oversight of that vision by providing direction on strategic priorities and receiving regular reports on its overall achievement.
 - c) Approval of any changes to city boundaries under the Resource Management Act.
 - d) Adoption of governance level strategies, plans and policies which advance Council's vision and strategic goals.
 - e) Approval of the Triennial Agreement.

- f) Approval of the local governance statement required under the Local Government Act 2002.
- g) Approval of a proposal to the Remuneration Authority for the remuneration of Elected Members.
- h) Approval of any changes to the nature and delegations of the Committees.
- i) Approval of all Council and Committee taskforces and their terms of reference.

Oversight of Policies:

- *Corporate Hospitality and Entertainment Policy*
- *Delegations to Positions Policy*
- *Elected Members Support Policy*
- *Significance and Engagement Policy*

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1 Apologies

2 Confirmation of Agenda

The Council to confirm the agenda.

3 Declaration of Interest

Members are reminded of the need to be vigilant to stand aside from decision making when a conflict arises between their role as an elected representative and any private or other external interest they might have.

4 Public Forum

As per Hamilton City Council's Standing Orders, a period of up to 30 minutes has been set aside for a public forum. Each speaker during the public forum section of this meeting may speak for three minutes or longer at the discretion of the Mayor.

Please note that the public forum is to be confined to those items falling within the terms of the reference of this meeting.

Speakers will be put on a Public Forum speaking list on a first come first served basis in the Council Chamber prior to the start of the Meeting. A member of the Governance Team will be available to co-ordinate this. As many speakers as possible will be heard within the allocated time.

If you have any questions regarding Public Forum please contact Governance by telephoning 07 838 6727.

Council Report

Committee: Council **Date:** 26 September 2019
Author: Rebecca Watson **Authoriser:** Becca Brooke
Position: Committee Advisor **Position:** Governance Lead
Report Name: Confirmation of the Open Council and Committee Minutes

Report Status	<i>Open</i>
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Staff Recommendation

1. **Community, Services and Environment Committee - Open Minutes – 22 August 2019**
 That the Council confirm the Open Minutes of the Community, Services and Environment Committee Meeting held on 22 August 2019 as a true and correct record.
2. **Growth and Infrastructure Committee - Open Minutes – 27 August 2019**
 That the Council confirm the Open Minutes of the Growth and Infrastructure Committee Meeting held on 27 August 2019 as a true and correct record.
3. **Finance Committee - Open Minutes – 10 September 2019**
 That the Council confirm the Open Minutes of the Finance Committee Meeting held on 10 September 2019 as a true and correct record.
4. **Regulatory and Hearings Committee - Open Minutes – 12 September 2019**
 That the Council confirm the Open Minutes of the Regulatory and Hearings Committee Meeting held on 12 September 2019 as a true and correct record.
5. **Council - Open Minutes – 17 September 2019**
 That the Council confirm the Open Minutes of the Council Meeting held on 17 September 2019 as a true and correct record.
6. **Audit and Risk Committee - Open Minutes – 23 September 2019**
 That the Council confirm the Open Minutes of the Audit and Risk Committee Meeting held on 23 September 2019 as a true and correct record (*circulated under separate cover as a late item*).

Attachments

Attachment 1 - Community, Services and Environment Open Unconfirmed Minutes 22 August 2019

Attachment 2 - Growth and Infrastructure Open Unconfirmed Minutes 27 August 2019

Attachment 3 - Regulatory and Hearings Open Unconfirmed Minutes 12 September 2019

Attachment 4 - Finance Open Unconfirmed Minutes 10 September 2019

Attachment 5 - Council Open Unconfirmed Minutes 17 September 2019

Attachment 6 - Audit and Risk Open Unconfirmed Minutes 23 September 2019 -*To be circulate under Seperate Cover.*

Community, Services and Environment Committee

OPEN MINUTES

Minutes of a meeting of the Community, Services and Environment Committee held in Council Chamber, Municipal Building, Garden Place, Hamilton on Thursday 22 August 2019 at 9.31am.

PRESENT

Chairperson	Cr P Southgate
Deputy Chairperson	Cr R Hamilton
Members	Mayor A King
	Deputy Mayor M Gallagher
	Cr M Bunting
	Cr J R Casson
	Cr S Henry
	Cr D Macpherson
	Cr G Mallett
	Cr A O'Leary
	Cr R Pascoe
	Cr G Taylor
	Cr L Tooman
	Maangai Te Pora Thompson-Evans
	Maangai Olly Te Ua

In Attendance	Lance Vervoort - General Manager Community
	Eeva-Liisa Wright – General Manager Infrastructure Operations
	Jen Baird - General Manager City Growth
	Sean Hickey - General Manager Strategy and Communications
	Robyn Denton - Operations Team Leader
	Rebecca Whitehead – Business and Planning Manager
	Maria Barrie - Parks and Recreation Manager
	Karen Kwok - Recreation & Community Facilities Senior Advisor
	Jeff Neems - Communications Advisor
	Andy Mannering - Manager Social Development
	Jamie Sirl - Senior Planner
	Jennifer Parlane - Parks Planner, Parks and Open Spaces
	Emily Botje – Facilities Unit Manager
	Claire Foster – Property Officer
	Jayne Perry – Chief of Staff
	Chad Hooker – Director of Operations

1. Apologies

Resolved: (Cr Casson/Cr Bunting)

That the apologies for late arrival from Cr O’Leary and for early departure from Crs Southgate, Mallett and O’Leary are accepted.

2. Confirmation of Agenda

Resolved: (Cr Southgate/Maangai Thompson-Evans)

That the agenda is confirmed.

3. Declarations of Interest

No members of the Council declared a Conflict of Interest.

4. Public Forum

Jane Wood (Manager, Pukete Neighbourhood House), spoke to Item 6 (Community Occupancy Applications) – she noted some of the challenges that the Pukete Neighbourhood House faced, including the current of the building and funding challenges.

Karen Covell (Chief Executive, Progress to Health), spoke to Item 6 (Community Occupancy Applications) – she gave an overview of Progress to Health and noted the benefits of working in gardens for people with health challenges.

Michelle O’Brien (President, Waikato Society of Arts), spoke to Item 6 (Community Occupancy Applications) – she gave an overview of Waikato Society of Arts and thanked the Council for their support.

Trent Webby (Waikato Regional Volleyball Association), spoke to Item 6 (Community Occupancy Applications) – he thanked the Council for their support, and noted other users of the facilities at the volleyball area and the work that with the association volunteers completed.

Cr O’Leary joined the meeting (9.48am) during the discussion of the above item.

5. Confirmation of Community, Services and Environment Committee Meeting - Open - 25 June 2019

Resolved: (Cr Bunting/Cr Hamilton)

That the Committee confirm the Open Minutes of the Community, Services and Environment Committee Meeting held on 25 June 2019 as a true and correct record.

6. Community Occupancy Applications

The Recreation and Community Facilities Senior Advisor and the Property Officer spoke to the report, noting that all applications aside from Progress to Health were renewals.

Committee Members asked questions concerning:

- responsibilities for repairs and maintenance,
- termination of lease clause,
- alignment and evaluation of lease applications to Council policy,
- buildings being fit for purpose, and
- renewal programmes.

Staff Action: Staff undertook to circulate the renewals programme to Elected Members via email.

Resolved: (Cr Southgate/Cr Macpherson)

That the Community, Services and Environment Committee:

- a) approves a new community group lease, under s54(1)(b) of the Reserves Act 1977, to New Progress Enterprises Charitable Trust for land area of 2,958m² and total building area of 168m² at Caro Park, being Allot 429, Parish of Kirikiriroa, subject to the following terms and conditions:
 - i. Term – five years, with a three-year review clause;
 - ii. Rent - \$1,642.55 plus GST per annum in accordance with the Community Occupancy Policy;
 - iii. Special Condition;
 - This lease shall be subject to review by the parties following the date that is 3 years from the commencement date of this lease.
 - The purpose of the review shall be to ensure the Lessee wishes and remains able to continue to meet its obligations under the terms of the lease and has been inserted for the benefit of the Lessee. If for any reason the Lessee considers it is no longer capable of complying with the lease or no longer wishes to lease the premises, the Lessee may terminate this lease by providing six months' notice in writing to the Lessor.
 - iv. The lease holder is responsible for obtaining any required consents prior to operation, including resource consent.
 - v. All other terms and conditions in accordance with the Community Occupancy Policy and Community Occupancy Guidelines
- b) approves a new community group lease to Waikato Society of Arts Incorporated for a building area of 398m² in ArtsPost and land area of 21m², located on Victoria Street, on common property on Unit Plan S72701, subject to the following terms and conditions:
 - i. Term – five years;
 - ii. Rent - \$3,998.00 plus GST per annum in accordance with the Community Occupancy Policy; and
 - iii. All other terms and conditions in accordance with the Community Occupancy Policy and Community Occupancy Guidelines.
- c) approves a new community group lease, under s54(1)(b) of the Reserves Act 1977, to Waikato Regional Volleyball Association Incorporated for land area of 2,029m² beside Te Rapa Sportsdrome at Ashurst Park, being Lot 1 DPs 38343, subject to the following terms and conditions:

- i. Term – ten years;
 - ii. Rent - \$820.34 plus GST per annum in accordance with the Community Occupancy Policy; and
 - iii. All other terms and conditions in accordance with the Community Occupancy Policy and Community Occupancy Guidelines
- d) approves a new community group lease, under s54(1)(b) of the Reserves Act 1977, to Pukete Neighbourhood House Association Incorporated for space in Te Rapa Sportsdrome building being 216m² and two small shed buildings being 20m² at Ashurst Park, being Lot 1 DPS 38343, subject to the following terms and conditions:
 - i. Term – five years;
 - ii. Rent - \$2,197.50 plus GST per annum in accordance with the Community Occupancy Policy; and
 - iii. All other terms and conditions in accordance with the Community Occupancy Policy and Community Occupancy Guidelines
- e) approves a new community group lease, under s54(1)(b) of the Reserves Act 1977, to Scout Association of New Zealand Incorporated for land area (storage shed) of 72m² at Innes Common, Lake Domain, being Part Lot 1 DPS 90061, subject to the following terms and conditions:
 - i. Term – ten years;
 - ii. Rent - \$60.75 plus GST per annum in accordance with the Community Occupancy Policy; and
 - iii. All other terms and conditions in accordance with the Community Occupancy Policy and Community Occupancy Guidelines

7. West Town Belt Masterplan (Recommendation to Council)

The Parks Planner and Social Development Advisor spoke to the report, noting the consultation process undertaken to date to develop the draft Masterplan document.

Committee Members asked questions concerning Te Araroa walkway, cultural considerations and feedback received during the consultation process.

Resolved: (Mayor King/Cr Hamilton)

That the Community, Services and Environment Committee:

- a) receives the report;
- b) recommends the Council approve the West Town Belt (WTB) Masterplan, noting the following changes;
 - i in project 38, options relating to future pedestrian crossings on Mill Street;
 - ii in Project 37, possible future Council decisions relating to car parking in the Pit Lane area;
 - iii inclusion of specific reference to skate parks and play grounds in the WTB heart Character Area.

Cr Mallett Dissenting.

Cr O'Leary retired from the meeting (11.38am) during the above item. She was not present when the matter was voted on.

8. Hinemoa Park proposed change of reserve classification

The Senior Planner, and the Parks and Recreation Manager took the report as read. Staff responded to questions from Committee Members concerning the placement of the proposed Kaute Pasifika fale.

Resolved: (Cr Casson/Maangai Te Ua)

That the Community, Services and Environment Committee:

- a) approves public consultation be undertaken seeking the communities views on changing a portion of Hinemoa Park (Section 1 SO 57622) from recreation reserve to local purpose (community facilities) reserve and the K'aute Pasifika Trust proposal pursuant to the Reserves Act 1977; and
- b) requests staff report back to Council on any objections received during the consultation and make a recommendation about the change of classification of a portion of Hinemoa Park.

9. Claudelands Park proposed change of reserve classification

The Senior Planner, and the Parks and Recreation Manager took the report as read. They responded to questions from Committee Members concerning carparking availability and physical delineation of the proposed reclassified area.

Resolved: (Cr Southgate/Deputy Mayor Gallagher)

That the Community, Services and Environment Committee:

- a) approves public consultation be undertaken seeking the community's views on changing a portion of Claudelands Park (Lot 1 DP 386843) from recreation reserve to local purpose (community facilities) reserve to pursuant to the Reserves Act 1977.
- b) requests staff report back to Council on any objections received during the consultation and make a recommendation about the change of classification of a portion of Claudelands Park.

The meeting adjourned 12.36pm to 1.21pm.

10. General Managers Report

The General Manager took the report as read.

Staff responded to questions from Committee Members concerning:

- Ruakiwi House,
- costs, scope and coordination of the regional sports facilities plan, and
- partnership opportunities with University of Waikato and other Councils for further sports facilities.

Resolved: (Cr Southgate/Cr Hamilton)

That the Community, Services and Environment Committee:

- a) receives the report;
- b) defers the Hamilton Gardens Management Plan deliberations report to the Council meeting of 17 September 2019;

- c) notes that the HCC Biodiversity Strategy based on the collective impact framework will be presented to the Council in early 2020; and
- d) requests that the Mayoral Forum revisits the community facilities funding framework with WRC at the first meeting of the Mayoral Forum in the new triennium.

11. Local Indigenous Biodiversity Pilot Project Update

The Team Leader Implementation and Monitoring spoke to the report, noting the process taken to date with the pilot project.

Committee Members asked questions concerning:

- opportunities to increase the percentage of indigenous trees being planted as a target,
- opportunities to have input into the Biodiversity framework, and
- potential impact of roots on streets and roading infrastructure.

Staff Action: *Staff undertook to provide to Elected Members an estimate of the costs to Hamilton City Council of the Biodiversity Pilot.*

Resolved: (Cr Southgate/Cr Hamilton)

That the Community Services and Environment Committee receives the report.

Mayor King, Crs Macpherson and Mallett Dissenting.

12. Hamilton Central City Safety Strategy 2019/20 Report

The report was taken as read.

Committee Members asked questions concerning Maaori wardens, reasons for increased perception of safety in the CBD, and red light cameras.

Staff Action: *Staff undertook to provide an to Elected Members concerning the work being done with Maaori wardens and*

Staff Action: *Staff undertook to provide information to the Mayor regarding red light cameras and the work being done via the G&I Committee on the issue*

Resolved: (Cr Southgate/Cr Bunting)

That the Community, Services and Environment Committee receives the report.

Cr Macpherson left the meeting (2.34pm) during the above item. He was not present when the matter was voted on.

13. Civil Defence Emergency Management (CDEM) Update

The City Safe Unit Manager took the report as read, noting that this was a quarterly report. Committee Members asked questions concerning the improvement in results regarding CDEM.

Resolved: (Cr Casson/Cr Henry)

That the Community Services and Environment Committee receives the report.

14. Chair's Report

The Chair provided a verbal report, and thanked staff for their work. She provided an overview of the work that had been completed over the past 3 years, including the central city library, Waterworld and the Rototuna Village Hub. The work of the late Cr Phillip Yeung and the work that he had accomplished in his time on the Council was also noted.

Committee Members asked questions concerning the process for the petition for the Fenced Dog Park area in the Innes Common area.

Resolved: (Cr Hamilton/Cr Bunting)

That the Community, Services and Environment Committee receives the verbal report.

15. Council's Draft 1 Feedback on the MOTs Discussion Paper on a Clean Car Standard and Clean Car - Moving the Light Vehicle Fleet to Low Emissions

The report was taken as read.

Motion: (Cr Tooman/Cr Bunting)

That the Community, Services and Environment Committee:

- a) receives the report;
- b) approves HCC's **Draft 1** submission to the MOT's Discussion Paper on a Clean Car Standard and Clean Car - Moving the Light Vehicle Fleet to Low Emissions; and
- c) notes that the approved submission will be sent to the MOT following the Committee's approval.

16. Resolution to Exclude the Public

Resolved: (Cr Bunting/Deputy Mayor Gallagher)

Section 48, Local Government Official Information and Meetings Act 1987

The following motion is submitted for consideration:

That the public be excluded from the following parts of the proceedings of this meeting, namely consideration of the public excluded agenda.

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 follows.

General subject of each matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
C1. Confirmation of Community, Services and Environment Committee Meeting - Public Excluded - 25 June 2019	) Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987)	Section 48(1)(a)

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

Item C1. to prevent the disclosure or use of official Section 7 (2) (j)
information for improper gain or improper
advantage

The meeting moved into a public excluded session at 2.55pm.

The meeting was declared closed at 2.56pm.

Growth and Infrastructure Committee

OPEN MINUTES

Minutes of a meeting of the Growth and Infrastructure Committee held in Council Chamber, Municipal Building, Garden Place, Hamilton on Tuesday 27 August 2019 at 9.31am.

PRESENT

Chairperson	Cr D Macpherson
Deputy Chairperson	Cr G Taylor
Members	Mayor A King
	Deputy Mayor M Gallagher
	Cr M Bunting
	Cr J R Casson
	Cr S Henry
	Cr G Mallett
	Cr A O'Leary
	Cr R Pascoe
	Cr P Southgate
	Cr L Tooman
	Cr R Hamilton
	Maangai Norm Hill

In Attendance	Jen Baird - General Manager City Growth
	Eeva-Liisa Wright – General Manager Infrastructure Operations
	Chris Allen - General Manager Development
	Blair Bowcott - Executive Director Special Projects
	Karen Saunders - Peacocke Programme Manager
	Robyn Denton - Operations Team Leader
	Nigel Ward - Communications Team Leader
	Stafford Hodgson - Senior Policy Analyst
	Andrew Parsons – Strategic Development Manager
	Tahl Lawrence – Project Engineer
	Chris Barton – Project Development Manager
	Cliff Newton-Smith – Development Manager
	Jamie Sirl – Senior Planner
	Sam le Heron – Acting Planning Guidance Manager
	Emily Botje - Facilities Unit Manager
	Alice Morris – City Planning Heritage
	Lyle Barker – Passenger Rail Project Update
	Maire Porter – City Waters Manager

Governance Staff	Amy Viggers, Rebecca Watson and Claire Guthrie - Committee Advisors
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1. Apologies

Resolved: (Cr Macpherson/Cr Casson)

That the apologies for partial attendance from Cr Southgate and for early departure from Cr Mallett be accepted.

2. Confirmation of Agenda

Resolved: (Cr Macpherson/Cr Casson)

That the agenda is confirmed noting Item 14 (Peacocke Programme Update) is to be taken after Item 9 (Chair's Report) to accommodate members of the public.

3. Declarations of Interest

Maangai Hill declared a conflict of interest in relation to Item 9 (Chair's Report) and Item 14 (Peacocke Programme Update) during the meeting. He did not take part in the debate or vote of either items.

Cr O'Leary declared a conflict of interest in relation to Item 16 (Verbal report - Passenger Rail Project Update) and Item C2 (Passenger Rail Project Update) during the meeting. She did not take part in the debate or vote of the item.

4. Public Forum

Selwyn and Dianne June spoke to Item 9 (Chair's Report) in relation to the effects of Amberfield Development on those that live in the area of Bader and Norrie St. They felt that the development would negatively affect them and others living in the area of Bader due to the increase in traffic.

Pizo Pienaar spoke to Item 11 (Vesting of Christobel Circle) in relation to the request from residents for the Council to take over ownership of Christobel Circle infrastructure. He thanked the staff for their work which enabled the report to come to today's meeting.

Ron Pengelly spoke to Item 14 (Peacocke Programme Update) in relation to his concerns regarding the funding of infrastructure in new subdivisions.

5. Confirmation of the Growth and Infrastructure Open Minutes 18 June 2019

Resolved: (Cr Macpherson/Cr Casson)

That the Committee confirm the Open Minutes of the Growth and Infrastructure Committee Meeting held on 18 June 2019 as a true and correct record.

6. Te Waka Six-Monthly Update

Dallas Fisher (Te Waka Chair) and Michael Bassett-Foss (Te Waka Chief Executive) provided Committee Members with a presentation, and outlined their focus for the following year which included the initiation of an investment programme. They responded to questions from Committee Members concerning Te Waka assistance to entities in areas such as the Provincial Growth Fund applications, the governance structure including the invitation of a iwi representation on the board, and projects that were of focus for the following year including supporting Māori Economic Development, the Waikato Story, and the Provincial Growth Fund.

Resolved: (Cr Macpherson/Cr Hamilton)

That the Growth and Infrastructure Committee receives the report.

Cr Southgate left the meeting (10.32am) during the discussion of the above item. She was not present when the matter was voted on.

7. Hamilton Central Business Association - Six-Monthly Update, Audited Performance Report for 2019 and CBD Activation Update

Vanessa Williams (General Manager) and Mike Neale (HCBA Executive Committee Member) took their report as read and provided Committee Members with presentation on recent projects such as their Take Advantage programme and CBD Activation programme. They responded to questions from Committee Members concerning recent transformation projects in the CBD, the introduction of lime scooters in Hamilton, the CBD Activation programme, and parking in the CBD.

Resolved: (Cr Taylor/Mayor King)
That the Growth and Infrastructure Committee receives the report.

Cr Macpherson left the meeting (10.50am) during the discussion of the above item. He was not present when the matter was voted on.

Cr Taylor Deputy Chair of the Growth and Infrastructure Committee resumed the Chair.

The meeting adjourned from 11.10am to 11.26am.

Mayor King, Deputy Mayor Gallagher and Cr Mallett left the meeting during the above adjournment. Cr Macpherson re-joined the meeting during the above adjournment and resumed the chair.

8. Hamilton and Waikato Tourism Limited - Six-Monthly Report to December 2018

Jason Dawson (Hamilton and Waikato Tourism Chief Executive) spoke to his report, and noted that Hamilton had been voted the number 1 summer spot destination 2018-2019 by Book-a-Bach. He responded to questions from Committee Members concerning the increase in overnight visits, funding of Hamilton and Waikato Tourism, the Hamilton and Waikato Ambassadors programme and future events in the region.

Resolved: (Cr Macpherson/Cr Tooman)
That the Growth and Infrastructure Committee receives the report.

Cr Mallett re-joined the meeting (11.30am) during the discussion of the above item. He was present when the matter was voted on.

Deputy Mayor Gallagher re-joined the meeting (11.37am) during the discussion of the above item. He was present when the matter was voted on.

Mayor King re-joined the meeting (11.40am) during the discussion of the above item. He was present when the matter was voted on.

9. Chair's Report

The Chair spoke to his report and acknowledged the achievements of the Committee throughout the triennium by Committee Members and staff.

The General Manager City Growth then outlined the proposed process to update Members on Sensitive Developments, such as the Amberfield Development. Along with staff, the Chair responded to questions from Committee Members concerning the Amberfield Construction Traffic Management Plan, safety improvements for Bader Street and Norrie Crescent corridor, and the resource consent process.

Resolved: (Cr Macpherson/Cr Taylor)

That the Growth and Infrastructure Committee

- a) receive the report;
- b) requests the Mayor speak with the Ministers of Transport regarding the NZTA declining of funding for the School Link and Transport Centre upgrade projects;
- c) requests staff, subject to the draft traffic management conditions of the Amberfield subdivision consent being confirmed, bring the Amberfield Construction Traffic Management Plan to the Access Hamilton Taskforce for discussion prior to approval;
- d) notes that staff will report back to the Regulatory and Hearings Committee following community engagement on the first tranche of safety improvements for Bader St and Norrie Crescent corridor including pedestrian improvements and 30km/h speed limit in the shopping centre; and
- e) requests that staff engage with Elected Members (via Access Hamilton Taskforce or similar) on the development of the second tranche of safety improvements in the Bader St and Norrie Crescent corridor.

Maangai Hill declared an conflict of interest during the discussion of the above item in relation item 9 (Chair's Report) and item 14 (Peacocke Programme Update), and did not take part in the debate or vote of either items. He left the meeting (12.15pm) during the discussion of the above item.

Item 14 (Peacocke Programme Update) was taken following item 9 (Chair' Report) to accommodate members of the public.

10. Peacocke Programme Update

The Peacocke Programme Manager and Strategic Development Manager spoke to the report and noted that the staff recommendations were related to past resolutions of the Council. Staff responded to questions from Committee Members concerning strategic wastewater, the timeline of the development, Southern Links, the bridge macroscope, and the Whatukoruru Historic Reserve.

Resolved: (Cr Macpherson/Cr Taylor)

That the Growth and Infrastructure Committee:

- a) receives the report;

Contracts

- b) delegates financial authority to the Chief Executive to award physical works Contract Number 18532 for the construction of the State Highway 3/East West Arterial intersection subject to the Approved Contract Sum not exceeding \$13,000,000 (plus GST);

Reserves and road stopping

- c) approves commencement of a road stopping process and for a title issued in the Council's name, as shown in blue on attachment 4;
- d) approves commencement of the revocation process for the reserve status under the Reserves Act 1977 of the Whatukoruru Historic Reserve as shown in green, with the portion outlined in red to be held as Local Purpose (Road) Reserve, as indicated in attachment 4 of the staff report;
- e) approves commencement of a change of reserve status process to Local Purpose (Road) Reserve under the Reserves Act 1977 for the Reserve land associated with the Wairere/Cobham intersection and the Waikato River bridge, as indicated in blue and orange (final area subject to survey for the road) on attachment 5;

- f) notes any objection received from the Public consultation processes relating to recommendations c), d) and e), that is not resolved will be reported to Council;
- g) delegates authority to the Chief Executive to execute and sign all documentation relating to completing the road stopping, reserve revocation and change of reserve status;

Bridge and wastewater macroscope

- h) approves the bridge deck space allocation as set out in **Attachment 3** (Access Hamilton Presentation); and
- i) approves the updated Peacocke Strategic Transport macroscope as set out in **Attachment 6**.

The meeting adjourned from 1.07pm to 1.48pm.

Mayor King left the meeting during the above adjournment.

Cr Southgate re-joined the meeting during the above adjournment.

11. Development Contributions Remissions Quarter 4 2019

The Senior Policy Analyst introduced the report, and noted that there had been two recent remission decisions that were not accepted by the applicants. These decisions were being challenged through the objection process which meant that there would be a Commissioner Hearing to resolve them. Staff responded to questions from Committee Members concerning the objection process and potential outcome.

Resolved: (Cr Macpherson/Cr Casson)

That the Growth and Infrastructure Committee receives the report.

2. Confirmation of the Agenda

Resolved: (Cr Macpherson/Cr Bunting)

That Item C2 (Passenger Rail Project Update) is moved into the open session of the meeting, included as Appendix 1 of the minutes. That Item C2 (Passenger Rail Project Update) is to be taken to with item 16 (Verbal Report - Passenger Rail Project Update) prior to Item 15 (General Managers Report).

12. Vesting of Christobel Circle

The Strategic Development Manager spoke to the report and outlined the unique situation of Christobel Circle. Staff responded to questions from Committee Members concerning the structure of the development, the limited opportunity for such a development to occur again and the potential cost to Council to upgrade the vested assets.

Resolved: (Cr Macpherson/Cr Taylor)

That the Growth and Infrastructure Committee;

- a) receives the report;
- b) approves pursuant to section 349 of the Local Government Act 1974, declares that those parcels of land described as firstly, 0.4865 ha being Lot 77 DP 374130; and secondly, 0.1390 ha being Lot 78 on DP 374130 to be road to the intent that from the date of this declaration those parcels of land vest in Hamilton City Council as public road as shown on the plan annexed, Attachment 1, of the staff report);

- c) approves pursuant to section 462 of the Local Government Act 1974 those parts of the storm water drainage and sewerage drainage infrastructure depicted on DP 374130 not located within the public road and which service multiple residential properties be declared to be public drains vested in the Hamilton City Council as shown on the plan annexed, Attachment 2, of the staff report;
- d) delegates authority to the Chief Executive to complete any documentation required to give effect to this resolution, and to enter into and complete any agreements with the residents pertaining the future function of the infrastructure, including how the refuse will be removed from the development; and
- e) delegates authority to the Chief Executive to complete the registration documentation to legalise the dedication of the land.

Mayor King re-joined the meeting a 1.58pm during the discussion of the above item. He was present when the matter was voted on.

13. Contract Award Delegations

The Capital Projects Manager introduced the report and noted that all of the contracts were budgeted for as part of the 2018-28 10-Year Plan. Staff responded to questions from Committee Members concerning the timeline for the Te Awa Cycle Path.

Resolved: (Cr O'Leary/Cr Macpherson)

That the Committee:

- a) delegates authority to the Chief Executive to award the contract for the construction of the **Te Awa cycle path** connection from Hamilton gardens to the city boundary, subject to project funding approval by NZTA at a funding assistance rate of 51% and the Approved Contract Sum not exceeding \$4,760,000;
- b) delegates authority to the Chief Executive to award the contract for the upgrade of the **Hillsborough wastewater pump station**, subject to the Approved Contract Sum not exceeding \$4,200,000;
- c) delegates authority to the Chief Executive to award the contract to complete an urban upgrade of **North Ridge Drive** and associated stormwater wetland development, subject to the Approved Contract Sum not exceeding \$5,250,000;
- d) delegates authority to the Chief Executive to award the contract for a 3 year programme of **stormwater network erosion remediation**, subject to the Approved Contract Sum not exceeding \$11,200,000;
- e) delegates authority to the Chief Executive to award the 10 year contract for maintenance and renewals of **Council owned lifts** subject to the Approved Contract Sum not exceeding \$6.9 million; and
- f) delegates authority to the Chief Executive to finalise negotiations and approve a 12 month extension to **Contract 12046: Disposal of Sewage Sludge** by Vermicomposting with Noke Limited until 1 August 2020, subject to the Approved Contract Sum not exceeding \$6,788,000.

Cr Mallett Dissenting.

14. Gordonton Road Corridor Macro Scope and Business Case Approval

The Capital Projects Manager introduced the report and noted that the purchase of land was budgeted for in the 2018-28 10-Year Plan. He responded to questions from Committee Members

concerning the link to the area known as R2, the design of the corridor including options to lessen traffic incidents, and funding of the project.

Resolved: (Cr Macpherson/Deputy Mayor Gallagher)

That the Growth and Infrastructure Committee:

- a) approves the macro scope of the Gordonton Road Corridor Improvement Project including the upgrade of the Gordonton-Puketaha Intersection and the Gordonton Pedestrian/Cycleway Network Improvements;
- b) requests staff bring the design and area wide considerations of the Gordonton Road Corridor/Puketaha intersection to an Access Hamilton meeting;
- c) approves the Gordonton Road Corridor Single Stage Business Case be submitted to the New Zealand Transport Agency to seek project funding approval; and
- d) delegates authority to the Chief Executive to purchase land required for the upgrade of the Gordonton-Puketaha Intersection, subject to New Zealand Transport Agency project funding approval.

16. Verbal report - Passenger Rail Project Update and Item C2. Passenger Rail Project Update

The General Manager Development spoke to report and explained that the item had been moved into the open session of the meeting as the tender process had closed since the agenda was completed. He noted that New Zealand Transport Agency (NZTA) had approved a subsidy at their 23 August 2019 board meeting, and that that there were two errors in the report. The first was that the Tasman Road urbanisation project was not to exceed \$14,265,000.00, and the second in relation to point 35 of the staff report was that the Gross Budget Provision total was \$22,829,000.00. He responded to questions from the Committee Members concerning the NZTA subsidy and the proposed design of the Tasman Road.

Resolved: (Cr Taylor/Deputy Mayor Gallagher)

That the Growth and Infrastructure Committee:

- a) receives the report; and
- b) delegates authority to the Chief Executive to award Contract 18508 – Rotokauri Transport Hub up to an Approved Contract Sum of \$20,000,000.00, subject to the Hamilton City Council share of capital funding for the Rotokauri Public Transport Hub and the associated Tasman Road urbanisation project not exceeding \$14,265,000.00 as set out in this report.

Crs Mallett and Casson Dissenting.

Cr Macpherson left the meeting (2.52pm) during the discussion of the above item.

Cr Taylor Deputy Chair of the Growth and Infrastructure Committee resumed the Chair.

Cr Macpherson returned to the meeting at (3.09pm) during the discussion of the above item and resumed the Chair.

Cr O'Leary declared an conflict of interest during the discussion in relation to the item 16 (Verbal report - Passenger Rail Project Update) and item C2 (Passenger Rail Project Update) and did not take part in the debate or vote of either items. She left the meeting (3.05pm) during the discussion of the above item.

The meeting adjourned from 3.23pm to 3.30pm.

Cr Southgate retired from the meeting during the above adjournment.

15. General Managers' Report

The report was taken in parts and as read.

The General Manager City Growth outlined the proposed process to update Members on Sensitive Developments, such as the Amberfield Development, via a month clinic. She responded to questions from Committee Member concerning the definition of sensitive developments and the proposed structure of the monthly clinic sessions with Members.

The City Waters Manager responded to questions from Committee Members concerning the key features of the regulatory reforms that are a part of the Three Water Review.

The Chair of Access Hamilton, Cr Bunting, provided Committee Members with an overview of the Access Hamilton meeting on 26 August 2019. Along with staff he responded to questions from Committee Members concerning the Personal Hire Device Code of Practice.

The Transportation Operations Team Leader responded to questions from the Committee Members concerning the draft Regional Speed Management Plan and confirm that Hamilton City Council had its own Speed Management Plan.

The Chair of the Waste Taskforce, Cr Henry, provided Committee Members with an overview of the last Waste Taskforce meeting on 7 August 2019.

The General Manager Infrastructure Operations provided Committee Members with an overview Project Watershed and responded to questions from Committee Members concerning Waikato Regional Council proposed contribution, cost to Council, and funding from Waikato River Authority.

Staff Action: *Staff undertook to circulate the signed Hamilton to Auckland Corridor Agreement to Committee Members.*

Staff Action: *Staff undertook to provide Committee Members with the Personal Hire Device Code of Practice as part of a future Executive Update.*

Resolved: (Cr Taylor/Cr Bunting)

That the Growth and Infrastructure Committee

- a) receives the report; and
- b) approves the Waikato Speed Management Plan (stage 1);
- c) notes a regular Clinic will be arranged for Elected Members to discuss Sensitive Development; and
- d) notes the proposed Hamilton City Council 2020-21 Project Watershed one year plan will be submitted to the Waikato Regional Council for approval through their 2020-21 Annual plan process.

Cr Mallett Dissenting.

Cr Macpherson retired from the meeting (4.16pm) during the discussion of the above item.

Cr Taylor Deputy Chair of the Growth and Infrastructure Committee resumed the Chair.

17. Resolution to Exclude the Public**Resolved:** (Cr Taylor/Cr Bunting)**Section 48, Local Government Official Information and Meetings Act 1987**

The following motion is submitted for consideration:

That the public be excluded from the following parts of the proceedings of this meeting, namely consideration of the public excluded agenda.

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 follows.

General subject of each matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
C1. Confirmation of the Growth and Infrastructure Public Excluded Minutes 18 June 2019	) Good reason to withhold) information exists under) Section 7 Local Government) Official Information and) Meetings Act 1987	Section 48(1)(a)

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

Item C1.	to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)
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The meeting went into a Public Excluded session at 4.28pm.

The meeting was declared closed at 4.28pm.

Council Report

Item C2

Item 5

Committee: Growth and Infrastructure Committee **Date:** 27 August 2019

Author: Lyle Barker **Authoriser:** Chris Allen

Position: Project Engineer **Position:** General Manager Development

Report Name: Passenger Rail Project Update

Report Status	<i>This report is taken as a publicly excluded item to enable Council to carry out commercial activities without disadvantage; AND to enable Council to carry out negotiations.</i>
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Purpose

1. To seek approval from the growth and Infrastructure Committee to delegate authority to the Chief Executive to award Contract 18508 for construction of the Rotokauri Transport Hub.

Staff Recommendation

2. That the Growth and Infrastructure Committee:
 - a) receives the report;
 - b) delegates authority to the Chief Executive to award Contract 18508 – Rotokauri Transport Hub up to an Approved Contract Sum of \$20,000,000.00, subject to the Hamilton City Council share of capital funding for the Rotokauri Public Transport Hub and the associated Tasman Road urbanisation project not exceeding \$13,566,000 as set out in this report; and
 - c) approves the release of the staff report and resolution to the public at the conclusion of negotiations concerning the above contract.

Executive Summary

3. At the time of writing this report a New Zealand Transport Agency (the Agency) board decision on the implementation stage funding which includes construction of the Rotokauri Public Transport Hub (PT Hub) is anticipated on 23 August 2019. Staff will provide a verbal update.
4. In order to meet delivery timelines for the beginning of the Hamilton to Auckland start-up rail service the PT Hub will need to begin construction in September 2019.
5. To meet this date the construction contract 18508 will need to be awarded as soon as possible after the tender evaluation has been completed. To facilitate this staff propose that the Chief Executive is delegated authority to award the contract up to an Approved Contract Sum of \$20,000,000.00.

Attachment 2

Appendix 1

6. Staff consider the decision in this report has a medium significance and that the recommendations comply with the Council's legal requirements.

Background

7. On 13 December 2018 Council resolved to approve the Single Stage Business case for the Hamilton to Auckland Start-up Passenger Rail Service which was subsequently approved by the Agency.
8. At the Growth and Infrastructure Committee on the 29th of March 2019, Council resolved to:
 - a) *receive the report;*
 - b) *approves the proposed Governance Structure and the Terms of Reference for the Project Governance Working Group included as Attachment 1 to this report;*
 - c) *approves the Chair of Growth and Infrastructure Committee to be the Hamilton City Council representative on the Project Governance Working Group with the Deputy Chair of Growth and Infrastructure Committee being the Hamilton City Council alternate member;*
 - d) *approves the macroscope of the Rotokauri Public Transport Facility as set out in Attachment 3 to this report;*
 - e) *approves bringing forward the overhead structures connecting the Rail Platform to the Base and the PT Facility site subject to reaching a suitable funding arrangement with NZ Transport Agency to complete the works within the existing funding approvals including the re-investment of additional enhanced financial subsidy received for the Rotokauri Public Transport Facility development; and*
 - f) *requested staff to commence a local engagement process to establish special vehicle lanes on Tasman Road between Hamilton City Councils Park and Ride site and the railway line and to report back to the Regulatory and Hearings Committee prior to 15 August 2019.*
9. An update on the Hamilton to Auckland Start-Up Passenger Rail Service was provided to the 18 June 2019 meeting of the Growth and Infrastructure Committee. The approved macroscope of the PT Hub is included as Attachment 1.
10. Since this approval, staff have progressed the design and a contract for the construction work has been publicly tendered closing on 22 August 2019. The scope of work in this contract includes the pedestrian bridge connecting the rail platform to the Base and the PT Hub, in accordance with the approved macro-scope (Attachment 2- Overall precinct layout).
11. The tender has been progressed ahead of confirmation of Agency funding to meet the expected start date of the service of June 2020.
12. The Agency board has approved funding for the pre-implementation (design) stage of the Hamilton to Auckland passenger rail project, including land purchase for the Park and Ride and planning and design for the PT Hub.
13. The Agency Board decision on the implementation stage funding which includes construction of the PT Hub is expected on 23 August 2019. Staff will provide a verbal update. Award of any implementation work is largely subject to confirmation of Agency funding at the levels expected.

Appendix 1

14. The engagement process for regulatory changes to Tasman Road has been completed, a hearing has been convened and at the time of writing this report a deliberation and decision report is being presented to the Regulatory and Hearings Committee on 21 August 2019. Staff will provide a verbal update and incorporate any decision made by the Regulatory and Hearings Committee into this project.

Discussion

15. This report relates to awarding a construction contract for the PT Hub at Rotokauri which is an important component of the Hamilton To Auckland Start-up Passenger Rail Service.
16. This is phase 1 of a 3-phase project looking at Intercity connectivity (Hamilton to Auckland) being considered by the multi-agency Hamilton to Auckland Corridor project team.
17. Phase 2 is being called the "Start-Up next steps" and Phase 3 is Rapid Intercity Rail. An indicative business case being led by the Ministry of Transport for Rapid Intercity Rail is under development and due to be completed by April 2020.
18. The business case will test how fast passenger rail connections between the two cities could help meet the corridors full potential and support growth.
19. A current Auckland initiative is to upgrade Puhinui Rail station to be a major transport hub accommodating a third and fourth rail line and integration with a mass transit link from Botany to the Airport.
20. Council were briefed on this initiative at its 8 August 2019 meeting and resolved to request that these initiatives enabled regional rail. The Mayor wrote to the Minister of Transport to inform him of the Council resolution given that the phase 3 business case is being lead by his officials in the Ministry of Transport (Attachment 3).
21. In order to meet delivery timelines for the Hamilton to Auckland start-up Passenger Rail Service (June 2020), the PT Hub will need to begin construction in September 2019.
22. To meet this date construction contract 18508 will need to be awarded as soon as possible after the tender evaluation has been completed. To facilitate this staff propose that the Chief Executive is delegated authority to award the contract up to an Approved Contract Sum which includes an allowance for contingency. If the Agency Board does not fund all components of the project at anticipated subsidy levels this will be considered at the meeting.
23. The contract has been publicly tendered and will be assessed using the price-quality method as outlined in the tender documentation.

Financial Considerations- Rotokauri PT Hub

Funding Availability

24. Council resolved in June 2019 to bring forward the pedestrian overbridge connecting the rail platform to both the Base and the Tasman Road site subject to reaching a suitable funding arrangement with the Agency to complete the works within the existing funding approvals including the re-investment of any additional enhanced financial subsidy received.
25. The following shows the approved budget availability in the 2018-28 10-Year Plan to complete the PT Hub. The table includes budget for an associated project to upgrade the balance of Tasman Road which is not directly part of the PT Hub but which is proposed to be carried out under the same contract (Tasman Road- Hub non-related).

Item C2

Item 5

Attachment 2

Appendix 1

Item C2

Project Component	CE Code	Gross Budget Provision (\$000)	Assumed NZTA Subsidy (%)	Assumed NZTA Subsidy (\$000)	Net budget Provision (\$000)
Mass Transit	CE19058	9,876	51%	5,037	4,839
Rail Platform	CE19038	2,070	51%	1,056	1,014
Roading upgrades	CE15090	7,713	0%	0	7,713
Sub-Total 2018-21		\$19,659		\$6,093	\$13,566
2017/18 Expenditure	CE 18003	*699	0%	0	*699
Total		\$20,358		\$6,093	\$14,265

*previous expenditure relates to deposit on land purchase and concept design development for which retrospective subsidy is sought.

26. In addition to this funding, it is proposed that the rail platform (structure only-excluding anything above structure such as shelters, lighting etc) and any work required to shift the main trunk rail way lines by KiwiRail will be funded by the Agency out of Transitional Rail at 100% subsidy.
27. The Platform construction will be included in the contract work that Council undertakes. The rail work will be undertaken by KiwiRail and not included in the Council contract.
28. As KiwiRail is not an Approved Organisation for the purposes of accessing funding from the National Land Transport Fund, Council has a process in place to request the funding as work is progressed and to then transfer this funding to KiwiRail. This process is similar to the one where Waikato Regional Council requests funds for bus shelters and transfers this to HCC, who constructs them.

Project Estimates

29. The Agency has approved pre-implementation (design) funding for the direct projects relating to the establishment of the PT Hub.
30. The pre-implementation work has now enabled the project estimates to be developed to the point where they are suitable for tendering and to be used as a basis for the subsidy request to the Agency, which will be decided at its 23 August 2019 Board meeting.
31. Committee has previously approved the construction of the new collector road to be carried out by an adjacent developer and this work is underway and does not form part of the main contract out to tender.
32. The purchase of land for future development of the Park and Ride and urbanisation of the balance of Tasman Road (Hub non-related) are associated projects that will not attract Agency subsidy.
33. The Agency has indicated that Council can request a subsidy for the stage 2 land at a later point if it wishes to expand the Park and Ride.
34. The Tasman Road Hub non-related project will be included in the contract out to tender.
35. The following sets out the current project estimates at an individual component level for all of the components that are directly related to the PT Hub and associated with the PT Hub.

Appendix 1

Rotokauri PT Hub- Direct Projects Cost Estimate

Project Component	CE Code	Gross Budget Provision (\$000)	Assumed NZTA Subsidy (%)	Assumed NZTA Subsidy (\$000)	Net budget Provision (\$000)
Land Purchase- Stage 1	Mass Transit CE19058	3,300	75.5%	2,491	809
Park and Ride Development		2,246	75.5%	1,696	550
Driver Facility		100	75.5%	76	24
		5,646		4,263	1,383
Rail Platform- Structure	Rail Platform CE19038	2,433	100%	2,433	0
Rail Platform – Above Track		630	75.5%	476	154
Overbridge		6,992	75.5%	5,279	1,713
		10,055		8,188	1,867
New Collector Road	Roading Upgrades CE15090	2,167	75.5%	1,636	531
Tasman Road- Hub related		2,168	75.5%	1,637	531
		4,335		3,273	1,062
KiwiRail Trackwork	Transitional Rail	2,793	100%	2,793	0
		2,793		2,793	0
Total		\$22,879		\$18,517	\$4,312

Item C2

Item 5

Attachment 2

Rotokauri PT Hub- Associated Projects Cost Estimate

Project Component	CE Code	Gross Budget Provision (\$000)	Assumed NZTA Subsidy (%)	Assumed NZTA Subsidy (\$000)	Net budget Provision (\$000)
Land Purchase- Stage 2	Mass Transit CE19058	3,100	0%	0	3,100
Tasman Road- Hub non-related	Roading Upgrades CE15090	3,050	0%	0	3,050
Total		6,150		0	6,150

36. Council has allocated \$14.265M of funding (local share) to implement the direct and associated PT Hub projects.

Appendix 1

37. The current estimated local share cost of the direct and associated projects is

Direct Projects	\$ 4.312M
Associated Projects	\$ 6.150M
Contingency	\$ 3.803M
Total	\$14.265M

38. Effectively there is \$3.803M of contingency to allow for the uncertainty of market risk in tendering the last contract and the uncertainty of Agency level of subsidy assistance (until the Agency Board decision on 23 August 2019).

Approved Contract Sum

39. The following items of work have been included in one physical works contract to construct the PT Hub which is currently under evaluation.

Component	Description
Park and Ride Development	The land purchase is not included in contract. This allows for the Tasman Road site development (Park and Ride and Bus Platform) – Funded at 75.5% Agency subsidy.
Driver Facility	Provision of Bus Driver facilities that are now required to be provided – Funded at 75.5% Agency subsidy.
Rail Platform- Structure	Provision of Rail Platform structure only which becomes a KiwiRail asset on completion. Also includes Civil works to prepare for KiwiRail track relocation. – Funded at 100% Agency subsidy.
Rail Platform – Above Track	Provision of all facilities on and around platform including shelters, lighting, CCTV, seating etc – Funded at 75.5% Agency subsidy.
Pedestrian Overbridge	Provision of Pedestrian overbridge as per approved macro-scope which provides connectivity from Eastern side of Tasman Road to Central rail platform to the Base. – Funded at 75.5% Agency subsidy.
Tasman Road- Hub related	Upgrade of Tasman Road to urban standards between Park and Ride site and Rail – Funded at 75.5% Agency subsidy.
Tasman Road- Hub non-related	Urbanisation of balance of Tasman Road between Te Kowhai Road and Rail overbridge which is not a direct component of Agency funded PT Hub – Funded at 0% Agency subsidy.

Appendix 1

40. Of the \$3.803 Project contingency it is recommended that \$2.313 is allocated as contingency for the contract to address uncertainty regarding market pricing.
41. A summary of the project costs are:

Phase	Item	Total Cost (\$000)	NZTA Subsidy (\$000)	Net HCC Cost (\$000)
Pre-Implementation	Design, Internal costs	1,070	866	204
	Land Stage 1	3,300	2,492	808
Implementation	Supervision, Internal costs	568	429	139
	Main Contract 18508	17,687	12,007	5,680
	New Collector Road	2,167	1,636	531
	KiwiRail Trackwork	1,137	1,137	0
Other	Land Stage 2- (Complete-costs known)	3,100	0	3,100
Total		29,029	18,567	10,462
Proposed Contract 18508 Contingency				2,313
Remaining HCC Net Contingency				1,490
Total:				14,265

43. It is recommended that the Chief Executive is delegated authority to award contract 18508 up to an approved contract sum of \$20,000,000.

Wellbeing Considerations

44. The purpose of Local Government changed on the 14 May 2019 to include promotion of the social, economic, environmental and cultural wellbeing of communities in the present and for the future ('the 4 wellbeings').
45. The subject matter of this report has been evaluated in terms of the 4 wellbeings during the process of developing this report as outlined below.
46. The recommendations set out in this report are consistent with that purpose.

Social

47. There are significant social benefits in providing a public transport system and encouraging walking and cycling which provide connectiveness to opportunities.

Appendix 1**Economic**

48. Economic considerations were considered as a part to the report to the Council on 13 December 2018 at which point the Council resolved to approve the Single Stage Business case for the Hamilton to Auckland Start-up Passenger Rail Service which was subsequently approved by the Agency.

Environmental

49. The start-up passenger rail service contributes to a number of Hamilton City Councils sustainability principles, including;
- Principle 1- HCC includes environmental, economic, social and cultural considerations in its decision making (taking a business case approach).
 - Principle 4- HCC works with central government to deliver on national greenhouse gas emission reduction targets and supports resilience to climate change in our communities (encouraging use of public transport).
 - Principle 5- HCC promotes walking, cycling, public transport and other low carbon transport options.
50. The tender evaluation for Contract 18508 included considered of the contractors proposed sustainability practices and outcomes that will be delivered as part of the works.

Cultural

51. The Hamilton to Auckland Corridor Plan is a government initiative, supported by Cabinet to progress the government urban growth agenda, being delivered in partnership with local government and iwi. It is overseen by a steering group which comprises senior officials from Waikato-Tainui, Auckland Council, Waikato Regional Council, Hamilton City Council, Waikato District Council, NZ Transport Agency, Ministry of Transport, Treasury and the new Ministry of Housing and Urban Development.
52. A project arising from the Corridor Plan is the Hamilton to Auckland Start-up Passenger Rail Service.
53. Hamilton's contribution to this service is to establish a new PT Hub at Rotokauri. The location of the facility was consulted on in the development of Hamilton's District Plan and through this consultation submissions were received from Tainui Group Holdings supporting the PT Hub in its current location.
54. Waikato Regional Council as intended
55. The Hamilton to Auckland Start-up Passenger Rail Service has arisen from the Hamilton to Auckland Corridor Spatial Plan. The purpose of the Spatial Plan is to increase connectivity within the Auckland to Hamilton corridor in a way that realises its social, economic, cultural and environmental potential.

Legal and Policy Considerations

56. Staff confirm that this project complies with the Council's legal and policy requirements.
57. operators of the service are consulting with Tainui in regard to the service including its name.

Risks

58. The Hamilton to Auckland Rail Single Stage Business case includes a comprehensive risk analysis which were developed through risk workshops with the working group representatives (section 6.4 of Business Case).

Appendix 1

59. There are a number of programme and cost risks associated with delivery of the project which are being mitigated by the inclusion of contingency in the estimates and by the establishment of a programme delivery structure to oversee successful delivery of all of the different component projects.
60. Rail passenger demand is listed as a key risk noting that this will be uncertain until the services starts. This creates a risk that the available capacity is not fit for purpose (too high or too low). An impact of this risk is that the revenue and benefits may not be as great as assumed if demand does not meet expected projections which could lead to service viability concerns.
61. This risk has been mitigated by the commission of a demand survey and a peer review of the information available. Additional carriages are being purchased which will allow them to be refurbished if demand exceeds supply. If the demand is significantly different than supply the formal review proposed prior to the 2021 Long Term Plans provides an opportunity to reassess the proposal.
62. The PT Hub is proposed to be an integrated bus/rail public transport facility with high bus demand. Waikato Regional Council has advised that up to 170 bus movements per week day will use this facility with 30,000 passengers per month expected to use the overbridge connection to the Base. This mitigates the risk to Council of the rail service not performing to expectations in the early years.

Significance & Engagement Policy

Significance

63. Having considered the Significance and Engagement Policy, staff have assessed that the matters in this report have medium significance.

Engagement

64. Community views and preferences are already known to the Council through the public consultation process reported through the Regulatory and Hearings Committee

Attachments

Attachment 1 - Rotokauri PT Hub; Approved Layout- March 2019

Attachment 2 - Rotokauri PT Hub; Overall Precinct Layout- August 2019

Attachment 3 - Letter to Minister of Transport; Puhinui Station Upgrade

Appendix 1

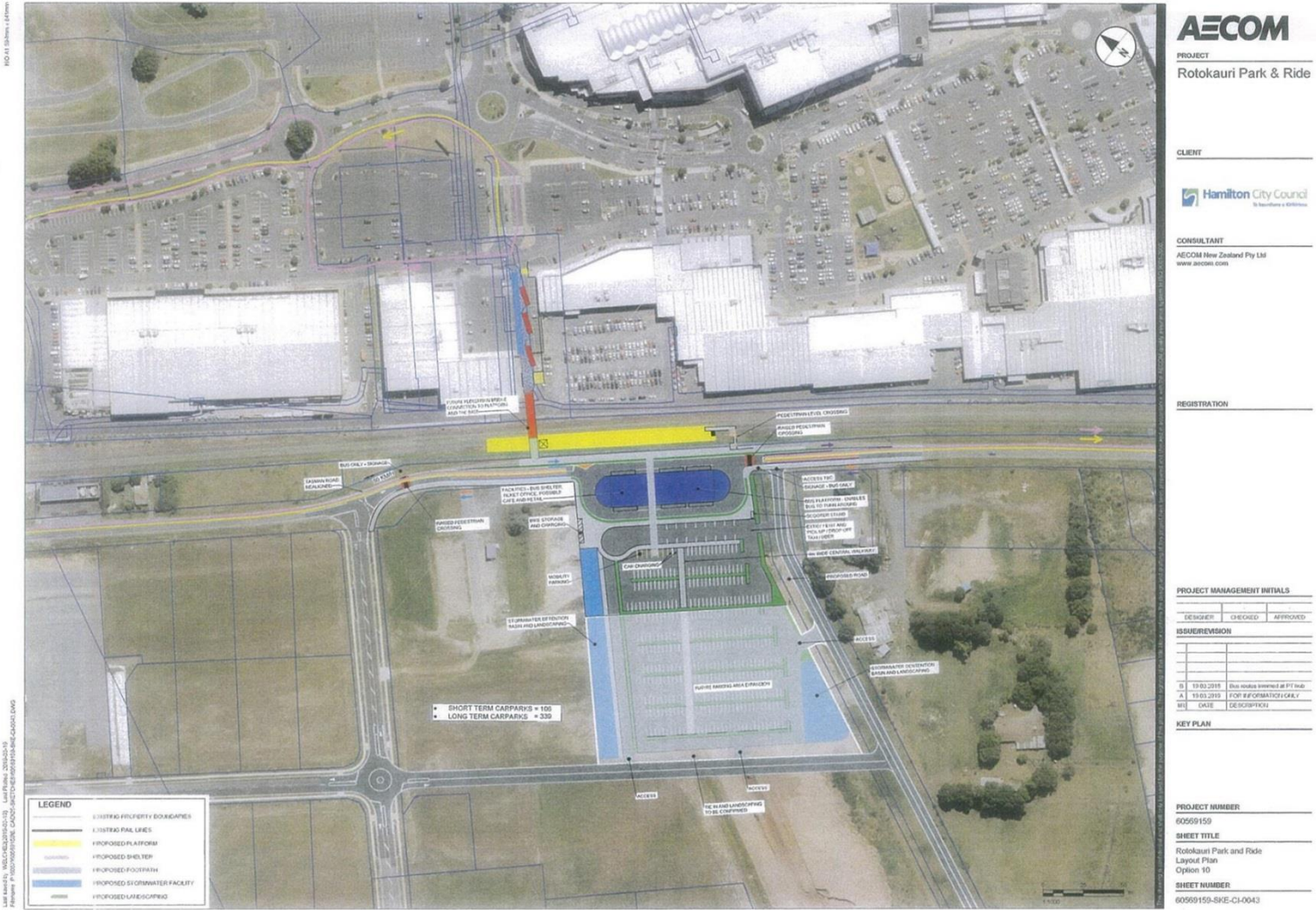
Attachment 2

Item 5

Attachment 1

Item C2





Item C2

Attachment 1

Item 5

Attachment 2

Attachment 2

Item C2



Appendix 1



13 August 2019

Hon Phil Twyford
Minister of Transport
Private Bag 18888
Parliament Buildings
Wellington 6160

Dear Minister

HAMILTON TO AUCKLAND PASSENGER RAIL SERVICE

Hamilton City Council is pleased with the progress on the Hamilton to Auckland passenger rail service which comes before the New Zealand Transport Agency Board on 23 August for an implementation decision.

We remain committed to looking at opportunities to improve this service into the future to align with the Hamilton to Auckland corridor work.

In this light, our Council meeting of 8 August 2019 resolved that Council:

'Requests the Passenger Rail Working Group to formally request Central Government and Auckland Transport to consider the Hamilton to Auckland passenger rail service and other regional rail services in the design of the Puhinui Station, including the third main track'.

We have made this request to the Working Group which includes your officials from the Ministry of Transport, but I thought it would be appropriate to make you personally aware of the Council resolution.

Advice received at the meeting noted the Puhinui Station was future-proofed for the third main and the Hamilton to Auckland passenger rail, (to stop and not terminate). However, it was not being enabled through either the design and/or construction of the station to accept regional rail services.

We were also advised it was important to give due consideration for regional rail in the third main business case which we understand is in progress.

Council considered there would be merit in undertaking any design and/or enabling works now (and potentially construction) to avoid any disruption costs that may be necessary in the future.

Thank you for your consideration of this matter as we seek to improve connectivity and wellbeing for residents of the region.

Yours sincerely



Andrew King
Mayor of Hamilton-Kirikiriroa

Telephone +64 7 838 6976
Email mayor@hcc.govt.nz Hamilton City Council Garden Place, Hamilton

Regulatory and Hearings Committee

OPEN MINUTES

Minutes of a meeting of the Regulatory and Hearings Committee held in Committee Room 1, Municipal Building, Garden Place, Hamilton on Thursday 12 September 2019 at 9.30am.

PRESENT

Chairperson: Cr Leo Tooman

Membership: Mayor A King
Cr S Henry
Cr R Pascoe
Cr D Macpherson

In Attendance: Robyn Denton, Network Operations and Use Manager
Jen Baird, General Manager, City Growth
Sam le Heron, Senior Planner, Planning Guidance
Lana Gooderham, Intermediate Planner, Planning Guidance

Governance Staff: Claire Guthrie, Committee Advisor

1. Apologies

Resolved: (Cr Henry/Cr Pascoe)

That apologies for absence from Crs O'Leary, Taylor, Bunting, Hamilton and Maangai Whetu are accepted.

2. Confirmation of Agenda

Resolved: (Cr Pascoe/Cr Henry)

The agenda is confirmed noting that Item 4: *(Confirmation of Minutes 14 August 2019)*; Item 5: *(Confirmation of Minutes 20 August 2019)*; Item 6: *(Confirmation of Minutes 21 August 2019)*; and Item 7: *(Confirmation of Minutes 29 August 2019)* will be taken after Item 7: *(Parking Restrictions and Traffic Bylaw Changes)* and Item 8: *(Hamilton City Speed Limit Bylaw Changes)* to accommodate external speakers.

3. Declarations of Interest

No members of the Council declared a Conflict of Interest.

4. Confirmation of the Regulatory and Hearings Committee Meeting Open Minutes – 14 August 2019.

Resolved: (Cr Macpherson/Cr Pascoe)

That the Committee confirm the Open Minutes of the Regulatory and Hearings Committee Meeting held on 14 August 2019 as a true and correct record.

5. Confirmation of the Regulatory and Hearings Committee Meeting Open Minutes – 20 August 2019

Resolved: (Cr Macpherson/Cr Henry)

That the Committee confirm the Open Minutes of the Regulatory and Hearings Committee Meeting held on 20 August 2019 as a true and correct record.

6. Confirmation of the Regulatory and Hearings Committee Meeting Open Minutes – 21 August 2019

Resolved: (Cr Tooman/Cr Macpherson)

That the Committee confirm the Open Minutes of the Regulatory and Hearings Committee Meeting held on 21 August 2019 as a true and correct record.

7. Confirmation of the Regulatory and Hearings Committee Meeting Open Minutes – 29 August 2019.

Resolved: (Cr Henry/Cr Macpherson)

That the Committee confirm the Open Minutes of the Regulatory and Hearings Committee Meeting held on 29 August 2019 as a true and correct record.

The following members of the public attended to speak to Item 8: *Parking Restrictions and Traffic Bylaw Changes*:

Mr Noble and Mr Rowe (Edgeview Crescent) spoke to their concerns with the proposed “No Stopping” lines which would remove street parking for visitors and with the speed of the bus on this street. Committee Members asked questions about the provision of parking on the right of way and the bus route.

Mr Sutherland from Hatea Place spoke in support of “No Stopping” lines outside his house to stop illegal parking which blocked his driveway.

Mr Stark spoke in support of carpark changes on Ward Place. He explained that this was part of the re-development of the K-Mart site and would enhance safety and amenity.

8. Parking Restrictions and Traffic Bylaw changes

The Network Operations and Use Manager spoke to the staff report and clarified the issues in relation to the matters raised by the members of the public.

Resolved: (Mayor King/Cr Macpherson)

That the Regulatory and Hearings Committee:

- iii) approves the changes to parking restrictions and controls as set out below: and

Location	Description of proposed change
Pickering Crescent	Installation of 5m 'No Stopping' outside #24 Pickering Crescent and 14.5m 'outside #14-24 Pickering Crescent.
Edgeview Crescent	Install 18m 'No Stopping' outside #56-58 Edgeview Crescent and 37.5m 'No Stopping' outside #9-21 Edgeview Crescent 18.5m 'No Stopping' outside #15-21 Edgeview Crescent.
London Street	Install 4m 'Motorcycle Only' restriction outside #153 London Street.
Aztec Place	Installation of 17m 'No Stopping' opposite #1 Aztec Place. Installation of 30m 'No Stopping' outside #1-7 Aztec Place.
Wiltshire Drive	Installation of 6m 'No Stopping' outside #1-3 Wiltshire Drive.
Macdonald Road	Installation of 50m 'No Stopping' outside #44-50 Macdonald Road.
Hatea Place	Installation of 6m 'No Stopping' outside #14-16 Hatea Place.
Kent Street Parking Lot	Installation of two 'P120 Mobility Card Holders Only' outside #8 Keddell Street.
Ward Street	Installation 29m 'No Stopping' restriction outside #148-158 Ward Street.
Victoria Street	Installation of 129.5m 'No Stopping' from the intersection of MacDiarmid Road to outside #1340 Victoria Street. Installation of 15m 'Bus Stop' outside #1340 Victoria Street. Installation of 9m 'No Stopping' outside 1340 Victoria Street.
River Road	Rescind 27m 'Clearway' restriction extending south of the Clarkir Road intersection outside #608 River Road.
Ruakiwi Road	Rescind 25m 'No Stopping' restriction outside #9-11 Ruakiwi Road.
Grasslands Place	Rescind 19m 'No Stopping' restriction outside #15 Grasslands Place.
Grey Street	Rescind 26m 'No Stopping' restriction outside #68-72 Grey Street.
Garden Place	Rescind a 90m ² block extending 9m north and 10m east of 'P10 Loading Zone' restriction 7m north of #11 Garden Place.
Killarney Road	Rescind 44m of 'Clearway' restriction outside #103-109 Killarney Road and 76m of 'Clearway' restriction outside #104-116 Killarney Road.
Rostrevor Street	Rescind 30m of 'P10 Loading Zone' restriction outside #76-82 Rostrevor Street.
Anglesea Street	Rescind 17m 'No Stopping' restriction extending 26.5m south from Ward Street and 21.5m 'No Stopping' restriction extending 63m south from Nisbet Street.
Ward Street	Rescind 10.5m 'No Stopping' outside #148-154 Ward Street.
Victoria Street	Rescind 118m 'No Stopping' from the intersection of MacDiarmid Road to outside #1340 Victoria Street and 11m 'Bus Stop' outside #1340 Victoria Street.
Comries Road	Gazette 88m 'No Stopping' restriction outside #48-54 Comries Road, 26m 'No Stopping' restriction outside #39-41 Comries Road and 43m 'No Stopping' restriction outside #2A Herbert Road to #57 Comries Road.
Herbert Road	Gazette 10.5m 'No Stopping' restriction outside #2A Herbert Street and 9m 'No Stopping' restriction outside #41 Comries Road
Wairere Drive off ramp to	Gazette 11m 'No Stopping' restriction on the east side

Carrs Road	immediately north of Carrs Road and 8.5m 'No Stopping' restriction on the east side immediately north of Carrs Road.
Maggie Place	Gazette 10m 'No Stopping' restriction on the west side of Maggie Place immediately north of Carrs Road and 13.5m 'No Stopping' restriction on the east side of Maggie Place immediately north of Carrs Road.
Carrs Road	Gazette 42m 'No Stopping' restriction outside #32 Carrs Road
Kent Street Parking Lot	Gazette four 'P120 Mobility Card Holders Only' on the northern side of the Kent Street Carpark.
Aberdeen Drive	Gazette 17m 'P5 8am-6pm Mon-Fri' parking restriction outside #62 Aberdeen Drive, 15m 'No Stopping' lines at the intersection of Aberdeen Drive with Thomson Avenue and 17.5m 'No Stopping' lines extending across the driveways of #46-50 Aberdeen Drive.
Grandview Road	Rescind 31m and 46m of 'No Stopping' opposite #120 Grandview Road to #1 Clancy Place and opposite #112-116 Grandview Road respectively, and gazette 206m 'No Stopping' opposite #2 Grange Avenue to #120 Grandview Road.
Grey Street	Rescind 5.5m of 'No Stopping' outside #217 Grey Street, and gazette 17.5m 'No Stopping' restriction outside #209 Grey Street.
Tristram Street	Rescind 17m 'No Stopping' opposite #324-330 Tristram Street, and gazette 12m 'No Stopping' opposite #330 Tristram Street.
Rostrevor Street	Rescind 15.5m 'No Stopping' restriction outside #76 Rostrevor Street, and gazette 33m 'No Stopping' to extend across a driveway.
Collingwood Lane	Rescind 16m and 12m 'No Stopping' restrictions outside #114-116 Collingwood Street, and gazette 11m 'P10 Loading Zone' and 17m 'No Stopping' restrictions.
Carrs Road	Rescind 80m 'No Stopping' restriction on the north side of Carrs Road immediately east of Tramway Road, and gazette 28.5m west and 76m east of Maggie Place 'No Stopping' restrictions.

b) approves the changes to The Hamilton Traffic Bylaw 2015 as set out below:

- i. Special Vehicle Lanes Register – Part 1: Cycle Lanes to be updated to include the following amendments:

Location	Description
Claudlands Road	<p>(iii) Southwest bound cycle lane outside number 460 Victoria Street (60m northeast of Victoria Street intersection) progressing 30 metres (south west).</p> <p>(ii) Southwest bound cycle lane outside number 29 Myrtle Street (125m south west of Grey Street intersection) progressing 357 metres (south west)</p> <p>(iii) Northeast bound cycle lane outside number 500 Victoria Street to number 7 Bryce Street (16m northeast of Victoria Street intersection), progressing 45 metres (northeast).</p> <p>(iv) Northeast bound cycle lane outside number 12 O'Neill Street extending 245 metres north east to the intersection of Heaphy Terrace.</p>

- ii. Cycle Paths Register

Location	Description
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Claudlands Road	(iii) Cycle Path from 7m North East of the intersection of Victoria Street, progressing 22 metres (north east).
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iii. Light Motor Vehicle Prohibition Register – Part 2: Motor Vehicles under 3,500kg – addition of the following locations:

Location	Description
Ruffell Road	From the intersection with Arthur Porter Drive to its western end
Earthmover Crescent	From the northern intersection of Earthmover Crescent with Arthur Porter Drive to its southern end intersection with Arthur Porter Drive
Roger Kauai Place	From the intersection with Arthur Porter Drive to its north western end
Clem Newby Road	From the intersection of Clem Newby Road with Arthur Porter Drive to the intersection of Clem Newby Road with Chalmers Road.
Hounsell Road	From the intersection with Arthur Porter Drive to its western end
Winders Road	From the intersection of Chalmers Road to its southern end
Chafer Place	From the intersection of Chalmers Road to its southern end
Ellis Street	From the intersection of Killarney Road to its southern end
Belfast Place	From the intersection of Ellis Street to its eastern end
Glennis Place	From the intersection of Ellis Street to its western end
Peregrine Place	From the intersection of Ellis Street to its western end
Duke Street	From the intersection of Greenwood Street to its eastern end
Kells Place	From the intersection of Duke Street to its southern end
Aztec Place	From the intersection of Duke Street to its southern end

Cr Tooman Dissenting.

The following member of the public attended to speak to Item 9: *Hamilton City Speed Limit Bylaw Changes*;

Judy McDonald

Ms McDonald, as a member of Living Streets, spoke in support of the proposed changes. She highlighted concerns with the Heaphy Terrace – Boundary Road intersection noting it was dangerous for pedestrians and cyclists and suggested some improvements.

9. Hamilton City Speed Limit Bylaw Changes

The Network Operations and Use Manager took the staff report as read, noting that the report outlined the second tranche of changes for 2019. She provided information in relation to Heaphy Terrace – Boundary Road proposed traffic lights and possible pedestrian access.

Resolved: (Cr Tooman/Cr Macpherson)

That the Regulatory and Hearings Committee

- a) receives the report;
- b) requests staff to report back to the appropriate committee in the new triennium on options for speed management and active transport safety options at the Heaphy Terrace-Boundary Road intersection and associated routes in time for potential inclusion in 2020/2021 annual plan; and
- c) approves the following changes to the Hamilton City Speed Limits Bylaw 2018 registers:
 - i. amends the following speed limit registers: and

SPEED LIMIT (km/h)	ROAD NAME/DESCRIPTION	DATE SPEED LIMIT COMES INTO FORCE	LEGAL INSTRUMENT	PREVIOUS LEGAL INSTRUMENT
Register 12: Roads with a variable speed limit				
40/50 km/h variable speed limit	Hamilton Christian School and Te Totara Primary		<u>Hamilton Speed Limit Bylaw 2013 (Amended 2017) 14/12/17</u>	<u>Hamilton Speed Limit Bylaw 2013.</u>
	<u>Hector Drive: From Borman Road north to the end of Hector Drive</u>	<u>1 October 2019</u>		
	<u>Chesham Street: From Borman Road to 40m north of Borman Road</u>	<u>1 October 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2013 (Amended 2017) 14/12/17</u>
	<u>Johnnybro Place: Borman Road to end</u>	<u>1 October 2019</u>		
40/50 km/h variable speed limit	Te Kura Kaupapa Maori o Te Ara Rima School		<u>Hamilton Speed Limit Bylaw 2013</u>	<u>Hamilton Speed Limit Bylaw Amendment 2010</u>
	Fifth Avenue: 85 160m northeast of Peachgrove Road to 15m southwest of John Street.	<u>2 December 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2013</u>

- ii. adds the following speed limits to registers:

SPEED LIMIT (km/h)	ROAD NAME	DESCRIPTION	DATE SPEED LIMIT COMES INTO FORCE	LEGAL INSTRUMENT	PREVIOUS LEGAL INSTRUMENT
Register 3: Roads with a Speed Limit of 30km/h					
<u>30</u>	<u>Bader Street</u>	<u>Normandy Avenue to 50m east of Wills Street</u>	<u>11 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u>

				<u>September 2019</u>	<u>Hamilton Speed Limit Bylaw 2013.</u>
<u>30</u>	<u>Willis Street</u>	<u>Bader Street to 45m South of Bader Street</u>	<u>11 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>30</u>	<u>London Street</u>	<u>Anglesea Street east to River End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>30</u>	<u>Peachgrove Road</u>	<u>Tennyson Street to Enderley Avenue</u>	<u>2 December 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>30</u>	<u>Boundary Road</u>	<u>Peachgrove Road to 115m west of Peachgrove Road</u>	<u>2 December 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>30</u>	<u>Brooklyn Road</u>	<u>Peachgrove Road to 75m south of Peachgrove Road</u>	<u>2 December 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>30</u>	<u>Fifth Avenue</u>	<u>Peachgrove Road to 160m east of Peachgrove Road</u>	<u>2 December 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
Register 4: Roads with a Speed Limit of 40km/h					
<u>40</u>	<u>Arahi Place</u>	<u>Waireka Road to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>

<u>40</u>	<u>Kapua Crescent</u>	<u>Waireka Road to Waireka Road</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Paiaaka Place</u>	<u>Waireka Road to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Repoiti Court</u>	<u>Waireka Road to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Reponui Court</u>	<u>Kapua Crescent to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Tokerau Drive</u>	<u>Waireka Road to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Waikaka Place</u>	<u>Waireka Road to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Waireka Road</u>	<u>Kay Road to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Avian Place</u>	<u>Kay Road to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Ekara Road</u>	<u>Kay Road to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>

Item 5

Attachment 3

<u>40</u>	<u>Kukari Close</u>	<u>Ekara Road to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Onukutara Place</u>	<u>Borman Road to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Oolong Court</u>	<u>Te Manatu Drive to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Springside Court</u>	<u>Borman Road to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Teafields Court</u>	<u>Te Manatu Drive to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Teatree Close</u>	<u>Chalgrove Road to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Teaview Court</u>	<u>Chalgrove Road to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Chadwick Place</u>	<u>Chesham Street to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Chatham Place</u>	<u>Chesham Street to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>

<u>40</u>	<u>Chesham Street</u>	<u>Borman Road to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Hector Drive</u>	<u>Borman Road to Kimbrae Drive</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Johnnybro Place</u>	<u>Borman Road to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Keerangi Place</u>	<u>Hector Drive to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Kowaro Street</u>	<u>Kimbrae Drive to Keerangi Place</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Piwakawaka Court</u>	<u>Hector Drive to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Raupo Place</u>	<u>Hector Drive to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Alker Road</u>	<u>Lulu Avenue to Meachem Road</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Hatric Road</u>	<u>Pardoa Boulevard to Meachem Road</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>

<u>40</u>	<u>Jobe Road</u>	<u>Lulu Avenue to Meachem Road</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Libeau Road</u>	<u>Lulu Avenue to Meachem Road</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Lulu Avenue</u>	<u>Alker Road to Webb Drive</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Meachem Road</u>	<u>Lulu Avenue to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Webb Drive</u>	<u>Pardoa Boulevard north to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Athier Avenue</u>	<u>Probert Crescent to Carrs Road</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Capper Crescent</u>	<u>Medland Place to Medland Place</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Carrs Road</u>	<u>55m east of Fairview Street to Webb Drive</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Couldsack Avenue</u>	<u>Gosset Avenue to Gosset Avenue</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>

<u>40</u>	<u>Gosset Avenue</u>	<u>Guillaume Street to Guillaume Street</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Guillaume Street</u>	<u>Carrs Road to Popham Road</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Hailwood Road</u>	<u>Medland Place to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Keyes Street</u>	<u>Trewern Avenue to Trewern Avenue</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Kibblewhite Road</u>	<u>Athier Avenue to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Letford Road</u>	<u>Athier Avenue to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Lissaman Place</u>	<u>Voight Avenue to Medway Place</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Maggie Place</u>	<u>Carrs Road to Maggie Place</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>McGarridle Road</u>	<u>Probert Crescent to Voight Avenue</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>

<u>40</u>	<u>Medland Place</u>	<u>Popham Rd to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Medway Place</u>	<u>Probert Crescent to Carrs Road</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Naismith Street</u>	<u>Trewern Avenue to Popham Road</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Ogilvie Avenue</u>	<u>Kibblewhite Road to Guillaume Street</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Popham Road</u>	<u>Medland Place to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Probert Crescent</u>	<u>Medland Place to Voight Avenue</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Squire Avenue</u>	<u>Capper Crescent to Capper Crescent</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Trewern Avenue</u>	<u>Popham Road to Hailwood Road</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Voight Avenue</u>	<u>Probert Crescent to Carrs Road</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>

<u>40</u>	<u>Minogue Drive</u>	<u>Garnett Avenue to End</u>	<u>4 November 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Astor Avenue</u>	<u>Duke Street to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Charlotte Crescent</u>	<u>Duke Street to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Corum Place</u>	<u>Melanie Court to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Epping Place</u>	<u>Corrum Place to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Bosun Place</u>	<u>Te Huia Drive to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Brywood Rise</u>	<u>Te Huia Drive to River Road</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Lighter Place</u>	<u>Brywood Rise to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Purser Crescent</u>	<u>Brywood Rise to Brywood Rise</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>

<u>40</u>	<u>Cabourne Drive</u>	<u>Briannarose Drive to Soo Yong Place</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Mila Paige Close</u>	<u>Cabourne Drive to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Hapori Avenue</u>	<u>Wairua Avenue to End</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Hapu Avenue</u>	<u>Pukenga Avenue to Iwi Road</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Iwi Road</u>	<u>Rotokauri Road to Wairua Avenue</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Mana Drive</u>	<u>Iwi Road to Hapori Avenue</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Pukenga Avenue</u>	<u>Taiatea Drive to Wairua Avenue</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Wairua Avenue</u>	<u>Pukenga Avenue to Hapori Avenue</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
<u>40</u>	<u>Whakapono Avenue</u>	<u>Pukenga Avenue to Iwi Road</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>

<u>40</u>	<u>Whanau Avenue</u>	<u>Iwi Road to Hapori Avenue</u>	<u>30 September 2019</u>	<u>Hamilton Speed Limit Bylaw 2018. Change to Register 12 September 2019</u>	<u>Hamilton Speed Limit Bylaw Amendment June 2011</u> <u>Hamilton Speed Limit Bylaw 2013.</u>
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Item 5

The meeting was declared closed at 10.56am.

Attachment 3

Finance Committee

OPEN MINUTES

Minutes of a meeting of the Finance Committee held in Council Chamber, Municipal Building, Garden Place, Hamilton on Tuesday 10 September 2019 at 9.30am.

PRESENT

Chairperson	Cr G Mallett
Deputy Chairperson	Cr R Pascoe
Members	Mayor A King
	Deputy Mayor M Gallagher
	Cr M Bunting
	Cr J R Casson
	Cr S Henry
	Cr D Macpherson
	Cr A O'Leary
	Cr P Southgate
	Cr L Tooman
	Cr R Hamilton
	Maangai Bella Takiari-Brame

In Attendance	David Bryant – General Manager Corporate
	Lance Vervoort – General Manager Community
	Sean Hickey – General Manager Strategy and Communications
	Jen Baird – General Manager City Growth
	Chris Allen – General Manager Development
	Tracey Musty – Financial Controller
	Christie Harger – Corporate Business Manager
	Natalie Palmer - Unit Manager Communications & Marketing
	Jayne Perry – Chief of Staff
	Chris Barton – Capital Projects Manager
	Iain Anderson – Capital Financial Lead
	Rebecca Whitehead – Business and Planning Manager
	Chad Hooker – Director of Operations, H3
	Irene James – Finance and Commercial Director, H3
	Paul Gower - Programme Manager - Assets Strategy
	Emily Botje – Facilities Unit Manager
	Maire Porter – City Waters Manager
	Adam Donaldson – Water Operations Manager
	Stafford Hodgson - Programme Manager - Economics and Policy
	Greg Carstens - Growth, Funding and Analytics Unit Manager
	Matthew Bell – Rates and Revenue Manager

Governance Staff	Rebecca Watson and Claire Guthrie – Committee Advisors
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1. Apologies

Resolved: (Cr Mallett/Cr Casson)

That the apologies for absence from Cr Taylor are accepted.

2. Confirmation of Agenda

Resolved: (Cr Mallett/Cr Bunting)

That the agenda is confirmed, noting that Item 7 (*Deferral of Report – Update on Stadia Facilities*) will be moved to the Public Excluded session – section 7 (2) (b) (ii) – to avoid the unreasonably, likely prejudice to the commercial position of a person who supplied or is the subject of the information.

3. Declarations of Interest

No members of the Committee declared a Conflict of Interest.

4. Public Forum

Mr Roger Stratford spoke to Item 6 (Chairs Report). He noted his concerns regarding increasing operational costs within the Council.

5. Confirmation of the Finance Committee Minutes - Open - 1 August 2019

Resolved: (Cr Mallett/Cr Hamilton)

That the Committee confirm the Open Minutes of the Finance Committee Meeting held on 1 August 2019 as a true and correct record.

6. Chair's Report - 10 September 2019

The Chair spoke to his report.

Resolved: (Cr Mallett/Cr Macpherson)

That the Finance Committee receives the report.

Crs Hamilton and Pascoe Dissenting.

8. Deferral of Reports - WLASS Year Result, Civic Financial Services Half Year Result, WRAL Full Year Result.

The report was taken as read.

Staff Action: *Staff undertook to circulate a link to audited accounts for the above CCOs as soon as they became available.*

Resolved: (Cr Macpherson/Cr Mallett)

That the Finance Committee:

- a) receives the report; and

- b) approves that the reports from the following Council Controlled Organisations are deferred to a future meeting of Council or appropriate Committee, no later than February 2020:
- i. Waikato Local Authority Shared Services – Full Year Results,
 - ii. Civic Financial services – Half Year Results,
 - iii. Waikato Regional Airport Limited - Full Year Results.

9. WIGL Draft Letter of Expectation

The Financial Controller spoke to the report, noting the process undertaken concerning Letters of Expectation.

Committee Members asked questions concerning wording of the letter, process to get this updated and likely quantum of any sale.

Resolved: (Cr Mallett/Cr Southgate)

That the Finance Committee approves the Draft Letter of Expectation.

10. Waikato Innovation Growth Ltd, NZ Food Innovation (Waikato) Ltd and NZ Food Innovation (Waikato) D2 Ltd combined Statement of Intent 2019/20 and Full Year Report 30 June 2019

Stuart Gordon from Waikato Innovation Growth Ltd spoke to the report, noting some of the positive financial results over the last year, and gave an overview of expected performance and activities in the year ahead.

Committee Members asked questions concerning:

- size and make up of users of the facilities,
- how performance is measured,
- future developments and possible expansion,
- measurements of innovation,
- origins of products, and
- comparison of ovine and bovine products.

Resolved: (Cr Pascoe/Cr Mallett)

That the Finance Committee:

- a) receives the report;
- b) approves the Waikato Innovation Growth Ltd and Group of Companies Statement of Intent 2019/2020; and
- c) requests that the audited and signed Financial Statements are presented to the Council or appropriate Committee once these are available.

11. New Zealand Local Government Funding Agency Limited - Annual Report 2019

The report was taken as read.

Resolved: (Cr Pascoe/Cr Macpherson)

That the Finance Committee receives the NZ Local Government Funding Agency Ltd Annual Report.

The meeting adjourned from 10.56am to 11.14am.

12. Capital Portfolio Monitoring Report

The Capital Projects Manager and the Capital Financial Lead spoke to the report, noting that the Council was in a strong position to be able to deliver on the capital programme.

Committee Members asked questions concerning:

- costs of the Seddon Park lights,
- costs and timeframes concerning Arthur Porter Drive,
- future footpath renewal programme,
- NZTA funding,
- potential cost savings via operational savings vs capital savings,
- costs for water delivery,
- greenfields vs infill development timeframes,
- Rukaura Spine Road, and
- innovative funding options.

Motion: (Cr Macpherson/Mayor King)

That the Finance Committee:

- a) receives the report; and
- b) approves an increase to the Approved Contract Sum of Contract 17460 for the replacement and upgrade of the Seddon Park Lights from \$4,000,000 to \$4,200,000, subject to the \$200,000 increase being funded from operational savings achieved from the lighting upgrade.

Amendment: (Cr Pascoe/Cr O'Leary)

That the Finance Committee:

- a) receives the report; and
- b) approves an increase to the Approved Contract Sum of Contract 17460 for the replacement and upgrade of the Seddon Park Lights from \$4,000,000 to \$4,200,000.

The amendment was put.

Those for the Amendment: Crs Pascoe, O'Leary, Bunting, Casson, Southgate, Hamilton and Maangai Takiare-Brame.

Those against the Amendment: Mayor King, Deputy Mayor Gallagher, Crs Mallett, Tooman, Macpherson and Henry.

The Amendment was declared CARRIED.

The Amendment was put as the substantive motion and declared CARRIED.

Those for the Substantive Motion: Crs Pascoe, O'Leary, Bunting, Casson, Henry, Southgate, Hamilton and Maangai Takiare-Brame.

Those against the Substantive Motion: Mayor King, Deputy Mayor Gallagher, Crs Mallett, Tooman and Macpherson.

Resolved: (Cr Pascoe/Cr O’Leary)

That the Finance Committee:

- a) receives the report; and
- b) approves an increase to the Approved Contract Sum of Contract 17460 for the replacement and upgrade of the Seddon Park Lights from \$4,000,000 to \$4,200,000.

13. Annual Monitoring Report to 31 July 2019

The Financial Controller spoke to the report, and noted that there was an incidence of a timing issue with cash flow that had breached Council policy and had been rectified within 24 hours.

Committee Members asked questions concerning fluctuations in budget figures.

Resolved: (Cr Mallett/Cr Macpherson)

That the Finance Committee receives the report.

14. Financial Strategy Monitoring Report

The Corporate Business Manager took the report as read.

Committee Members asked questions concerning movements in financial strategy.

Resolved: (Mayor King/Cr Mallett)

That the Finance Committee receives the report.

That the Finance Committee recommends the Council:

- a) approves the capital savings of \$8M in 2018/19 financial year, re-phasing and delay deferrals of an additional \$12.6M capital projects from 2018/19 to future years as identified in the 10 September 2019 Capital Portfolio Monitoring Report;
- b) approves the significant forecast adjustments as set out in paragraphs 22 to 25 of this report; and
- c) approves the revised forecast Financial Strategy graphs for Debt to Revenue, Net Debt and Balancing the Books as set out in paragraphs 26 to 34 of this report.

15. Cost Savings Report

The General Manager Strategy and Communications took the report as read.

Committee Members asked questions concerning the permanence of some of the cost savings and vacancy management.

Resolved: (Cr Mallett/Cr Casson)

That the Finance Committee receives the report.

The meeting adjourned from 1.35pm to 2.20pm.

Following the above adjournment, the Chair raised with Committee Members re-taking the vote for Item 12 (*Capital Portfolio Monitoring Report*), as an Elected Member identified they had voted incorrectly as the vote was being called out. As per Standing Order 19.4, the Chair may re-put a vote under these circumstances at the agreement of Committee Members, following this discussion the Chair determined not to put the vote again.

16. Contract 17281 - Playgrounds Renewal and Development Programme - Approved Contract Sum

The Business and Planning Manager, and the Senior project Leader spoke to the report, and noted the process undertaken concerning contracts.

Committee Members asked questions concerning the expression of interest process, impact on budget and the playgrounds programme.

Resolved: (Cr Bunting/Cr Southgate)

That the Finance Committee now approves the full amount of the Approved Contract Sum of Contract 17281 for \$6.1 million for the delivery of the Playground Renewal and Development Programme.

17. Contract 13299A - Chemical Procurement for Water Treatment - Increase to Approved Contract Sum

The Waters Operations Manager and the City Waters Manager took report as read.

Committee Members asked questions concerning fluoridation of water.

Resolved: (Cr Mallett/Cr Casson)

That the Finance Committee approves an increase to the Approved Contract Sum for Contract 13299A Chemical Procurement for Water Treatment with Ixom Operations Pty Ltd, by a total value of \$3,256,783 to a revised value of \$6,551,783, funded through the 2018-28 10 Year Plan.

18. Draft Submission to the Productivity Commission Report on Local Government Funding and Financing

The General Manager Strategy and Communications took the report as read.

Committee Members asked questions concerning:

- unfunded mandates,
- time frames for response,
- growth and non-growth councils,
- rates rebates and postponement,
- Special Purpose Vehicles, and
- regional fuel taxes.

Resolved: (Cr Hamilton/Mayor King)

That the Finance Committee:

- a) receives the report;
- b) approves Hamilton City Council's **Draft 2** submission to the New Zealand Productivity Commission's Draft Report on Local Government Funding and Financing;
- c) notes that the approved submission will be sent to the New Zealand Productivity Commission following the Committee's approval.

Crs Mallett and O'Leary dissenting.

Cr Macpherson retired from the meeting (3.22pm) during the above item. He was not present when the matter was voted on.

19. Resolution to Exclude the Public**Resolved:** (Cr Mallett/Cr Henry)**Section 48, Local Government Official Information and Meetings Act 1987**

The following motion is submitted for consideration:

That the public be excluded from the following parts of the proceedings of this meeting, namely consideration of the public excluded agenda.

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 follows.

General subject of each matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
C1. Confirmation of Finance Committee Meeting Minutes - Public Excluded - 1 August 2019	) Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
C2. Report on overdue debtors as at 31 July 2019 & Debt write-offs 2019/20)	
C3. Deferral of Reports - Update on Stadia Facilities)	

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

Item C1.	to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)
Item C2.	to protect the privacy of natural persons	Section 7 (2) (a)
	to maintain the effective conduct of public affairs through protecting persons from improper pressure or harassment	Section 7 (2) (f) (ii)
Item C3.	to avoid the unreasonable, likely prejudice to the commercial position of a person who supplied or is the subject of the information.	Section 7 (2) (b) (ii)

The meeting moved into a Public Excluded Session at 3.26pm.

The meeting was declared closed at 3.50pm.

Council

OPEN MINUTES

Minutes of a meeting of the Council held in Council Chamber, Municipal Building, Garden Place, Hamilton on Tuesday 17 September 2019 at 9.38am.

PRESENT

Chairperson	Mayor A King
Deputy Chairperson	Deputy Mayor M Gallagher
Members	Cr M Bunting
	Cr J R Casson
	Cr S Henry
	Cr D Macpherson
	Cr G Mallett
	Cr A O’Leary
	Cr R Pascoe
	Cr P Southgate
	Cr G Taylor
	Cr L Tooman
	Cr R Hamilton

In Attendance:	Richard Briggs - Chief Executive
	Lance Vervoort – General Manager Community
	Sean Hickey - General Manager Strategy and Communications
	Eeva-Liisa Wright - General Manager Infrastructure Operations
	Jen Baird – General Manager City Growth
	Chris Allen – General Manager Development
	David Bryant – General Manager Corporate
	Blair Bowcott – Executive Director Special Projects
	Trent Fowles – Compliance Manager
	Maire Porter - City Waters Manager
	Sandra Murray - Consultant City Growth
	Andy Mannering – Manager Social Development
	Ben Scott – Community Advisor
	Emily Botje – Facilities Unit Manager
	Muna Wharawhara – Amorangi Maaori
	Natalie Palmer - Unit Manager Communications and Marketing
	Nicole Nooyen – Team Leader, Best in Business, Communications
	Andrew Parsons – Strategic Development Manager
	Greg Carstens - Growth, Funding and Analytics Unit Manager
	Jason Harrison – City Transportation Unit Manager
	Andre Chatfield – Risk and Insurance Manager

Joanna Van Walraven – Policy and Strategy Advisor
 Chris Barton – Capital Projects Manager
 Lance Haycock - Programme Manager, Capital Projects
 Mothla Majeed – Legal Services Manager
 Peter Sergal – Hamilton Gardens Manager

Lachlan Muldowney - Lawyer for Hamilton City Council

Governance Staff: Becca Brooke - Governance Lead
 Amy Viggers and Rebecca Watson - Committee Advisors

The meeting was opened with a Karakia from Tame Pokaia and a reading from the Venerable Paul Weeding.

1. Apologies

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the apologies for partial attendance and early departure from Cr Southgate is accepted.

2. Confirmation of Agenda

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the agenda is confirmed noting the following:

- a) that items 27 (Hamilton Gardens Management Plan – Deliberations Report), C9 (Alternative Infrastructure Financing Models - Government Discussions) and C10 (Confirmation of the Council minutes 8 August 2018(C5 CE Employment Matters)), which have been circulated as late items under separate cover, are accepted;
- b) that C8 (Hamilton Gardens Sponsorship Agreement) is deferred to a future meeting of the Council to enable further information to be brought back on the matter prior to any decision being made; and
- c) that the order of the agenda is to be flexible to accommodate members of public and staff availability.

3. Declarations of Interest

No members of the Council declared a Conflict of Interest.

4. Public Forum

Kelli Pike and Anna Casey-Cox (representing Living Wage Network) - spoke to item 23 (Notice of Motion - Security Guards Contract) and outlined how the living wage was calculated. They noted that they were in support of an living wage being paid to all, not just security guards that was the matter in the report in front of Council today. They responded to questions from Elected Members concerning the Council minimum wage vs living wage and potential financial effect to Council.

Lindsay Cumberpatch (representing DV Bryant Trust) – spoke to item 21 (Waikato Community Lands Trust) and outlined the support that had been received since the last report on the matter was presented to the Council.

5. Confirmation of the Extraordinary Council Minutes 1 August 2019

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council confirm the Open Minutes of the Extraordinary Council Meeting held on 1 August 2019 as a true and correct record.

6. Confirmation of the Council Open Minutes 8 August 2019

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council confirm the Open Minutes of the Council Meeting held on 8 August 2019 as a true and correct record.

7. Confirmation of the Extraordinary Council Open Minutes - 5 September 2019

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council confirm the Open Minutes of the Extraordinary Council meeting held on 5 September 2019 as a true and correct record.

8. Confirmation of Elected Member Briefing Open Notes - 25 June 2019

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council confirm the Open Notes of the Elected Member Briefing held on 25 June 2019 as a true and correct record.

9. Confirmation of Elected Member Briefing Open Notes - 13 August 2019

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council confirm the Open Notes of the Elected Member Briefing held on 13 August 2019 as a true and correct record.

10. Confirmation of Elected Member Briefing Open Notes - 28 August 2019

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council confirm the Open Notes of the Elected Member Briefing held on 28 August 2019 as a true and correct record.

11. Deferral of Report for Adoption and Deliberation of Solid Waste Bylaw

The report was taken as read.

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council:

- a) receives the report; and
- b) defers the Solid Waste Bylaw – Deliberation and Adoption Report to a future meeting of the Council.

12. Prostitution Bylaw - Deliberation and Adoption Report

The General Manager City Growth outlined the three options within the report in respect of the Prostitution Bylaw. Staff responded to questions from Elected Members concerning the alignment of the bylaw with the Operative District Plan, the options outlined in the report and the potential risks to Council in having a Prostitution Bylaw.

Resolved: (Cr Macpherson/Cr Hamilton)

That the Council:

- a) receives the report; and
- b) approves (**Option 2**) the existing Bylaw with minor amendments as follows:
 - i. amend the definition of Early Childhood Education Centre to refer to s310 instead of s308;
 - ii. amend the term *District Plan* to *Operative Hamilton District Plan*; and
 - iii. align the existing Bylaw map with the Operative District Plan provisions.

13. Class 4 Gambling Venue Policy - Deliberation and Adoption Report

The General Manager of City Growth took the report as read. Staff responded to questions from Elected Members concerning potential relocation provisions within the policy, the options outlined within the report, the spend by the adult population vs per gaming machine, and funding concerns raised by submitters during the hearing.

Motion: (Mayor King/Cr Macpherson)

That the Council:

- a) receives the report; and
- b) approves (**Options B**) the proposed Class 4 Gambling Venue Policy, with no relocations or mergers permitted (attachment 4 of the staff report).

Amendment: (Cr Pascoe/Cr O'Leary)

That the Council:

- a) receives the report; and
- b) approves (**Option A**) the retention of the existing Class 4 Gambling Venue Policy, with a 'sinking lid' on venues and machines as well as limited relocations and mergers permitted.

The Amendment was put.

Those for the Amendment: Councillors Pascoe, Mallett, Tooman, O'Leary, Casson, Henry and Southgate.

Those against the Amendment: Mayor King, Deputy Mayor Gallagher, Councillors Macpherson, Bunting, Taylor and Hamilton.

The Amendment was declared CARRIED.

The Amendment as a Substantive Motion was then put and declared CARRIED.

Resolved: (Cr Pascoe/Cr O'Leary)

That the Council:

- a) receives the report; and
- b) approves (**Option A**) the retention of the existing Class 4 Gambling Venue Policy, with a 'sinking lid' on venues and machines as well as limited relocations and mergers permitted.

Those for the Substantive Motion: Councillors Pascoe, Mallett, Tooman, O'Leary, Casson, Henry and Southgate.

Those against the Substantive Motion: Mayor King, Deputy Mayor Gallagher, Councillors Macpherson, Bunting, Taylor and Hamilton.

The meeting was adjourned from 11.11am to 11.28am.

Deputy Mayor Gallagher left the meeting during the above adjournment.

14. City to City Relationship Agreement with Ieper

The report was taken as read.

Resolved: (Mayor King/ Cr O'Leary)

That the Council:

- a) receives the report;
- b) approves the updated City to City Relationship Agreement with the City of Ieper; and
- c) requests the Mayor sign the updated agreement.

15. An Analysis of Council's Resilience to Higher or Lower Growth

The Growth, Funding and Analytics Unit Manager outlined the report noting the lower growth modelled within the report was the least likely outcome for Hamilton. Staff responded to questions from Elected Members concerning the projections and analysis within the report.

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council:

- a) receives the report; and
- b) notes that an abridged version of this report will be prepared and approved by the Chief Executive for distribution.

Deputy Mayor Gallagher re-joined the meeting (11.31am) during the discussions of the above item. He was present when the matter was voted on.

16. Strategic Considerations for Development Contribution Policy Reviews

The Growth, Funding and Analytics Unit Manager outlined the report noting that the strategic considerations did not bind future decisions and instead would inform the decisions. Staff and Mr Muldowney (Lawyer for Hamilton City Council) responded to questions from Elected Members concerning the policy review process, issues raised during the Development Contribution Policy consultation process (that were outside of scope at the time), the objections process and the establishment of a Development Contribution Review Group.

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council:

- a) receives the report;
- b) approves the key principle of reviewing its Development Contributions policy once every three years with the 10-Year Plan, unless there are sound reasons to do otherwise; and
- c) approves the following strategic considerations be considered when reviewing the Development Contributions policy;
 - i. alignment with the Council's 10-Year Plan capital programme
 - ii. integration with the Council's Growth Strategy and Financial Strategy
 - iii. early engagement with the development community and the ability to leverage the comprehensive 10-Year Plan consultation process
 - iv. alternative sources of growth infrastructure funding
 - v. the desired benefits of policy changes
 - vi. the all up cost of a policy review
 - vii. the overall impact on the community

- viii. the impact on business certainty for developers including inflation increases only in interim years
- ix. the Council's legal risk profile in regard to the Development Contribution policy process and substance.

17. Hamilton to Auckland Passenger Rail - Puhinui Station Study

The General Manager Development took the report as read and responded to questions from Elected Members concerning the intent of the study, how the study would be funded by Waikato Regional Council, New Zealand Transport Agency and Hamilton City Council, and the potential benefit of a regional service link to Puhinui Station.

Resolved: (Cr Macpherson/Cr Taylor)

That the Council:

- a) receives the report;
- b) approves a contribution of up to \$25,000 from Hamilton City Council towards a business case to consider the implications of enabling regional rail at the Puhinui Station;
- c) requests Waikato Regional Council to also contribute up to \$25,000 towards a business case to consider the implications of enabling regional rail at the Puhinui Station; and
- d) that approval for a Hamilton City Council contribution is subject to the New Zealand Transport Agency confirming a subsidy to be a co-investor in the business case.

Cr Mallett Dissenting.

The meeting was adjourned from 1.53pm to 2.48pm.

18. Hamilton Public Transport Youth Concession

The General Manager Infrastructure Operations introduced the report and responded to questions from Elected Members concerning the scope of the trial, the cost to Council and the potential benefit to residents.

Resolved: (Cr Macpherson/Mayor King)

That the Council:

- a) receives the report;
- b) approves an extension of the one-year trial for free public transport travel for youth (18 years and under) on weekends and public holidays to include 2019/20 school holidays including start up seed funding reallocated from favourable transport network revenue (e.g bus shelter advertising) received during 2019/20 as follows:
 - i. Term 3 (September /October 2019) funding of \$17,180
 - ii. Term 4 (2019/20 Summer holiday) funding of \$17,097
 - iii. Term 1 (April 2020) funding of \$6,909
- c) subject to Waikato Regional Council funding, the 50% balance remaining of the free youth (18 years and under) trial extension for School Holidays (ii) and (iii) and include funding provision from Financial Year 2020/21 onwards for the implementation of free travel for youth (18 years and under) on weekends, public holidays and school holidays within Hamilton.

Cr Mallett Dissenting.

Cr Southgate left the meeting (2.59pm) during the discussion of the above item. She was not present when the matter was voted on.

19. Risk Management Report - Six Monthly

The General Manager Corporate took the report as read. Staff responded to questions from Elected Members concerning various strategic risks to Council.

Resolved: (Mayor King/Deputy Mayor Gallagher)

That Council receives the report.

20. End of Triennium Delegations

The report was taken as read.

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council:

- a) receives the report;
- b) extends the Chief Executive's current delegations (detailed in the Delegations to Positions Policy) to include all of Council's responsibilities, duties, and powers currently retained by the Council or delegated to the Council's standing Committees (except the District Licensing Committee), subject to the following conditions:
 - i. The extended delegations will have effect only for the period from the 12 October 2019 (polling day) until the swearing in of the new Council;
 - ii. The extended delegations do not include a delegation of any Council powers, duties and functions which are prohibited by law from delegation - including, without limitation, those set out in clause 32(1) of the Seventh Schedule to the LGA;
 - iii. The Chief Executive may only exercise the extended delegations for those matters that cannot reasonably wait until the first meeting of the new Council;
 - iv. The Chief Executive is not permitted to use the extended delegations in respect of any politically significant matters that require input from Elected Members;
 - v. Where reasonably practicable, the Chief Executive must, before exercising an extended delegation power, duty or function, first consult with the Mayor-elect;
 - vi. The Chief Executive must report all matters relating to the exercise of an extended delegation to the incoming Council at the first meeting following the triennial general election;
 - vii. Should any urgent matters arise during the interim election period which require significant political input, or at law must be made by Council, the first meeting following the triennial general election must be called by the Chief Executive as an 'emergency' meeting under clause 21 of Schedule 7 to the LGA;
- c) delegates Council's functions under clauses 5.1, 5.5, 11.2, 13.2 and 14.2 of the Hamilton Traffic Bylaw 2015 (Traffic Bylaw Functions) and the Local Government Act 1974 No 66, Schedule 10, Clause 11(e) (LGA 1974 Schedule 10 Function) to the Chief Executive, subject to the following conditions:
 - i. The delegation will have effect only for the period from the 12 October 2019 (polling day) until the Traffic Bylaw Functions are delegated by Council to an appropriate Committee in the new triennium, or the delegation is otherwise revoked by Council;

- ii. The extended delegations do not include a delegation of any Council powers, duties and functions which are prohibited by law from delegation - including, without limitation, those set out in clause 32(1) of the Seventh Schedule to the LGA;
 - iii. The Chief Executive may only exercise the extended delegations for those matters that cannot reasonably wait until the Traffic Bylaw Functions are delegated by Council to a Committee;
 - iv. The Chief Executive is not permitted to use the extended delegations in respect of any politically significant matters that require input from Elected Members;
 - v. Where reasonably practicable, the Chief Executive must, before exercising an extended delegation power, duty or function, first consult with the Mayor-elect;
 - vi. The Chief Executive must report all matters relating to the exercise of the Traffic Bylaw Functions to the incoming Council at the first meeting following the triennial general election, and to the first meeting of any Committee to which the Traffic Bylaw Functions are subsequently delegated; and
- d) agrees that, as required under clause 30(7) of Schedule 7 to the LGA, the District Licensing Committee shall continue (and not be deemed to be discharged) on the coming into office of the members of the Council elected at the 2016 triennial general election of members.

21. Waikato Community Lands Trust

The Manager Social Development introduced the report and outlined actions taken to date. Staff responded to questions from Elected Members concerning the details within the draft Trust Deed, the establishment of an appointments panel, Charities Services definition of a charity, feedback received from Waikato Tainui in regards to affordable housing, and potential support from the community, organisations and philanthropic entities.

Resolved: (Mayor King/Cr Macpherson)

That the Council:

- a) approves the draft Trust Deed of the Waikato Community Lands Trust;
- b) notes that the Appointments Panel will convene to appoint the foundational Trust Board as outlined in the draft Trust Deed;
- c) delegates the Chief Executive to execute a grant agreement with the Waikato Community Lands Trust for \$1,000,000 in 2019/20 and a further \$1,000,000 in 2020/21 for purchasing land within Hamilton;
- d) notes that the draft Trust Deed will be submitted for application of registration with Charities Services;
- e) delegates the Chief Executive to work with Charities Services to finalise any minor amendments to the objects to secure registration as a charity; and
- f) delegates the Chief Executive to consider and implement the incorporation as a non-charitable entity for the benefit of Waikato, in the event of the Trust being unable to secure registration as a charity.

Cr Mallett Dissenting.

Cr Southgate re-joined the meeting (3.30pm) during the discussion of the above item. She was present when the matter was voted on.

The meeting was adjourned from 4.38pm to 4.49pm.

22. Sale and Disposal of Council Land Policy – Approval

The General Manager City Growth introduced the report noting that the policy was put on hold until the Waikato Community Lands Trust had been reported to the Council. Staff responded to questions from Elected Members concerning the proposed minor amendments.

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council:

- a) receives the report; and
- b) approves (**Option A**) the proposed Sale and Disposal of Council Land Policy 2019, with minor amendments (Attachment 1 of the staff report).

Item 27 (Hamilton Gardens Management Plan – Deliberations Report) was taken following the above item 22 (Sales and Disposal of Council Land Policy – Approval) to accommodate members of the public who were in attendance.

27. Hamilton Gardens Management Plan- Deliberations Report

The Visitor Destinations Manager outlined the report and actions taken to date. Staff responded to questions from Elected Members concerning the options that were discussed earlier though the development and review of the plan. These included parking areas, event venues, level of public engagement during consultation, the potential cost to Council, points raised by various submissions, partnership opportunities, and design options to address parking and traffic concerns.

Motion: (Mayor King/ Cr O’Leary)

That the Council:

- a) approves the Hamilton Gardens Management Plan subject to the Draft being updated for necessary changes of grammatical and editorial accuracy, and the inclusion of wording to reflect the following matters;
 - i. a concept to be developed between staff Waikato Tainui and Te Haa o te whenua o Kirikiriroa (THaWK) that will appropriately recognise the history and ongoing significance of the site for iwi and hapu.
 - ii. the protection and ownership of Maatauranga Maaori is clarified and acknowledged.
 - iii. recognition of areas and features of historical significance, including sites significant to iwi and Hapu, will be referenced.
 - iv. the integration of appropriate levels of lighting, security cameras and other Crime Prevention by Environmental Design strategies within designs
 - v. the strong consideration of accessibility needs for people with disabilities
 - vi. the inclusion of a potential cultural hub within the Hamilton Gardens site in partnership with iwi and hapu;
- b) delegates authority to the General Manager, Community, to execute the requested changes to the Draft Hamilton Gardens Management Plan as outlined in resolution a), and finalise the document on behalf of the Council;
- c) notes that staff will work in partnership with Waikato Tainui and Te Haa o Te Whenua o Kirikiriroa to develop and deliver the projects and activities included in the Hamilton Gardens Management Plan that affect iwi and mana whenua;
- d) requests the Chief Executive prepare a report on Crown and Raupatu land in Council ownership and control for discussion by the Council by March 2020; and

- e) request staff investigate the relocation of the Frankton Stationmasters house to a suitable location in Frankton for the possible use of a Frankton Heritage Museum as is proposed in the Frankton Neighbourhood Plan.

Amendment: (Cr Bunting/Cr Taylor)

That the Council requests staff carry out targeted consultation with interested parties on the proposed changes to major event spaces in the Hamilton Gardens, and the final plan, including the outcomes of the consultation, be brought back to Council for consideration along with other staff recommendations to the 26 September 2019 Council meeting.

The Amendment was put.

Those for the Amendment: Deputy Mayor Gallagher, Councillors Mallett, O'Leary, Macpherson, Bunting, Henry, Southgate and Taylor.

Those against the Amendment: Mayor King, Councillors Pascoe, Tooman, Casson and Hamilton.

The Amendment was declared CARRIED.

The Amendment as a Substantive Motion was then put and was declared CARRIED.

Resolved: (Cr Bunting/Cr Taylor)

That the Council requests staff carry out targeted consultation with interested parties on the proposed changes to major event spaces in the Hamilton Gardens, and the final plan, including the outcomes of the consultation, be brought back to Council for consideration along with other staff recommendations to the 26 September 2019 Council meeting.

During the discussion of the above item the meeting adjourned from 5.55pm to 6.18pm.

Item 24 (Recommendation from the Community, Services & Environment Committee of 22 August 2019) and item 25 (Recommendation from the Finance Committee Meeting of 10 September 2019) were taken ahead of item 23 (Notice of Motion - Security Guards Contract) to accommodate staff availability.

23. Recommendation from the Community, Services & Environment Committee of 22 August 2019

Resolved: (Cr Southgate/Cr Hamilton)

West Town Belt Masterplan

That the Council approve the West Town Belt (WTB) Masterplan, noting the following changes;

- i. in project 38, options relating to future pedestrian crossings on Mill Street;
- ii. in Project 37, possible future Council decisions relating to car parking in the Pit Lane area;
- iii. inclusion of specific reference to skate parks and play grounds in the WTB Heart Character Area.

24. Recommendation from the Finance Committee Meeting of 10 September 2019

Resolved: (Cr Mallett/Cr Pascoe)

Financial Strategy Monitoring Report

That the Council:

- a) approves the capital savings of \$8M in 2018/19 financial year, re-phasing and delay deferrals of an additional \$12.6M capital projects from 2018/19 to future years as identified in the 10 September 2019 Capital Portfolio Monitoring Report;
- b) approves the significant forecast adjustments as set out in paragraphs 22 to 25 of this report; and
- c) approves the revised forecast Financial Strategy graphs for Debt to Revenue, Net Debt and Balancing the Books as set out in paragraphs 26 to 34 of the staff report.

25. Notice of Motion to Alter Previous Resolution - Security Guards Contract

Cr Macpherson introduced the item. Along with staff, he responded to questions from Elected Members concerning the cost to Council, the clauses within the contract, and Council's minimum wage rate.

Resolved: (Cr Macpherson/Mayor King)

That the Council:

- a) alters the below resolution in relation to item C2: Contract 18146 - General Security Services from the 1 August 2019 Finance Committee Meeting,

That the Finance Committee approves:

*a) the awarding of Contract 18146 General Security Services to Allied Security for a three- year term with one right of renewal for three years. The contract will commence 1 October 2019, with an Approved Contract Sum of \$4.0 million that **does not** include provision for remunerating security staff a minimum of \$20 per hour which will amount to \$13,330 in the first year; and*

- b) approves a variation to contract 18146 General Security Services (approved at the 1 August 2019 Finance Committee meeting) to include provision for remuneration security staff a minimum of \$20.00 per hour, which will amount to \$13,330 in the first year (to take effect from the start date of the contract, increasing for subsequent years in line with Council staff minimum wage rate levels; and
- c) that the Chief Executive brings a report back to Council no later than February 2020 on the minimum wage levels currently applicable in all Council contracts, to enable Council to consider the application of the above minimum wage level to all Council contracts during the 2020/21 Annual Plan.

Crs Mallett, Tooman and Pascoe Dissenting.

Cr Southgate retired from the meeting (7.05pm) during the discussion of the above item. She was not present when the matter was voted on.

An extension of time was moved at 7.05pm.

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the meeting be extended beyond 8 hours as per standing order 4.2.

26. Resolution to Exclude the Public

Resolved: (Mayor King/Deputy Mayor)

Section 48, Local Government Official Information and Meetings Act 1987

The following motion is submitted for consideration:

That the public be excluded from the following parts of the proceedings of this meeting, namely consideration of the public excluded agenda.

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 follows.

General subject of each matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
C1. Confirmation of the Extraordinary Council Public Excluded Minutes 1 August 2019	) Good reason to withhold) information exists under) Section 7 Local Government) Official Information and) Meetings Act 1987	Section 48(1)(a)
C2. Confirmation of the Council Public Excluded Minutes 8 August 2019		
C3. Confirmation of Elected Member Briefing Closed Notes - 1 August 2019.		
C4. Confirmation of the Elected Member Briefing Closed Notes - 13 August 2019.		
C5. Wairere/Cobham Intersection - Approved Contract Sum Increase		
C6. Rototuna Village - Area Q		
C7. Rototuna Village - Private Development Agreement		
C9. Alternative Infrastructure Financing Models - Government Discussions		
C10. Confirmation of the Council Public Excluded Minutes 8 August 2019 (C5: CE Employment Matters)		

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of

the proceedings of the meeting in public, as follows:

Item C1.	to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)
Item C2.	to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)
Item C3.	to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)
Item C4.	to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)
Item C5.	to enable Council to carry out commercial activities without disadvantage	Section 7 (2) (h) Section 7 (2) (i)
Item C6.	to enable Council to carry out negotiations	Section 7 (2) (i)
Item C7.	to enable Council to carry out negotiations	Section 7 (2) (i)
Item C9.	to protect information which is subject to an obligation of confidence and disclosure would likely prejudice continual supply of similar information where it is in the public interest for that information to continue to be available	Section 7 (2) (c) (i) Section 7 (2) (h) Section 7 (2) (i)
Item C10.	to enable Council to carry out commercial activities without disadvantage to enable Council to carry out negotiations to protect privacy of a natural person	Section 7 (2) (a)

The meeting went into a Public Excluded session at 7.27pm.

The meeting was declared closed at 8.30pm.

Council Report

Committee: Council **Date:** 26 September 2019
Author: Lee-Ann Jordan **Authoriser:** Lance Vervoort
Position: Governance Manager **Position:** General Manager Community
Report Name: Hamilton Gardens Management Plan Approval

Report Status	<i>Open</i>
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Purpose

1. To inform the Council of the further targeted consultation requested at the Council meeting of 17 September 2019.
2. To seek the Council's approval of the Draft Hamilton Gardens Management Plan subject to any changes considered and endorsed by Council, as the Final Management Plan.

Staff Recommendation

3. That the Council:
 - a) approves the Hamilton Gardens Management Plan subject to the Draft being updated for necessary changes of grammatical and editorial accuracy, and the inclusion of wording to reflect the following matters;
 - i. a concept to be developed between staff Waikato Tainui and Te Haa o te whenua o Kirikiriroa (THaWK) that will appropriately recognise the history and ongoing significance of the site for iwi and hapu;
 - ii. the protection and ownership of Maatauranga Maaori is clarified and acknowledged.
 - iii. recognition of areas and features of historical significance, including sites significant to iwi and hapu, will be referenced;
 - iv. the integration of appropriate levels of lighting, security cameras and other Crime Prevention by Environmental Design strategies within designs;
 - v. the strong consideration of accessibility needs for people with disabilities;
 - vi. the inclusion of a potential cultural hub within the Hamilton Gardens site in partnership with iwi and hapu;
 - b) delegates authority to the General Manager, Community, to execute the requested changes to the Draft Hamilton Gardens Management Plan as outlined in resolution a), and finalise the document on behalf of the Council;
 - c) notes that staff will work in partnership with Waikato Tainui and Te Haa o Te Whenua o Kirikiriroa to develop and deliver the projects and activities included in the Hamilton Gardens Management Plan that affect iwi and mana whenua; and
 - d) requests the Chief Executive prepare a report on Crown and Raupatu land in Council ownership and control for discussion by the Council by March 2020.

Background

4. On 17 September 2019 approval of the Draft Hamilton Gardens Management Plan 2019 was sought from the Council. The full report is available on our website [here](#).
5. Following the discussion on the matter, the below was resolved:
“That the Council requests staff carry out targeted consultation with interested parties on the proposed changes to major event spaces in the Hamilton Gardens, and the final plan, including the outcomes of the consultation, be brought back to Council for consideration along with other staff recommendations to the 26 September 2019 Council meeting.”
6. The Visitor Designations Manager will provide a verbal update on the targeted consultation with interested parties at the meeting.

Attachments

There are no attachments for this report.

Council Report

Committee: Council **Date:** 26 September 2019
Author: Aimee Taylor **Authoriser:** Jen Baird
Position: Planner - City Planning **Position:** General Manager City Growth
Report Name: Appointment of Hearing Commissioners for Notice of Requirement
 Rotokauri Greenway

Report Status	<i>Open</i>
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Purpose

1. To seek the Council's approval to appoint Nigel Mark-Brown as one of the three independent hearing commissioners to hear and make a recommendation on the Notice of Requirement for the Rotokauri Greenway (commonly known as the Rotokauri Stormwater Swale).

Staff Recommendation

2. That the Council appoints Nigel Mark-Brown as independent hearing commissioner on the panel of three commissioners to hear and make recommendations on the Notice of Requirement for the Rotokauri Greenway.

Executive Summary

3. A Notice of Requirement for the Rotokauri Greenway has been lodged by Hamilton City Council's Capital Projects Unit. As the requiring authority, they have requested that the hearing be heard and recommendations made by independent hearing commissioners, to avoid the perception of a conflict of interest due to Hamilton City Council's other role as the regulatory authority. Under section 171 of the Resource Management Act, the Territorial Authority makes a recommendation to the requiring authority, and it is the requiring authority who makes the decision on the notice.
4. It is proposed that three commissioners hear and make recommendations on the Notice of Requirement. Staff seek the appointment of 1 of the independent hearing commissioners, who is not on Council's Independent Hearings Commissioners' Panel, with stormwater expertise to hear and make a recommendation on the notice.
5. Only Council holds the delegation to appoint a commissioner who is not on Council's approved list of commissioners. The General Manager City Growth has delegated authority to appoint commissioners who are pre-approved only.
6. As there is no commissioner on Council's list of approved hearing commissioners with the necessary stormwater expertise for this notice of requirement, Mr Mark-Brown has been recommended for his specific stormwater engineering expertise.
7. Staff consider the decision in the report has low significance and that the recommendations comply with the Council's legal requirements.

Background

8. The Capital Projects Unit, as Requiring Authority, have lodged a Notice of Requirement for the Rotokauri Greenway. The Notice seeks to designate land for the construction and operation of a stormwater swale corridor, to function as the principal stormwater management and drainage channel in the Rotokauri area. The corridor is also intended to function as a public recreational space. The land for the designation covers 25.2 hectares in Stage 1 of the Rotokauri Structure Plan area within the Hamilton boundaries (with an additional 2.3 hectares subject to a separate designation in Waikato District, and a further 0.57ha for 'temporary' construction works).
9. The Notice of Requirement was limited notified on the 5 August 2019 to property owners and occupiers affected by the proposed Notice of Requirement. The submission period closed on the 2 September 2019, from which 18 submissions were received. The Resource Management Act 1991 (RMA, section 169(3)(b)) requires that a hearing be held within 40 days of the closure of submissions. A hearing will be held in late November to consider all submissions and make recommendations to the Requiring Authority.

Discussion

10. As Hamilton City Council is both the Requiring Authority and the Territorial Authority, the Requiring Authority, under section 100A of the RMA, has requested that the application be heard by independent hearing commissioners. This will ensure independence between the Requiring Authority and the Regulatory Authority is retained, and that the necessary technical expertise is held by those hearing and making recommendations on the notice, to the Requiring Authority.
11. The Notice of Requirements for the Rotokauri Greenway are located within both Hamilton City Council and Waikato District Council and as such, it is proposed that a joint hearing be held. Waikato District Council have agreed to this and will appoint the same hearing commissioners to hear and make recommendations to the Requiring Authority on behalf of Waikato District Council. The benefit of having a joint hearing is consistency in the recommendations and cost savings.
12. It is proposed that three commissioners hear and make recommendations on the Notice of Requirement. These commissioners are:
 - **Murray Kivell (as chair)** – To be appointed under General Manager delegation.
Mr Kivell is an environmental planning specialist and has acted as an independent commissioner on hearings for Hamilton City Council recently, including as chair for the Temple View Plan Change 3 hearing, and as the sole commissioner for the Notice of Requirement for the realignment of Onion Road.
 - **Loretta Lovell** – To be appointed under General Manager delegation.
Ms Lovell has acted as independent commissioner on previous designation hearings and has legal and environmental expertise, as well as in mana whenua and cultural issues.
 - **Nigel Mark-Brown** – Council approval is required as Mr Mark-Brown is not currently on Council's Independent Hearings Commissioners' Panel.
Mr Mark-Brown is a certified RMA commissioner who has specific expertise in stormwater, flood management and engineering.
13. If the recommendation is not approved, a commissioner with the necessary stormwater expertise will not be able to be appointed to hear this Notice of Requirement. Given the technical stormwater engineering aspects inherent to this notice of requirement, this would not be beneficial or ensure a robust process, as those making decisions would not have the appropriate range of expertise.

14. Mr Kivell and Ms Lovell are both identified on Council's independent commissioner panel and will be appointed under delegated authority by the General Manager City Growth. However the panel does not include any current commissioners with specific stormwater engineering expertise. Mr Mark-Brown is not on the Council's panel and delegation for his appointment under section 34A(1) sits with full Council.

Options

15. The only option other than the appointment of the Mr Mark-Brown to Council's Independent Hearings Commissioners' Panel, is for the hearing to be held without a commissioner with stormwater expertise. Given the nature of this notice of requirement for a stormwater swale corridor, stormwater expertise is considered to be one of the key knowledge areas required and so this option is not recommended.
16. The Requiring Authority has requested the hearing be heard by independent commissioners, under section 100A of the Resource Management Act 1991. The Requiring Authority has requested that the hearing be undertaken as a joint, coordinated hearing to hear the Notice of Requirement for both Hamilton City Council and Waikato District Council for efficiency. Further, as Hamilton City Council is both the Requiring Authority and the Regulatory Authority (for the portion within the city boundary), independent commissioners will ensure that any perception of conflicts of interest are avoided and a robust and efficient hearing and decision-making process is undertaken.

Financial Considerations

17. The cost of the hearing commissioners will be on-charged to the Requiring Authority. As the costs lie with the project, these would have been budgeted for through that process.

Legal and Policy Considerations

18. Staff confirm that the appointment of hearing commissioners complies with the Council's legal and policy requirements as per the management policy for delegations to officers specific to the Resource Management Act 1991.

Wellbeing Considerations

19. The purpose of Local Government changed on the 14 May 2019 to include promotion of the social, economic, environmental and cultural wellbeing of communities in the present and for the future ('the 4 wellbeings').
20. The subject matter of this report has been evaluated in terms of the 4 wellbeings during the process of developing this report as outlined below.
21. The recommendations set out in this report are consistent with that purpose.

Social

22. The appointment of hearing commissioners to hear and make recommendations on the Notice of Requirement for the Rotokauri Greenway will allow the consideration of social wellbeing matters as part of the hearing process. Should the notice be confirmed, this would facilitate the development of the Rotokauri growth cell.

Economic

23. The appointment of hearing commissioners to hear and make recommendations on the Notice of Requirement for the Rotokauri Greenway will allow the consideration of economic wellbeing matters as part of the hearing process. Should the notice be confirmed, this would facilitate the development of the Rotokauri growth cell and the economic benefits that may arise.

Environmental

24. The appointment of hearing commissioners to hear and make recommendations on the Notice of Requirement for the Rotokauri Greenway will allow the consideration of environmental matters as part of the hearing process. Should the notice be confirmed, the designation would facilitate the development of the Rotokauri growth cell and the management of the environmental wellbeing, specifically in relation to stormwater management.

Cultural

25. The appointment of hearing commissioners to hear and make recommendations on the Notice of Requirement Rotokauri Greenway will allow the consideration of cultural matters as part of the hearing process. The appointment of a specific commissioner (Loretta Lovell) with expertise in Maaori cultural matters will ensure this aspect of wellbeing will be specifically considered. Should the notice be confirmed, the designation would facilitate the development of the Rotokauri growth cell.

Risks

26. The risk of not appointing independent commissioners is that Council would not be meeting the statutory obligations of the Resource Management Act 1991 with regard to holding the hearing within set timeframes and the request by the Requiring Authority (under s100A) to have the hearing held by independent commissioners.
27. The risk of not appointing an independent hearings commissioner with specific stormwater expertise, is that the commissioners hearing the notice of requirement would not have the specific stormwater knowledge considered necessary for the nature of this notice, and therefore not ensuring a robust process.

Significance & Engagement Policy

Significance

28. Staff have considered the key considerations under the Significance and Engagement Policy and have assessed that the matter(s) in this report has/have a low level of significance.

Engagement

29. Given the low level of significance determined, the engagement level is low. No engagement is required.

Attachments

There are no attachments for this report.

Council Report

Item 8

Committee: Council

Date: 26 September 2019

Author: Richard Briggs

Authoriser: Richard Briggs

Position: Chief Executive

Position: Chief Executive

Report Name: Notice of Motion - Alteration of Previous Resolution - Seddon Park Lights

Report Status	<i>Open</i>
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1. A Notice of Motion to alter a previous resolution was received by the Chief Executive on 10 September 2019.
2. The motion in question relates to Seddon Park Lights contract sum increase that was approved as part of item 11 (Capital Portfolio Monitoring Report) at the 10 September 2019 Finance Committee meeting.
3. The agenda for the 10 September 2019 meeting Finance Committee meeting is accessible on our website [here](#) and the unconfirmed minutes [here](#).
4. The Notice of Motion – Alternation of Previous Resolution received (Attachment 1) is consistent with Standing Order 24.3.

Motion: (Cr Macpherson/Cr Bunting)

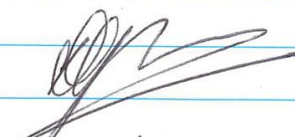
5. That the Council:
 - a) alters the below resolution in relation to item 11 (Capital Portfolio Monitoring Report) from the 10 September 2019 Finance Committee meeting:
“That the Finance Committee:
 - a) *receives the report; and*
 - b) *approves an increase to the Approved Contract Sum of Contract 17460 for the replacement and upgrade of the Seddon Park Lights from \$4,000,000 to \$4,200,000.”and*
 - b) approves an increase to the Approved Contract Sum of Contract 17460 for the replacement and upgrade of the Seddon Park Lights for \$4,000,000 to 4,200,00 subject to the \$200,000 increase being funded from operational savings at Seddon Park.

Attachments

Attachment 1 - Notice of Motion – Alternation of Previous Resolution - Seddon Park Lights

moved by Cr Macpherson / Bunting
Notice of Motion: for Council Meeting 17th ~~18th~~ ^{19th} September
 " That Council approves an increase to the
 Approved Contract Sum of Contract 17460
 for the replacement and upgrade of the Seddon
 Park Lights from \$4,000,000 to \$4,200,000,
 subject to the \$200,000 increase being funded
 from operational savings at Seddon Park.

Signed



D. Macpherson



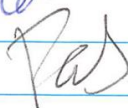
M. Bunting



Andrew King



Martin Gallagher



Eleanor Southgate



Geoff Taylor



Richard Briggs
CHIEF EXECUTIVE

10 September 2019

Council Report

Item 9

Committee: Council

Date: 26 September 2019

Author: Rebecca Watson

Authoriser: Becca Brooke

Position: Committee Advisor

Position: Governance Lead

Report Name: Recommendation from the Audit and Risk Committee - Adoption of the Annual Report 2018/19

Report Status
Open

Purpose

1. To seek the Council's approval of a recommendation from the Audit and Risk Committee at its meeting on 23 September 2019, in respect of adopting the 2018/19 Annual Report.
2. The 23 September 2019 Audit and Risk Committee Agenda and minutes will be available via the following link:
3. http://www.hamilton.govt.nz/our-council/Council_meetings_and_public_information/meetings-and-minutes/Pages/default.aspx
4. The 2018/19 Annual Report and Summary are to be circulated under separate cover.

Recommendation to Council from the Audit and Risk Committee meeting of 23 September 2019.

Adoption of the Annual Report 2018/19

5. That Council adopts the 2018/19 Annual Report.

Attachments

There are no attachments for this report.

Resolution to Exclude the Public

Section 48, Local Government Official Information and Meetings Act 1987

The following motion is submitted for consideration:

That the public be excluded from the following parts of the proceedings of this meeting, namely consideration of the public excluded agenda.

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 follows.

General subject of each matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
C1. Confirmation of the Council and Committee Public Excluded Minutes	) Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987))))	Section 48(1)(a)

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

Item C1.	to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)
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