
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 12 February 2019 at 9.30am.

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:	Richard Briggs – Chief Executive
	Chris Allen – General Manager Development
	Jen Baird – General Manager City Growth
	Eeva-Liisa Wright – General Manager Infrastructure Operations
	Blair Bowcott – Executive Director Special Projects
	Maire Porter – City Waters Manager
	Karen Saunders – Peacocke Programme Manager
	Kelvin Powell – City Safety Unit Manager
	Andy Mannering – Manager Social Development
	Robyn Denton – City Transportation Operations Team Leader
	Shaun Petersen - Senior Workforce Manager
	Trent Fowles – Compliance Manager
	Kirsty Quickfall – Waste Minimisation Advisor
	Nigel Ward – Communications Team Leader
	Jamie Sirl – Senior Planner
	Muna Wharawhara – Amorangi Maaori
	John Kinghorn – Transport Systems Engineer
	Nicolas Wells – Strategic Property Manager
	Stafford Hodgson – Senior Strategic Policy Analyst

Governance Staff: Becca Brooke – Governance Team Leader
Amy Viggers and Rebecca Watson – Committee Advisors

1. Apologies

Resolved: (Cr O’Leary/Cr Tooman)
The apology for partial absence from Cr O’Leary be accepted.

2. Confirmation of Agenda

Resolved: (Cr Macpherson/Cr Casson)
That the agenda is confirmed noting the following

- a) that item 8 (Hamilton Central Business Association – Six Monthly Update) is to be taken at 11.00am to accommodate external presenters; and
- b) that the item C4 (WRAL – Airport Extension Funding) be accepted as a late item in the public excluded section of the agenda. This report is late as the information in relation to the matter was only made available on 9 February 2019. The item is public excluded to enable Council to carry out commercial activities without disadvantage.

3. Declarations of Interest

Mayor King declared a conflict of interest in relation to item 6 (Chair’s Report) and item 7 (General Managers Report), specifically relating to the ‘Road Reserve Fencing’ issue. He would not take part in the discussion or vote on the matters.

Maangai Hill declared a conflict of interest in relation to item 7 (General Manager’s Report) specifically relating to the Amberfield Development Agreement (PDA) and item 9 (Peacocke Programme Quarterly Update). He would not partake in the discussion or vote for these items.

Cr Mallett declared a conflict of interest during the public excluded session in relation to item C3 (Arthur Porter Drive). He did not take part in the discussion or vote on the matters.

4. Public Forum

Roger Stratford – Mr Stratford spoke to item 8 (Hamilton Central Business Association – 6 Monthly Update) – specifically the events being held in Embassy Park. He noted that the movie screening were being well attended. He requested Council consider allowing alcohol to be sold during to movie showings. He responded to questions from Committee Members regarding the Alcohol Bylaw.

5. Confirmation of the Growth and Infrastructure Committee - Open Minutes - 6 December 2018

Resolved: (Cr Macpherson/Cr Taylor)

That the Committee confirm the Open Minutes of the Growth and Infrastructure Committee Meeting held on 6 December 2018 as a true and correct record.

6. Chair's Report

The Chair introduced his report, noting that information only reports previously received by the Growth and Infrastructure Committee would now be discussed separately from the meeting and that drop in sessions had been arranged to discuss the information. Along with staff, he responded to questions from Committee Members concerning the structure of drop in sessions.

In response to questions from Committee Members concerning the meaning of ‘receiving the report’ the Governance Advisor provided the following clarification: “By receiving a report a

committee is agreeing the report appropriately should form part of the official record of a Council meeting. As with all decisions, Elected Members must feel that the matter is consistent with the terms of reference for the committee and that they have sufficient information to make an informed decision, even if that decision is only to receive a report. Elected Members have the option to vote against the motion, or if their concern is to do with process or the need for more information to make an informed decision, they have the option to move a procedural motion.”

Staff Action: *Staff undertook to provide Committee Members with an update on the information only reports process, specifically concerning the structure of drop in sessions and the follow up actions from these sessions.*

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

7. General Managers' Report

Hamilton Housing Accord

The General Manager City Growth introduced this section of the report noting that the Housing Accord Legislation was to expire in September 2019. Staff responded to questions from Committee Members concerning potential new applications and the time constraints to process new applications due to the expiring legislation.

Maangai Hill declared a conflict of interest in relation to the Amberfield Development Agreement (PDA) section of the report. He did not partake in the discussion of the matter.

Amberfield Development Agreement (PDA)

The General Manager City Growth introduced this section of the report noting that discussions were continuing and Committee Members would be kept informed. She responded to questions from Committee Members concerning the development agreement details.

Strategic Regional Collaboration

The Executive Director Special Projects took this section of the report as read. He responded to questions from Committee Members concerning the future of Future Proof, the Healthy River Plan change to the Regional Policy Statement, and the active role that Waikato Tainui has as a partner in the Hamilton to Auckland Corridor Plan.

Paxster Operation and Monitoring Update

The City Transportation Operations Team Leader introduced this section of the report noting, that the Paxster Vehicle 12 month review period had concluded and was largely successful with minimal effect to pedestrians. Staff responded to questions from Committee Members concerning any incidents that had occurred.

Access Hamilton Taskforce Update

The Chair of the Access Hamilton Taskforce provided a verbal update on the recent taskforce meeting noting that the Gordonton/Thomas Road project was expected to be completed in March 2019.

Vision Zero Update

The City Transportation Operations Team Leader introduced this section of the report noting that the types of crashes causing death or serious injury were largely reflective of the high number of intersections in Hamilton. Staff responded to questions from Committee Members concerning the funding of infrastructure and education programmes to reduce the number of deaths on roads. It was noted that the Mayor and Chief Executive would write to New Zealand Police concerning the

use of red light cameras, and also to NZTA concerning their 2020 strategy plan and the introduction of compulsory driver training.

The meeting adjourned 10.57am to 11.10am.

Following the above adjournment the meeting continued with item 8 (Hamilton Central Business Association – Six Monthly Update) prior to continuing with the remainder of the General Managers' Report.

Footpath Renewals Programme Update

The City Transportation Operations Team Leader introduced this section of the report. She responded to questions from Committee Members concerning the survey operator, the faults identified during the survey of footpaths and the potential cost of footpath renewals.

Staff Action: *Staff undertook to provide further information regarding the financials/depreciation for footpath renewal/maintenance programmes to the Finance Committee.*

LED Streetlight Upgrade Programme Update

The City Transportation Operations Team Leader introduced this section of the report and responded to questions from Committee Members concerning scope of the LED Streetlight Upgrade Programme.

Waste Taskforce Update

The Chair of the Waste Taskforce introduced the section of the report. She and staff responded to questions from Committee Members concerning national 'Keep New Zealand Beautiful' branding and potential options to minimise waste at future events such as the HCBA Sevens.

Policy and Bylaw Review Update

The General Manager Infrastructure Operations introduced the report noting a request to defer the Encroachment Licence Policy review. Staff responded to questions from Committee Members concerning the Encroachment Licence Policy.

Gordonton Road Corridor

The General Manager Development introduced this section of the report noting that the expected completion date for the Thomas-Gordonton road intersection was March 2019. He responded to questions from Committee Members concerning the installation of raised safety platforms on intersection approaches to help manage vehicle speeds.

Passenger Rail Update

The General Manager Development introduced this section of the report and provided an update on the process. He responded to questions from Committee Members concerning funding and scope of the start-up service.

Mayor King, having previously declared a conflict of interest in relation to the Road Reserve Fencing – Liverpool Street section of the General Managers report, left the meeting prior to the discussion on the matter below.

Road Reserve Fencing – Liverpool Street

The General Manager Development introduced this section of the report noting whilst this matter was within his delegation to approve he felt the Committee should be appropriately informed on the process followed for this encroachment licence given the recent media interest on the matter. He responded to questions from Committee Members concerning the location of the fencing and the encroachment licence process.

Resolved: (Cr Macpherson/Cr Taylor)

That the Growth and Infrastructure Committee:

- a) receives the report;
- b) defers the Hamilton to Auckland Corridor Plan update (post the Governance Group meeting of 15 February 2019) to the Growth and Infrastructure meeting of 26 March 2019; and
- c) defers the Encroachment Licence Policy report, originally scheduled for the meeting of the Growth and Infrastructure meeting of 26 March 2019, to the Growth and Infrastructure meeting of 7 May 2019.

Cr O'Leary left the meeting (12.45pm) during the discussion on the Policy and Bylaw Review Update section of the above item. She was not present when the matters were voted on.

Mayor King left the meeting (1.07pm) prior to the discussion on the Road Reserve Fencing – Liverpool Street section of the above item. He was not present when the matters were voted on.

7. Hamilton Central Business Association (HCBA) - Six-Monthly Update

Vanessa Williams (General Manager HCBA) and Mike Neale (HCBA Executive Committee Member) introduced the report. They provided a presentation on the activities of HCBA. They and staff responded to questions from Committee Members concerning their recent events, the proposal for an upgrade to Garden Place, types of spaces available in the CBD, and CBD development concerns. They responded to the request from Mr Stratford made during the public forum section of the meeting, concerning the sale of alcohol during movie events in Embassy Park. They noted that they had made applications in the past to sell alcohol at similar events in public spaces and that those applications were declined.

Staff Action: *Staff undertook to provide information to Committee Members concerning timing around assisting HCBA with auditing vacant space in the CBD.*

Resolved: (Cr O'Leary/Cr Macpherson)

That the Growth and Infrastructure Committee receives the report.

Following the conclusion of the above item, the meeting continued with the discussion on item 7 (General Managers Report).

The meeting adjourned (1.44pm – 2.25pm)

Mayor King and Cr O'Leary re-joined the meeting at the conclusion of the above adjournment.

8. Peacocke Programme Quarterly Update

The Peacocke Project Manager spoke to the report, noting that there was to be a report to the Finance Committee Meeting on 21 February 2019 on the financial components of the project. Staff responded to questions from Committee Members concerning the land acquisition process including rights of first refusal, specific projects contained within the Peacocke Programme and future reporting on the Peacocke Programme.

Staff Action: *Staff undertook to consider how best to report on the Peacocke Programme at the next meeting of Council.*

Resolved: (Cr Macpherson/Cr Hamilton)

That the Growth and Infrastructure Committee:

- a) receives the report;
- b) notes that the Peacocke Capital Report and finances will be presented and discussed at the Finance Committee Meeting on 26 February 2019; and
- c) notes that the next Peacocke Progress report for the quarter ending 31 March 2019 will be presented to the Growth and Infrastructure Committee on 7 May 2019.

9. Waikato Region Cycle Trails Network - Programme Business Case 2018

The City Transportation Operations Team Leader introduced the report and responded to questions from Committee Members concerning funding and alignment with Council's vision/plans such as the Hamilton Biking Plan.

Resolved: (Cr Macpherson/Cr Southgate)

That the Growth and Infrastructure Committee:

- a) receives the report; and
- b) supports the Waikato Region Cycle Trails Network Programme Business Case and the transformational scenario that is being recommended, subject to the Programme Business Case reflecting stronger links to Hamilton's Urban Cycle Trail network; and
- c) notes that if the Waikato Regional Cycle Trail Network Programme Business Case is supported unanimously by the Waikato Region Cycle Trail Network members then a further report on financial implications and next steps will be brought to Council for consideration.

Cr Mallett dissenting.

10. Personal use transport vehicles for hire

The City Transportation Operations Team Leader introduced the item noting that there is a number of operators of personal use transport vehicles. A code of practice was to be created to accompany a permit to trade under the Public Places Bylaw. Staff responded to questions from Committee Members concerning the scope of the potential code of practice.

Resolved: (Cr O'Leary/Cr Bunting)

That the Growth and Infrastructure Committee recommends that the Council:

- a) approves the development of a draft code of practice to accompany a permit to trade under the Public Places Bylaw for operators of personal use transport vehicles for hire (Option 3 of this report);
- b) approves the development of a new fee for the issue of a permit to trade for operators of personal use transport vehicles for hire; and
- c) notes that fees and charges will be considered as part of the draft code of practice and brought back to Council through the Annual Plan process.

Cr Tooman, Pascoe and Mallett dissenting.

Cr Taylor retired from the meeting (4.18pm) during the discussion of the above item. He was not present when the matter was voted on.

11. Policy Review - Sale and Disposal of Council Land

The Strategic Property Manager took the report as read. He responded to questions from Committee Members concerning the clauses within the policy.

Resolved: (Mayor King/Cr Mallett)

That the Growth and Infrastructure Committee:

- a) receives the report; and
- b) recommends that the Council approves the Sale and Disposal of Council Land Policy.

12. Development Contributions Remissions Quarter 2 2019

The report was taken as read. Staff responded to questions from Committee Members concerning the previously approved remissions.

Resolved: (Cr Macpherson/Cr Mallett)

That the Growth and Infrastructure Committee receives the report.

Cr Hamilton retired from the meeting (4.43pm) during the discussion of the above item. He was not present when the matter was voted on.

13. Draft 2019 Growth and Infrastructure Committee Schedule of Reports

The report was taken as read.

Resolved: (Cr Bunting/Mayor King)

That the Growth and Infrastructure Committee:

- a) receives the draft 2019 Schedule of Reports; and
- b) notes that the Schedule of Reports is intended to be a living document that will be updated as necessary and will be made available to Elected Members on Onedrive.

15. 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 Growth and Infrastructure Committee) Good reason to withhold) information exists under) Section 7 Local Government	Section 48(1)(a)

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- Public Excluded Minutes) Official Information and
 - 6 December 2018) Meetings Act 1987
 -)
 - C2. Biosolids Collection and Disposal Services Contract Extension
 - C3. Arthur Porter Drive
 - C4. WRAL – Airport Extension Funding

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:

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| Item C1. | to prevent the disclosure or use of official information for improper gain or improper advantage | Section 7 (2) (j) |
| Item C2. | to enable Council to carry out commercial activities without disadvantage | Section 7 (2) (h)
Section 7 (2) (i) |
| Item C3. | to enable Council to carry out negotiations | |
| Item C4. | to maintain legal professional privilege | Section 7 (2) (g) |
| | to enable Council to carry out commercial activities without disadvantage | Section 7 (2) (h) |

The meeting went into a public excluded session at 4.47pm.

The meeting was declared closed at 6.08pm.