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## Council

### OPEN MINUTES

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**Minutes of a meeting of the Council held in Council Chamber, Municipal Building, Garden Place, Hamilton on Thursday 14 March 2019 at 9.30am.**

#### 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:

- Lance Vervoort – General Manager Community
- David Bryant – General Manager Corporate
- Sean Hickey – General Manager Strategy and Communication
- Eeva-Liisa Wright – General Manager Infrastructure Operations
- Chris Allen – General Manager Development
- Kelvin Powell – Acting General Manager City Growth
- Blair Bowcott – Executive Director Special Projects
- Luke O’Dwyer – City Planning Manager
- Andy Mannering – Manager Social Development
- Dan Finn – People, Safety and Wellness Manager
- Riki Manarangi - Programme Manager - Policy and Bylaw
- Debbie Lascelles – Community Services Manager
- Fraser McNutt – Planning Guidance Manager
- Nick Chester – Social Development Advisor
- Jason Howarth – Advisor to the Mayor
- Muna Wharawhara – Amorangi Maaori
- Natalie Palmer – Unit Manager Communications and Marketing
- Kelvin Powell – City Safe Unit Manager
- Cherie Meecham – Museum Director
- Hailey Max – i-SITE Manager
- Jeff Neems – Communications Advisor
- Mark Brougham – Programme Manager – Analysis and Research
- Dan Finn – People Safety and Wellness Manager

Maria Barrie – Parks and Recreation Manager  
Karen Kwok – Recreations and Community Facilities Senior Advisor  
Paul Bowman – Team Leader Economic Growth and Planning

Governance staff: Lee-Ann Jordan - Governance Manager  
Becca Brooke – Governance Team Leader  
Amy Viggers – Committee Advisors

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*Tame Pokaia opened the meeting with a Karakia.*

**1. Apologies**

**Resolved:** (Cr Southgate/Cr Mallett)

That the apologies for early departure from Cr Southgate and Cr Mallett are accepted.

**2. Confirmation of Agenda**

**Resolved:** (Mayor King/Cr Mallett)

That the agenda is confirmed noting that item 13 (Update on Hamilton i-SITE Review) is to be taken after item 11 (HCC's Draft 1 Submission to the WEL Energy Trust's 2019-20 Draft Annual Plan) to accommodate a request from an Elected Member.

**3. Declarations of Interest**

No members of the Council declared a Conflict of Interest.

**4. Public Forum**

**Carolyn McKenzie (Representing the Hamilton Residents & Ratepayers Assn Inc)** spoke to item 18 (Standing Orders). Ms McKenzie suggested that Elected Members should receive agendas earlier than the current service standard of 3 clear working days to assist with informed decision making.

**Lale Ieremia and Richard Coventry (representing The Perry Group)** spoke to item 14 Special Housing Areas (SHA) - Expressions of Interest - Round 2). They expressed frustration at the delays for approval of Special Housing Area Applications.

**Bridie Sweetman (Representing the New Zealand Prostitutes' Collective)** spoke to item 12 (Prostitution Bylaw Review - Determination and Consultation). She spoke regarding the Council's current Prostitution Bylaw and noted that Auckland and Wellington did not have a bylaw, and that in her view the bylaw was contrary to legislation. She responded to questions from Elected Members concerning the legality of the current bylaw.

**Bert and Robyn Jackson** spoke to item 12 (Prostitution Bylaw Review - Determination and Consultation). They spoke in support of the current bylaw remaining in place.

**Lindsay Cumberpatch (DV Bryant Trust) & Yvonne Wilson (Te Runanga o Kirikiriroa)** spoke to Item 10 (Social Housing Fund Update). They spoke in support of a Community Land Trust noting that it could address affordability concerns in Hamilton.

**Samantha Rose** spoke to Item 10 (Social Housing Fund Update). Ms Rose noted that the Community Land Trust model was very successful overseas and could address affordable housing concerns in Hamilton if implemented.

**James Whetu and Bella Takiari-Brame – (Maangi Maaori Representatives)** spoke to item 8 (Chair's Report). They spoke in support of the cultural appropriateness section of the Chair's Report and noted that, in their opinion, the proposal to review names of roads and streets would demonstrate the city's support of Maaori.

**Roger Stratford** spoke to item 8 (Chair's Report). Mr Stratford expressed his opinion that there should be no changes to current street or road names as he felt that the name of a street did not endorse an individual's actions.

**Jason Ake (Representing Waikato Tainui)** spoke to item 8 (Chair's Report). He noted that Waikato Tainui strongly supported a number of street names being changed as they felt this would have a positive effect for Maori and that there was a broader historical context.

*Circulated prior to the meeting was a letter from Mr Brett Erceg who was unable to attend the meeting. A copy of the letter is attached to the minutes as appendix 1.*

**5. Confirmation of the Council Open Minutes - 7 February 2019**

**Resolved:** (Mayor King/Deputy Mayor Gallagher)

That the Council confirm the Open Minutes of the Council Meeting held on 7 February 2019 as a true and correct record.

**6. Confirmation of the Elected Members' Briefing Open Notes - 31 January 2019**

**Resolved:** (Mayor King/Deputy Mayor Gallagher)

That the Council confirm the Open Notes of the Elected Members' Briefing held on 31 January 2019 as a true and correct record.

**7. Confirmation of the Elected Members' Briefing Open Notes - 14 February 2019**

**Resolved:** (Mayor King/Deputy Mayor Gallagher)

That the Council confirm the Open Notes of the Elected Members' Briefing held on 14 February 2019 as a true and correct record noting the addition of Cr Mallett's questions on the amounts distributed through the Wel Energy rates rebates.

**8. Chair's Report**

The Chair took the report as read. He responded to questions concerning the scope and cost of the report to review the names of streets and parks, and details of the Council's submission to the Ministry of Education's February 2019 Consultation Discussion Document 'Reform of Vocational Education'.

The Chair noted he agreed to the removal of the word 'accepted' from Paragraph One of Chair's report at the request of Elected Members.

**Cultural appropriateness**

**Resolved:** (Mayor King/Cr Southgate)

That the Council requests the Chief Executive to work with Waikato-Tainui to provide a high level report relating to issues of cultural sensitivity with the names of Council controlled sites (including roads and parks).

**The Motion was put.**

**Those for the Motion:**

Mayor King, Deputy Mayor Gallagher, Crs Southgate, Bunting, Macpherson, Henry, and O'Leary.

**Those against the Motion:**

Crs Pascoe, Mallett, Tooman, Taylor, Casson and Hamilton.

**The Motion was declared CARRIED.**

**Community Lands Trust**

**Resolved:** (Cr Macpherson/Cr Bunting)

That the Council receives the report.

**Development of a Council Submission to the Ministry of Education's February 2019 Consultation Discussion Document 'Reform of Vocational Education'**

**Resolved:** (Mayor King/Cr Southgate)

That the Council:

- a) request staff to draft a submission to the MOE's February 2019 Consultation Discussion Document 'Reform of Vocational Education';
- b) that the draft Council submission be circulated to Elected Members for discussion at the 21 March 2019 Council Briefing; and
- c) that the Chief Executive be given delegated authority to approve Council's final submission that will be sent to the MOE by 27 March 2019.

**The meeting adjourned 11.13am to 11.25am.**

**9. HCC's Draft 1 submission to the NZ Productivity Commission's Local Government Funding and Financing Inquiry**

The Executive Director Special Projects took the report as read.

Elected Members requested staff include the following topics within the submission:

- affordability concerns;
- cost of legislation processes to Local Government;
- funding limitations placed on Local Government
- potential revenue options; and
- the role of Central Government to facilitate efficiency in Local Government.

**Resolved:** (Mayor King/Cr Casson)

That the Council:

- a) receives the report;
- b) approves HCC's Draft 1 submission to the NZ Productivity Commission's Local Government Funding and Financing Inquiry as set out in Attachment 1 of the staff report; and
- c) notes the final submission will be sent to the NZ Productivity Commission following approval.

**10. Social Housing Fund Update**

The Manager Social Development introduced the report noting that the previous resolution of the Council was for \$2 million to be used for research, administration, concepts, design and consent for providers of social housing in Hamilton. He responded to questions from Elected Members concerning the proposed land trust model, partners that could work with the Council, and the financial impact from moving funding to earlier years in the 2018-28 10-Year Plan.

**Resolved:** (Mayor King/Cr Macpherson)

That the Council:

- a) receives the report;

- b) approves, for the purposes of preparing the draft 2019-20 Annual Plan budget, reallocating funding for social housing as follows:
  - i. \$600,000 of debt funding brought forward from 2022-2024 to 2019-2020;
  - ii. \$600,000 of debt funding brought forward from 2022-2024 to 2020-2021;
- c) approves, for the purposes of preparing the draft 2019-2020 Annual Plan budget, that this funding (in addition to the \$400,000 per year currently allocated to social housing in 2019-2020 and 2020-2021) is to be available to go towards a community land trust;
- d) delegates the Chief Executive to negotiate as required with Community Trusts and other potential partners to develop a community land trust model; and
- e) requests the Chief Executive to report back to Council by 27 June 2019 on the proposed land trust model.

Cr Mallett Dissenting.

#### **11. HCC's Draft 1 Submission to the WEL Energy Trust's 2019-20 Draft Annual Plan**

The report was taken as read.

*Following discussion and prior to the debate and voting on the above item, the meeting moved on to item 13 (Update on Hamilton I-Site Review) before continuing with Item 11 (HCC's Draft 1 Submission to the WEL Energy Trust's 2019-20 Draft Annual Plan).*

#### **12. Update on Hamilton i-SITE Review**

The report was taken as read. Staff responded to questions from Elected Members concerning option (b), which was to relocate the i-SITE, current overheads expenditure, current revenue streams and how they differ from other i-SITEs in the country and the findings of the review of Hamilton i-SITE.

**Motion:** (Cr Southgate/Cr Taylor)

That the Council:

- a) notes that a breakeven result of the Hamilton i-SITE is unachievable;
- b) approves the retention of the Hamilton i-SITE operation under a changed operating model (detailed in this report as Option B) within the Visitor Destinations Unit, physically located at Waikato Museum (Artspost) due to potential savings and activity synergies;
- c) notes that Option B will:
  - i. lead to an operating cost saving of \$283,943 in the 2019/20 financial year and \$340,000 in the years beyond.
  - ii. add significant value to the visitor experience at the Waikato Museum (Artpost);
  - iii. lead to the retention of three permanent i-SITE staff (3.00 FTE), the disestablishment of one permanent position (0.19 FTE) and the non-renewal of contracts for six staff currently employed in a fixed term or on a casual basis.

**Amendment:** (Cr O'Leary/Cr Pascoe)

That the Council receive the report.

**Procedural Motion**

**Resolved :** (Mayor King/Cr Southgate)

That the item of business be deferred to the next meeting of Council (4 April 2019).

**Deputy Mayor Gallagher, Crs O'Leary and Mallett Dissenting.**

**The meeting adjourned 1.23pm to 2.15pm.**

*Cr Southgate retired from the meeting during the above adjournment.*

*Following the adjournment, the meeting continued with the debate and vote on item 11 (HCC's Draft 1 Submission to the WEL Energy Trust's 2019-20 Draft Annual Plan).*

**13. HCC's Draft 1 Submission to the WEL Energy Trust's 2019-20 Draft Annual Plan – continued.**

**Motion:** (Mayor King/Cr Macpherson)

That the Council:

- a) receives the report;
- b) approves HCC's draft 1 submission to the WEL Energy Trust's 2019-20 Annual Plan; and
- c) approves the Mayor present HCC's submission, noting that he will request the Trust include a grant for a Lands Trust matching Council's resolution of Item 10 - Social Housing Fund Update – Council Meeting 14 March 2019.

**Amendment:** (Cr Mallett/Cr Casson)

That the Council:

- a) receives the report;
- b) approves HCC's draft 1 submission to the WEL Energy Trust's 2019-20 Annual Plan; and
- c) approves the Mayor present HCC's submission, noting that he will request the Trust include a grant for a Lands Trust matching Council's resolution of Item 10 - Social Housing Fund Update – Council Meeting 14 March 2019; and
- d) requests WEL Energy re-introduce the electricity rebate scheme.

**The Amendment was put.**

**Those for the Amendment:** Crs Mallett, Tooman and Casson.

**Those against the Amendment:** Mayor King, Deputy Mayor Gallagher, Crs Pascoe, O'Leary, Macpherson, Bunting, Henry, Taylor and Hamilton.

**The Amendment was declared LOST.**

**The Motion was then put and declared CARRIED.**

**Resolved:** (Mayor King/Cr Macpherson)

That the Council:

- a) receives the report; and
- b) approves HCC's draft 1 submission to the WEL Energy Trust's 2019-20 Annual Plan; and
- c) approves the Mayor present HCC's submission, noting that he will request the Trust include a grant for a Lands Trust matching Council's resolution of Item 10 - Social Housing Fund Update – Council Meeting 14 March 2019.

**Cr Mallett Dissenting.**

**14. Prostitution Bylaw Review - Determination and Consultation**

The report was taken as read. Staff responded to questions from Elected Members concerning the definition of soliciting that was included in the Bylaw, the potential legal risk to the Council if the Bylaw was to remain as it was, and the number of proven complaints since the Bylaw was adopted.

**Resolved:** (Cr Macpherson/Cr O'Leary)

That the Council:

- a) approves that the current Hamilton City Council Prostitution Bylaw is the most appropriate means of controlling the issue of prostitution services in Hamilton City; and
- b) approves public consultation for one month, from 18 March to 18 April 2019, on the proposed continuation of the current Prostitution Bylaw.

**15. Special Housing Areas (SHA) - Expressions of Interest - Round 2**

The City Planning Manager introduced the report noting that the Endeavour Avenue Special Housing Area application had been withdrawn by Housing NZ after the agenda was printed. He responded to questions from Elected Members concerning the timeline for applications due to the legislation being repealed in September 2019, past concerns regarding the Quentin Drive application, and the frustration raised during public forum that applications were still being considered by the Ministry of Housing and Urban Development.

**Resolved:** (Cr Hamilton/Cr Bunting)

That the Council:

- a) receives the report; and
- b) approves Quentin Drive (Enlarged Proposal) EOIs as scheduled in Attachment 1 for:
  - further evaluation, in accordance with the criteria set out in the Hamilton Special Housing Areas Policy and the Housing Accords and Special Housing Areas Act 2013 (HASHAA); and
  - public feedback for four weeks, from 18 March to 12 April 2019; and
- c) requests the Chief Executive write to Minister Salesa and cc Jacinda Ardern, Phil Twyford, Nanaia Mahuta and Jamie Strange concerning this Council's frustrations around time delays and uncertainties relating to the SHA process by 21 March 2019.

**Crs Casson and Tooman Dissenting.**

*Cr Mallett retired from the meeting (3.05pm) during the discussion of the above item. He was not present when the matter was voted on.*

**The meeting adjourned 3.52pm to 4.05pm.**

**16. Prioritisation of upcoming District Plan Changes**

The City Planning Manager introduced the report. He responded to questions from Elected Members concerning the plan change process.

**Resolved:** (Cr Macpherson/Deputy Mayor Gallagher)

That the Council:

- a) receives the report; and

- b) requests staff begin work on the following plan changes to the District Plan:
  - i. Heritage and Character;
  - ii. Te Rapa North – Deferred Industrial Zone; and
  - iii. Removal of development plan provisions.

#### 17. Management of Te Rapa Sportsdrome

The Manager Social Development took the report as read and responded to questions from Elected Members concerning overhead figures, other management options such as a lead lease, and asset management to ensure the Council is providing what the community needs.

**Staff Action:** Staff undertook to provide Elected Member with the overhead figures and breakdown for the Te Rapa Sportsdrome.

**Resolved:** (Cr Macpherson/Cr Henry)

That the Council:

- a) receives the report; and
- b) approves retaining the management of Te Rapa Sportsdrome in-house by Hamilton City Council.

#### 18. Safety and Wellness Performance Update

The People, Safety and Wellness Manager took the report as read and responded to questions from Elected Members concerning details within the Safety and Wellness Audit and Risk Report.

**Resolved:** (Cr Casson/Cr Tooman)

That the Council:

- a) receives the report; and
- b) notes that the Council's safety performance is steady, and several pro-active initiatives are being deployed to support our high-performance culture through improved work practices and mindsets.

#### 19. Review of Standing Orders

The Governance Manager introduced the report, noting that there were some suggested changes following discussions with Elected Members since the report was included in the agenda. She provided clarification to Elected Members on their requested changes to the draft Standing Orders for the following sections: 4.2 Meeting duration; 9.6 Chairperson's report; 9.7 Public availability of the agenda; 9.10 Distribution of the agenda; 9.17 receiving a report; 13 Members attending by audio visual link and 21.2 Time limits on speakers.

**Resolved:** (Cr O'Leary/Cr Macpherson)

That the Council approve for inclusion in the revised Standing Orders:

Clause 4.2 - Meeting Duration - No meeting is to sit for more than 2 hours without a break of 10 minutes

**Cr Casson and Mayor King Dissenting**

**Motion:** (Cr Pascoe/Cr O'Leary)

That the Council approve for the inclusion in the revised Standing Orders:

Clause 9.10 - Distribution of Agendas - Receipt of meeting agenda be increased from 3 working days to 5 working days, noting there will be a lead in time to this change with full effect of this clause starting in the 2019-2022 Triennium.

**Amendment:** (Mayor King/Cr Ryan)

That the Council approve for the inclusion in the revised Standing Orders:

Clause 9.10 - Distribution of Agendas - Receipt of meeting agenda be increased from 3 working days to 4 working days, noting there will be a lead in time to this change with full effect of this clause starting in the 2019-2022 Triennium.

**The Amendment was put.**

**Those for the Amendment:**

Mayor King, Deputy Mayor Gallagher, Crs Hamilton, Taylor, Casson, and Macpherson.

**Those against the Amendment:**

Crs O'Leary, Pascoe, Tooman, Henry and Bunting.

**The Amendment was declared CARRIED.**

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

**Resolved:** (Mayor King/Cr Ryan)

That the Council approve for the inclusion in the revised Standing Orders:

Clause 9.10 - Distribution of Agendas - Receipt of meeting agenda be increased from 3 working days to 4 working days, noting there will be a lead in time to this change with full effect of this clause starting in the 2019-2022 Triennium.

**Motion:** (Cr Pascoe/Cr O'Leary)

That the Council approve for the inclusion in the revised Standing Orders:

Clause 21.2 – Time Limit on Speakers - In all cases, speaking time for debate be 5 minutes, with a majority vote/agreement of the meeting to reduce the time to 3 minutes for debate.

**Amendment** (Cr Taylor/Cr Henry)

That the Council approve for the inclusion in the revised Standing Orders:

Clause 21.2 – Time Limit on Speakers - In all cases, speaking time for debate be 3 minutes, with a majority vote/agreement of the meeting to increase the time to 5 minutes for debate.

**The Amendment was put.**

**Those for the Amendment:**

Mayor King, Crs Taylor, Casson, Tooman, Bunting, Hamilton, Henry, and Macpherson.

**Those against the Amendment:**

Deputy Mayor Gallagher, Crs Pascoe and O'Leary.

**The Amendment was declared CARRIED.**

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

**Resolved:** (Cr Taylor/Cr Henry)

That the Council approve for the inclusion in the revised Standing Orders:

Clause 21.2 – Time Limit on Speakers - In all cases, speaking time for debate be 3 minutes, with a majority vote/agreement of the meeting to increase the time to 5 minutes for debate

**Cr Pascoe Dissenting.**

**Resolved:** (Cr Casson/Deputy Mayor Gallagher)

That the Council adopts the draft Standing Orders as set out in Attachment 2 of this report as Hamilton City Council's Standing Orders from 15 March 2019 subject to the approved changes noted above and noting minor amendments/clarifications outlined by staff.

*Cr O'Leary retired from the meeting (5.34pm) during the discussion of the above item. She was not present for the final vote on the matter.*

## **20. Recommendations from the Growth and Infrastructure Committee**

The Chair of Growth and Infrastructure Committee introduced the report noting that the Sale and Disposal of Council Land Policy needed to be further considered to ensure it aligned with the development of the Social Housing Fund. Therefore the Sale and Disposal of Council Land policy would be reported back to Council by August 2019.

### **Personal Use Transport Vehicles for Hire**

**Resolved:** (Cr Macpherson/Cr Taylor)

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.

## **21. Recommendations from the Community, Services & Environment Committee**

The Deputy Chair of the Community, Services & Environment Committee took the report as read.

### **2019 Smokefree and Vapefree Outdoor Areas Policy and Smokefree Plan**

**Motion:** (Cr Hamilton/Cr Pascoe)

That the Council approves the 2019 Smokefree and Vapefree Outdoor Areas Policy and Smokefree Plan.

**Amendment:** (Cr Bunting/Cr Taylor)

That the Council:

- a) approves the 2019 Smokefree Outdoor Areas policy and Smokefree Plan with the removal of all references to vaping; and
- b) notes that this policy is to be revisited in a year.

**The Amendment was put.**

**Those for the Amendment:**

Mayor King, Deputy Mayor Gallagher, Crs

Tooman, Macpherson, Bunting, Casson and Taylor.

**Those against the Amendment:** Crs Pascoe, Henry and Hamilton.

**The Amendment was declared carried.**

**The Amendment as the Substantive Motion was then put and declared carried.**

**Resolved:** (Cr Bunting/Cr Taylor)

That the Council:

- a) approves the 2019 Smokefree Outdoor Areas policy and Smokefree Plan with the removal of all references to vaping; and
- b) notes that this policy is to be revisited in a year.

**Cr Henry Dissenting.**

**Draft Playgrounds of the Future Plan and playgrounds development programme**

**Resolved:** (Cr Hamilton/Cr Macpherson)

That the Council approves the Draft Playgrounds of the Future Plan and playgrounds development programme.

**22. Recommendations from the Finance Committee**

The Deputy Chair of the Finance Committee took the report as read.

**Municipal and Domain Endowment Funds Policy**

**Resolved:** (Cr Pascoe/Cr Casson)

That the Council approves the **Municipal and Domain Endowment Funds Policy**.

**Freeholding of Council Endowment Land Policy**

**Resolved:** (Cr Pascoe/Cr Casson)

That the Council approves the **Freeholding of Council Endowment Land Policy**.

**Appointment and Remuneration of Board Members of COs, CCOs and CCTOs Policy**

**Resolved:** (Cr Pascoe/Cr Casson)

That the Council approves the revised **Appointment and Remuneration of Board Members of COs, CCOs and CCTOs Policy**.

**Vibrant Hamilton Trust**

**Resolved:** (Cr Pascoe/Cr Casson)

That the Council notes the **Vibrant Hamilton Trust** has officially wound up and that the Hamilton City Council Governance Structure will be updated accordingly.

**Financial Strategy Monitoring Report**

**Resolved:** (Cr Pascoe/Cr Casson)

That the Council:

- a) approves the rephasing and delay deferrals of an additional \$10.7M capital projects from 2018/19 to 2019/20 as listed in the February 2019 Capital Portfolio Monitoring Report;
- b) approves the significant forecast adjustments as set out in paragraphs 24 to 27 of the staff

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 31 to 37 of the staff report.

**22. Resolution to Exclude the Public**

**Resolved:** (Mayor King/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 the Council Public Excluded Minutes 7 February 2019	) Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
C2. Contract 17368 - Telecommunications Services	)	

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 enable Council to carry out negotiations Section 7 (2) (i)

**The meeting went into a Public Excluded session at 6.01pm.**

**The meeting was declare closed at 6.04pm.**

## Appendix 1

Hello Councilors sorry I cannot be there. I am opposed to changing any street names with historical figures , lets take Major Von Tempksy.

James Shanaghan, an eyewitness, reported how Tempsky died:

I had not gone far when a man of our company was shot. The Major went to his assistance, and was shot, the bullet entering the centre of his forehead. He fell dead on top of the man to whose assistance he was going. That was how Tempsky died.<sup>[2]</sup>

Although the corpses of some other soldiers were eaten, **Tempsky was held in high esteem by the Maori**, and **Kimble Bent** said that Titokowaru ordered that Tempsky's body be placed onto a funeral pyre in the center of the marae.<sup>[8]</sup> In 1965, Tonga Awikau,<sup>[9]</sup> Mr aged 101, described how as a child he had seen this cremation of 20 British dead, including Major Von Tempksy.

Far more Maori died and where enslaved in tribal fighting than in all the NZ wars, should we ban any signs with Maori names who killed Maori Or Pakeha?

History is History, warts and all. That is part of our History

However I would like to see more new signs and statues that recognize respected Maori from the area and New Zealand

Plus I am disappointed that he council had a private meeting around this, as it seems if you vandalize property you will get heard.

I also think names of areas and streets are historic heritage: According to Hamilton city web site

*Historic heritage is an integral part of Hamilton's character and its future development. For this reason the destruction or alteration of buildings, or significant elements of buildings, objects, areas, trees and Maaori sites that are of heritage significance will be assessed against criteria which seek to maintain an item's heritage value. The loss of heritage values will be considered through a resource consent process.*

I and others I know would be culturally insulted as a human, if New Zealand's history is whitewashed by the council. It does not belong to us, it belongs to New Zealand

Thank you

Major General Thomas Galloway Galloway Street

FitzRoy Governor of New Zealand, Fitzroy suburb

Charles Heaphy, who was awarded New Zealand's first Victoria Cross fighting with Von Tempski, Heaphy river, Heaphy track.