
Council

OPEN MINUTES

Minutes of a meeting of the Council held in Council Chamber, Municipal Building, Garden Place, Hamilton on Tuesday 21 May 2019 at 9.35am.

PRESENT

Chairperson Mayor A King
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
 David Bryant - General Manager Corporate
 Sean Hickey – General Manager Strategy and Communication
 Eeva-Liisa Wright – General Manager Infrastructure Operations
 Jen Baird – General Manager City Growth
 Sean Murray - General Manager Venues, Tourism and Major Events
 Blair Bowcott – Executive Director Special Projects
 Tracy Musty – Financial Controller
 Christie Harger – Corporate Business Manager
 Andy Mannering – Manager Social Development
 Julie Clausen – Programme Manager
 Stafford Hodgson – Programme Manager, Economic and Policy
 Greg Carstens – Growth, Funding and Analytics Unit Manager

Governance Staff: Lee-Ann Jordan – Governance Manager
 Amy Viggers, Rebecca Watson and Claire Guthrie – Committee Advisors

The meeting was opened with a Karakia from Tame Pokaia and a reading from the Reverend Phil Wilson.

1. Apologies

Resolved: (Mayor King/Cr Bunting)
That the apologies for absence from Deputy Mayor Gallagher, and for early departure from Cr Bunting are accepted.

2. Confirmation of Agenda

Resolved: (Mayor King/Cr Casson)
That the agenda is confirmed.

3. Declarations of Interest

No members of the Council declared a Conflict of Interest.

4. Public Forum

Roger Stratford spoke to item 7 (Chair's Report) concerning the contestable cat de-sexing fund proposal. He felt that the matter was not a matter for the Council instead it was a matter for individuals.

Jay Johanssen and Rachel Maher (representing Paws for Life) spoke to item 7 (Chair's Report) in support the contestable cat de-sexing fund proposal. They noted that the impact of wild cats on the city was large and that their goal was not to subsidise de-sexing of domestic cats, instead they wanted to remove, de-sex and rehome abandoned cats which would reduce the wild animal population.

5. Confirmation of Council Open Minutes - 4 April 2019

Resolved: (Mayor King/Cr Bunting)

That the Council confirm the Open Minutes of the Council Meeting held on 4 April 2019 as a true and correct record.

6. Confirmation of the Extraordinary Council Open Minutes - 9 May 2019

Resolved: (Mayor King/Cr Southgate)

That the Council confirm the Open Minutes of the Extraordinary Council Meeting held on 9 May 2019 as a true and correct record.

7. Chair's Report

The report was taken as read. Along with staff, Mayor King responded to questions from Elected Members concerning the source of the proposed Contestable Cat De-Sexing fund, administration costs, the other funds available to charities such as 'Paws for Life', the cost to de-sex or euthanise and dispose of a cat and how the potential contestable fund/grant policy would differ from the Council's current contestable fund policies.

Resolved: (Mayor King/Cr Bunting)

That that Council approves the addition of the proposal for the Establishment of a Contestable Cat De-Sexing Fund, (attachment 2 of this report) for consideration within the 2019/20 Annual Plan Deliberations report on this agenda.

Those for the Motion:

Mayor King, Councillors Mallett,
Macpherson, Bunting, Henry, Southgate,
Taylor and Hamilton.

Those against the Motion:

Councillors Pascoe, Tooman, O'Leary and
Casson.

The Motion was declared CARRIED.

8. Proposed Development Contributions Deliberations Report

The Growth, Funding and Analytics Unit Manager introduced the report. He noted that there would be a report brought to the September 2019 Council meeting to address additional feedback received concerning the Development Contributions Policy that was not a part of proposed changes outlined in the staff recommendation.

Staff responded to questions from Elected Members concerning the process to address developers concerns with the current and proposed Development Contributions Policy, the process to include development contribution charges on new capital projects, the effect on the Council's growth paying for growth financial strategy and how staff will increase engagement between developers and the Council concerning development contributions.

Resolved: (Mayor King/Cr Casson)

That the Council

- a) receives the report;
- b) approves the following changes to the proposed Development Contributions Policy 2019/20 to:
 - i. include relevant changes to the Council's 10-Year-Plan growth and capital programme including updated actual 2018 development contributions revenue and minor changes to growth projections in Te Rapa North;
 - ii. include growth projections relating to the Rotokauri North SHA the in refreshed DC model;
 - iii. introduce a 66% remission for developments located in the CBD, effective from 1 July 2019 until 30 June 2021;
 - iv. cap Rotokauri catchment charge for non-residential development at next highest catchment charge; and
- c) notes that the proposed Policy is scheduled to be approved at the 20 June 2019 Annual Plan Council meeting; and
- d) notes staff will bring a report to the Council no later than 17 September 2019 to address the information requests Elected Members made following verbal submissions on areas of the Policy not addressed in this report.

Cr Mallett Dissenting.

The meeting adjourned 11.27am to 11.44am.

9. 2019/20 Annual Plan Deliberations

The General Manager Corporate and General Manager Strategy and Communication introduced the report. They responded to questions from Elected Members concerning the operating expenditure budget adjustments, when Council would balance it's books based on the current proposals, what effect reimagining local government could have on the financial strategy, and the potential structure of the Social Housing Fund proposal.

For further information concerning content and discussion of the below matters, please refer to the following recording of the meeting:

<https://www.youtube.com/user/HamiltonCityCouncil/videos?view=0>

Resolved: (Mayor King/Cr Hamilton)

That the Council:

- a) receives the report;

Budget Adjustments

- b) approves additional 2019/20 operating budget adjustments (excluding proposals) as set out below:

i) <u>Operating Revenue Adjustments</u>	(Increase)/Decrease since 4 April 2019 \$000
Impact of deferrals on NZTA capital subsidies	6,192
Development Contribution revenue adjustment	(283)
Total adjustment in operating revenue	5,909

ii) <u>Operating Expenditure Adjustments</u>	Increase/(Decrease) since 4 April 2019 \$000
Cleaning contract cost increase	218
Professional services for the alternative infrastructure finance project (SPV)	750
Fixed term resources for risk security and LGOMIA	250
Election costs	100
Interest savings	(1,858)
Increase in depreciation	4,260
Total	3,720

- c) approves additional 2019/20 capital budget adjustments (excluding proposals) as set out below:

<u>Capital Expenditure Adjustment</u>	Increase/(Decrease) since 4 April 2019 \$000
Deferrals (uninflated)	19,550
Capital expenditure brought forward from future years (uninflated)	1,865
Inflation change on deferrals and capital expenditure brought forward	1,380
Total	22,795

Cr Mallett Dissenting.

Proposals

Resolved: (Mayor King/Cr Taylor)

- d) That the Council approves the inclusion in the 2019/20 Annual Plan budget of an additional \$150,000 operating funding for a **traffic study** in Greenwood St/Kahikatea Dr area, undertaken jointly with NZ Transport Agency.

Cr Tooman Dissenting.

Resolved: (Cr O’Leary/Cr Casson)

- e) That the Council approves the inclusion in the 2019/20 Annual Plan budget of an additional \$230,000 operating funding to trial in 2019/20 a **seven-day-a-week mobile unit** (five additional FTE) to patrol and respond to complaints of begging and anti-social behaviour in suburban Hamilton.

Those for the Motion: Mayor King, Councillors Bunting, Casson, Henry, O’Leary, Southgate, Taylor, and Tooman.

Those against the Motion: Councillors Pascoe, Mallett, Macpherson and Hamilton.

The Motion was declared CARRIED.

Resolved: (Mayor King/Cr Bunting)

- f) That the Council approves the reallocation of 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; and
- g) Notes that the social housing funding reallocated in f) above (in addition to the \$400,000 per year currently allocated to social housing in 2019-20 and 2020-21) including being available for a community land trust subject to the decision still to be made by the Council on this matter;

Cr Mallett Dissenting.

Resolved: (Cr Taylor/Mayor King)

- h) That the Council approves the inclusion in the 2019/20 Annual Plan budget of an additional \$200,000 operating funding to develop **an updated 20-year vision for the central city** and sufficient detail on public projects to inform the 2021-31 10-Year Plan deliberations.

Cr Mallett Dissenting.

Resolved: (Cr Taylor/Mayor King)

- i) That the Council approves the inclusion in the 2019/20 Annual Plan budget of an additional \$150,000 capital funding to contribute to development of **an alternative structure for swimmers/divers** or vessels at Hamilton Gardens;

Cr Pascoe, Tooman, and Mallett Dissenting.

Resolved: (Mayor King/Cr Southgate)

- j) That the Council approves the inclusion in the 2019/20 Annual Plan budget of an additional \$1M of capital funding to **enable a response to findings from the seismic assessment** of Hamilton City Council buildings.

The meeting adjourned 1.19pm to 1.30pm.

Procedural Motion: (Cr Pascoe/Cr Casson)

That the a contestable cat de-sexing fund proposal be referred for consideration within the annual Plan Process for 2020/21.

Those for the Procedural Motion: Councillors O’Leary, Pascoe, Henry, and Casson.

Those against the Procedural Motion: Mayor King, Councillors Tooman, Macpherson, Mallett, Hamilton, Bunting, Taylor, and Southgate.

The Procedural Motion was declared LOST.

Resolved: (Cr Bunting/Mayor King)

- k) That the Council establishes a contestable cat de-sexing fund of \$100,000 annually operated by Animal Control:
- i. Council’s Community and Social Development team provide administrative support to the fund; and
 - ii. Conditions of the fund include: must only be for de-sexing of abandoned cats, and not for operational costs, applicants are required to show track record of delivering an organised programme (at least 100 cats a year) in this area, funding allocation only to be used for cats that are located within the Hamilton City Council Boundaries.

Those for the Motion: Mayor King, Councillors Macpherson, Mallett, Hamilton, Bunting, Taylor, and Southgate.

Those against the Motion: Councillors O’Leary, Pascoe. Tooman, Henry, and Casson.

The Motion was declared CARRIED.

Resolved: (Cr Southgate/Cr Macpherson)

- l) That the Council allocate \$100,000 to increase the Single Year Community Grant per annum.

Those for the Motion: Mayor King, Councillors Bunting, Casson, Macpherson, Southgate, Taylor, and Hamilton.

Those against the Motion: Councillors O’Leary, Pascoe, Tooman, Mallett and Henry.

The Motion was declared CARRIED.

The meeting adjourned 2.07pm to 2.14pm.

Financial Strategy

Resolved: (Mayor King/Cr Taylor)

That the Council:

- m) notes that if the budget changes in recommendations (b) to (l) are approved by the Council, the effect on the 2019/20 financial position is as follows:
 - an operating surplus of \$110.495M;
 - a total capital programme cost of \$323.604M;
 - debt to revenue ratio of 167%;
 - net debt of \$525.904M;
 - balancing the books deficit of \$6.326M.
- n) notes that if the budget changes in recommendations (b) to (l) are approved by the Council, the effect on the financial strategy over the 10-Year Plan period is as follows:
 - debt to revenue remains within 230%;
 - net debt peaks at \$729M in Year 5 (2022/23);
 - the books are balanced in 2022/23.

Cr Pascoe, Tooman, and Mallett Dissenting.

10. Resolution to Exclude the Public

Resolved: (Mayor King/Cr Macpherson)

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 Council Public Excluded Minutes - 4 April 2019) Good reason to withhold information exists under Section 7 Local Government	Section 48(1)(a)
C2. Confirmation of the Extraordinary Council Public Excluded Minutes - 9 May 2019) Official Information and Meetings Act 1987	

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 prevent the disclosure or use of official information for improper gain or improper advantage | Section 7 (2) (j) |

The meeting went into a public Excluded session 2.29pm.

The meeting was declared closed at 2.29pm.