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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 30 May 2019 at 9.36am.**

#### 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
David Bryant – General Manager Corporate
Jen Baird – General Manager City Growth
Chris Allen - General Manager Development
Eeva-Liisa Wright – General Manager Infrastructure Operations
Sean Hickey – General Manager Strategy and Communication

Governance Staff:

Lee-Ann Jordan – Governance Manager
Amy Viggers and Rebecca Watson – Committee Advisor

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#### 1. Apologies

There were no apologies.

#### 2. Confirmation of Agenda

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

That the agenda is confirmed noting that item 17 (Recommendation from the Finance Committee Meeting of 23 May 2019) was circulated under separate cover prior to the meeting.

#### 3. Declarations of Interest

No members of the Council declared a Conflict of Interest.

**4. Public Forum**

No members of public wished to speak.

**5. Confirmation of the Extraordinary Council Open Minutes 9 April 2019**

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

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

**6. Confirmation of the Council Open Minutes 18 April 2019**

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

That the Council confirm the Open Minutes of the Council Meeting held on 18 April 2019 as a true and correct record.

**7. Confirmation of the Extraordinary Council Open Minutes 29 April 2019**

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

That the Council confirm the Open Minutes of the Extraordinary Council Meeting held on 29 April 2019 as a true and correct record.

**8. Confirmation of the Elected Member Open Briefing Notes 2 April 2019**

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

That the Council confirm the Open Notes of the Elected Member Briefing held on 2 April 2019 as a true and correct record.

**9. Confirmation of Elected Member Open Briefing Notes - 11 April 2019**

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

That the Council confirm the Open Notes of the Elected Member Briefing held on 11 April 2019 as a true and correct record.

**10. Confirmation of Elected Member Open Briefing Notes - 30 April 2019**

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

That the Council confirm the Open Notes of the Elected Member Briefing held on 30 April 2019 as a true and correct record.

**11. Chair's Report**

The report was taken as read.

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

That the Council:

- a) receives the report; and
- b) approves the submission to the Remuneration Authority.

## 12. Safety and Wellness Performance Update

The General Manager Corporate took the report as read, and responded to questions from Elected Members concerning the inclusion of the update in the induction programme post the 2019 Local Elections and the outcomes from the lost time injuries review and wellness programme.

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

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.

## 13. Proposed Changes to LGNZ's Rules

The Governance Manager introduced the report and responded questions from Elected Members concerning the proposed changes.

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

That the Council approves LGNZ's proposal 1 – minor (administrative) substantive changes as set out in attachment 2.

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

That the Council approves LGNZ's proposal 2 – amendments to provide Te Maruata representation on the National Council (including consequential amendments) as set out in attachment 2.

### **Cr Mallett Dissenting.**

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

That the Council approves LGNZ's proposal 3 – amendments to give effect to Auckland Council representation on the National Council (including consequential amendments) as set out in attachment 2.

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

That the Council approves LGNZ's proposal 4 – minor amendments to modernise (e.g. electronic notices and voting) and rationalise language as set out in attachment 2.

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

That the Council notes that Hamilton City Council's representative to the LGNZ Annual General Meeting (AGM) on 7 July 2019 will vote in accordance with the Council's decisions on proposals 1-4 in points a-d above.

**14. Recommendation from the Growth and Infrastructure Committee Meeting of 7 May 2019**

The report was taken as read.

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

**Solid Waste Bylaw**

That the Council determines that a Solid Waste Bylaw is appropriate to the issues relating to Solid Waste in Hamilton City.

**15. Recommendations from the Community, Services & Environment Committee of 14 May 2019**

The report was taken as read.

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

**Hamilton Arts Agenda – Arts and Culture Strategy**

That the Council approves the development of a new Arts and Culture Strategy to replace the existing Arts Agenda; and

**Draft Disability Policy**

That the Council approves the Draft Disability Policy.

**16. Recommendation from the Audit and Risk Committee Meeting of 16 May 2019**

The report was taken as read.

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

**Council Risk Management Policy**

That the Council approves the updated Council Risk Management Policy.

**17. Recommendation from the Finance Committee Meeting of 23 May 2019**

The report was taken as read.

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

**Extension of Delegation for Management of 3-Year Renewals and Compliance Capital Programme**

That the Council approves the changes to the Delegations to Positions Policy (as set out in item 11 attachment 1 of the Finance Agenda of 23 May 2019), to enable more flexibility in the management of the 3-Year Renewals and Compliance capital programme.

**18. 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 18 April 2019	Good reason to withhold	Section 48(1)(a)
C2. Confirmation of the Extraordinary Council Public Excluded Minutes - 29 April 2019	information exists under Section 7 Local Government	
C3. Confirmation of Elected Member Public Excluded Briefing Notes - 11 April 2019	Official Information and Meetings Act 198	
C4. District Licensing Committee Appointment		
C5. Appointment of Independent Hearings Panel		
C6. Freedom of the City Awards		

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 protect the privacy of natural persons	Section 7 (2) (a)
Item C5.	to maintain legal professional privilege	Section 7 (2) (g)
Item C6.	to protect the privacy of natural persons	Section 7 (2) (a)

**The meeting went into a Public Excluded session at 9.56am.**

**The meeting was declared closed at 10.18am.**