
Council

OPEN MINUTES

Minutes of a meeting of the Council held in Council Chamber, Municipal Building, Garden Place, Hamilton on Thursday 4 April 2019 at 9.33am.

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
	Chris Allen – General Manager Development
	Jen Baird – General Manager City Growth
	Eeva-Liisa Wright – General Manager Infrastructure Operations
	Sean Hickey – General Manager Strategy and Communications
	Sean Murray – General Manager Venues, Tourism and Major Events
	Blair Bowcott – Executive Director Special Projects
	Natalie Palmer – Unit Manager Communication and Marketing
	Emily Botje – Facilities Unit Manager
	Greg Carstens – Growth, Funding and Analytics Unit Manager
	Julie Clausen – Programme Manager

Governance Staff:	Lee-Ann Jordan – Governance Manager
	Becca Brooke – Governance Team Leader
	Amy Viggers – Committee Advisor

Tame Pokaia opened the meeting with a Karakia.

1. Apologies

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the apologies for early departure from Deputy Mayor Gallagher, Crs Mallett and Pascoe, and for partial attendance from Cr Bunting are accepted.

2. Confirmation of Agenda

Resolved: (Mayor King/Cr Casson)

That the agenda is confirmed noting the following:

- a) that there was an error in the title and attachment reference in item 5 (Confirmation of the Annual Plan Minutes 7 February 2019) concerning the date referenced. Elected Members were notified of this error and the report has been updated; and
- b) reports under separate cover (Items 10, 11 and C2 (Public Excluded) – Recommendations from Committees) have been circulated to Elected Members and are available online.

3. Declarations of Interest

No members of the Council declared a Conflict of Interest.

4. Public Forum

Vanessa Williams and Mike Neale (HCBA) - Spoke to item 12 (Proposed Development Contributions Policy 2019/20) in support of the a reintroduction of the CBD Development Contribution remission. They noted that they were not currently intending to proceed with a design proposal for Garden Place as it would be a part of the CBD Masterplan. They responded to questions from Elected Members concerning the length of time that a CBD Development Contribution remission should be in place and how it could be funded.

Circulated prior to the meeting was a letter from Kate Hill 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 Annual Plan Minutes 7 February 2019

Resolved: (Mayor King/Cr Macpherson)

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

6. Hamilton i-SITE Review Update

The General Manager Venues, Tourism and Major Events introduced the report. He responded to questions from Elected Members concerning how the overhead savings would be found throughout Council, potential locations for i-SITE in Hamilton, and limitations on the i-SITE's revenue.

Procedural Motion

Resolved: (Cr Macpherson/Cr O'Leary)

To suspend Standing Order 23.1 (c) for the following debate and associated votes.

Motion: (Mayor King/Cr Mallett)

That the Council:

- a) receives the report and the original report of 14 March 2019 noting that a breakeven result of the Hamilton i-SITE is unachievable;

- b) notes that the Chief Executive will secure corporate overhead savings of (\$294,172 in the 2019/20 financial year) relating to Hamilton i-SITE no later than the 2022/23 financial year as part of the reimagining \$94M savings target; and
- c) approves **the full closure** of the Hamilton i-SITE in the 2018/19 financial year and recommends Council's Customer Services team provide basic traveller advice and an information brochure rack in the reception area of the municipal building with no additional staff resource required. (Option C in 14 March 2019 report.)

Amendment: (Cr Hamilton/Cr Bunting)

That the Council:

- a) receives the report and the original report of 14 March 2019 noting that a breakeven result of the Hamilton i-SITE is unachievable;
- b) notes that the Chief Executive will secure corporate overhead savings of (\$294,172 in the 2019/20 financial year) relating to Hamilton i-SITE no later than the 2022/23 financial year as part of the reimagining \$94M savings target; and
- c) approves the retention of Hamilton I-SITE under a changed operating model within the Visitor Destinations Unit located at the Hamilton Gardens due to potential savings and activity synergies, noting that this option to be;
 - i) factored in to the current planned upgrade to the visitor area at the gardens;
 - ii) lead to an operating cost savings; and
 - iii) add significant value to the visitor experience at the Hamilton Gardens.

The Amendment was put.

Those for the Amendment: Mayor King, Crs Macpherson, Bunting, Henry and Hamilton.

Those against the Amendment: Deputy Mayor Gallagher, Crs Pascoe, Mallett, Tooman, O'Leary, Casson, Southgate and Taylor.

The Amendment was declared LOST.

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

That the Council:

- a) receives the report and the original report of 14 March 2019 noting that a breakeven result of the Hamilton i-SITE is unachievable;
- b) notes that the Chief Executive will secure corporate overhead savings of (\$294,172 in the 2019/20 financial year) relating to Hamilton i-SITE no later than the 2022/23 financial year as part of the reimagining \$94M savings target; and
- c) approves the retention of the Hamilton i-Site on a status quo basis.

The Amendment was put.

Those for the Amendment: Crs Pascoe and O'Leary.

Those against the Amendment: Mayor King, Deputy Mayor Gallagher, Crs Mallett, Tooman, Macpherson, Bunting, Casson, Henry, Southgate, Taylor and Hamilton.

The Amendment was declared LOST.

Further Amendment: (Cr Southgate/Cr Taylor)

That the Council:

- a) receives the report and the original report of 14 March 2019 noting that a breakeven result of the Hamilton i-SITE is unachievable;
- b) notes that the Chief Executive will secure corporate overhead savings of (\$294,172 in the 2019/20 financial year) relating to Hamilton i-SITE no later than the 2022/23 financial year as part of the reimagining \$94M savings target; and
- c) approves the retention of the Hamilton i-SITE under a changed operating model within the Visitor Destinations Unit, located at Waikato Museum (Artspost) due to potential savings and activity synergies (Option B in the 14 March 2019 report), noting that this option 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 (Artspost).

The Amendment was put.

Those for the Amendment: Deputy Mayor Gallagher, Crs Pascoe, Tooman, Macpherson, Bunting, Casson, Henry, Southgate, Taylor and Hamilton.

Those against the Amendment: Mayor King, Crs Mallett and O'Leary.

The Amendment was declared CARRIED.

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

Resolved: (Cr Southgate/Cr Taylor)

That the Council:

- a) receives the report and the original report of 14 March 2019 noting that a breakeven result of the Hamilton i-SITE is unachievable;
- b) notes that the Chief Executive will secure corporate overhead savings of (\$294,172 in the 2019/20 financial year) relating to Hamilton i-SITE no later than the 2022/23 financial year as part of the reimagining \$94M savings target; and
- c) approves the retention of the Hamilton i-SITE under a changed operating model within the Visitor Destinations Unit, located at Waikato Museum (Artspost) due to potential savings and activity synergies (Option B in the 14 March 2019 report), noting that this option 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 (Artspost).

Mayor King, Crs Mallett and O'Leary Dissenting.

7. Electricity Contracts 18391 and 18392

The Facilities Unit Manager introduced the report, noting that there was an error in the report and the recommendation and report should have identified Contact Energy as the recommended supplier of Contract 18291. Staff responded to questions from Elected Members concerning the increase in price being due to the overall increase in unit prices of electricity and that the pricing is fixed for the term of the contract.

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council approves the awarding of:

- a) Contract 18392 Electricity AoG Time of Use to Meridian Energy for a period of three years (1 July 2019 – 30 June 2022), with an Approved Contract Sum of \$17,500,000; and
- b) Contract 18291 Electricity AoG Non-Time of Use to Contact Energy for a period of three years (1 July 2019 – 30 June 2022), with an Approved Contract Sum of \$3,000,000.

8. Contract 17498 - Cleaning Services

The General Manager Corporate and the Facilities Unit Manager introduced the report noting that supplementary information had been circulated to Elected Members on the cost to the Council of increasing cleaning services contractors remuneration to be in line with Council's minimum wage. They responded to questions from Elected Members concerning Council's minimum wage, how the contract would be updated to ensure that the increase in funds would be passed onto workers, and the potential effect on Council's financial strategy.

Motion: (Cr Macpherson/Mayor King)

That the Council approves the awarding of Contract 17498 Cleaning Services to OCS Ltd for a period of five years commencing 1 July 2019 and ending 30 June 2024, with the remuneration of Cleaning Services staff to be aligned with a Council minimum wage as a minimum, and the approved Contract Sum of \$10,800,000.

Amendment: (Cr Mallett/Cr Hamilton)

That the Council approves the awarding of Contract 17498 Cleaning Services to OCS Ltd for a period of five years commencing 1 July 2019 and ending 30 June 2024, with an Approved Contract Sum of \$10,500,000.

The Amendment was put.

Those for the Amendment: Crs Pascoe, Mallett, Tooman, Casson, Taylor and Hamilton.

Those against the Amendment: Mayor King, Deputy Mayor Gallagher, Crs O'Leary, Macpherson, Henry and Southgate.

The Amendment was declared equal.

The Mayor exercised his casting vote as Chair and the Amendment was declared LOST.

The Motion was then put.

Those for the Motion: Mayor King, Deputy Mayor Gallagher, Crs O'Leary, Macpherson, Henry, Southgate and Taylor.

Those against the Motion: Crs Pascoe, Mallett, Tooman, Casson and Hamilton.

The Motion was declared CARRIED.

Resolved: (Cr Macpherson/Mayor King)

That the Council approves the awarding of Contract 17498 Cleaning Services to OCS Ltd for a period of five years commencing 1 July 2019 and ending 30 June 2024, with the remuneration of Cleaning Services staff to be aligned with a Council minimum wage as a minimum, and the approved Contract Sum of \$10,800,000.

The meeting adjourned 11.30am to 12.45pm during the discussion of the above item.

Cr Bunting left the meeting during the above adjournment.

Cr Bunting re-joined the meeting during the debate of the above item (1.40pm). He did not partake in the vote of the matter.

9. Fees and Charges (including GST) Proposed for Year 2 2019/20 of the 2018-28 10-Year Plan

The General Manager Corporate took the report as read. Staff responded to questions from Elected Members concerning individual fees and charges.

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council approves the proposed 2019/20 Fees and Charges, as set out in Attachment 1 of the staff report.

Cr O'Leary left the meeting (1.58pm) during the discussion of the above item. She was not present when the matter was voted on.

10. Recommendation from the Growth and Infrastructure Committee - CBD 2 Hour Free Parking Trial Update

The report was taken as read.

Resolved: (Cr Taylor/Cr Macpherson)

That the Council:

- a) approves the extension of the Central Business District 2 Hour Free on street parking trial until 30 June 2020; and
- b) requests that staff report back to the Council on the progress of the trial to inform the 2020/21 Annual Plan by April 2020; and
- c) notes that the objectives and guiding principles of the Parking Management Plan, to be presented back to the Growth and Infrastructure Committee 7 May 2019, will provide the framework for the next phase of developing specific parking precinct action plans.

Those for the Motion: Mayor King, Deputy Mayor Gallagher, Crs O'Leary, Macpherson, Bunting, Henry, Southgate, Taylor and Hamilton.

Those against the Motion: Crs Pascoe, Mallett, Tooman and Casson

The Motion was declared CARRIED.

Cr O'Leary re-joined the meeting (2.06pm) during the discussion of the above item. She was present when the matter was voted on.

11. Recommendation from the Community, Services and Environment Committee - River Plan Task Force Update

The report was taken as read.

Resolved: (Cr Southgate/Cr Taylor)

That the Council:

- a) approves, for the purposes of preparing the draft 2019/20 Annual Plan budget, the inclusion of \$200,000 of operating funding to develop an updated 20 Year Vision for the central city (as outlined in Attachment 2) and sufficient detail on public projects to inform the 2021-31 10 Year Plan deliberations; and
- b) notes that a Terms of Reference for the 20 Year Vision for the Central City study be developed by the River Plan Task Force and brought back to the Community, Services and Environment Committee for approval, subject to Annual Plan approval.

Cr Pascoe Dissenting.

Cr Mallett retired from the meeting (2.20pm) at the conclusion of the above matter. He was present when the matter was voted on.

12. Proposed Development Contributions Policy 2019/20

The Growth, Funding and Analytics Unit Manager introduced the report and responded to questions from Elected Members concerning the cost to council of the CBD Development Contribution remission and the potential impact to Councils financial strategy of different phasing out of the remission.

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council receives the report.

Resolved: (Mayor King/ Deputy Mayor Gallagher)

That the Council approves the draft Development Contributions Policy 2019/20 (attachment 1 to the report) for the purposes of public consultation, subject to c) and d) below.

Resolved: (Mayor King/ Deputy Mayor Gallagher)

- a) That the Council approves a change to the proposed Development Contributions Policy 2019/20 to provide for capped development contribution charges for non-residential development in the Rotokauri general catchment, such that no individual, industrial, commercial or retail development (or part of a development) will be charged more than \$16,188, \$32,518, or \$40,296 respectively (exclusive of GST) per 100m2 of gross floor area

for the total of water, wastewater and transport activities, and correspondingly for stormwater on a site by site basis.

Motion: (Mayor King/ Deputy Mayor Gallagher)

- b) That the Council approves a change to the proposed Development Contributions Policy 2019/20 to re-phase CBD remission to 66% CBD remission from 1 July 2019 – 30 June 2021, 33% CBD remission from 1 July 2021-30 June 2024, and 0% CBD remission from 1 July 2024.

Amendment: (Cr Macpherson/Cr Tooman)

That the Council approves a change to the proposed Development Contributions Policy 2019/20 to re-phase CBD remission to 66% CBD remission from 1 July 2019 – 30 June 2021 and 0% CBD remission from 1 July 2021.

The Amendment was put.

Those for the Amendment: Mayor King, Crs Pascoe, Tooman, Macpherson, Casson and Southgate.

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

The Amendment was declared equal.

The Amendment was declared carried on the casting vote of the Chair.

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

Resolved: (Cr Macpherson/Cr Tooman)

That the Council approves a change to the proposed Development Contributions Policy 2019/20 to re-phase CBD remission to 66% CBD remission from 1 July 2019 – 30 June 2021 and 0% CBD remission from 1 July 2021.

Cr Henry Dissenting.

Cr Pascoe retired from the meeting (4.05pm) at the conclusion of the above matter. He was present when the matter was voted on.

Resolved: (Mayor King/ Deputy Mayor Gallagher)

- c) That the Council requests staff make any necessary changes to the proposed Development Contributions Policy 2019/20 and its consultation documentation to reflect changes approved in c) and d) above, and delegates the Chief Executive to approve these documents for public consultation between 8 April 2019 and 28 April 2019.

Resolved: (Mayor King/ Deputy Mayor Gallagher)

- d) That the Council notes that proposed Development Contributions Policy 2019/20, once approved, will update the current Development Contributions Policy 2018/19 to reflect:
- i. 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. the inclusion in the proposed 2019/20 Schedule of Assets, capital projects identified in Attachment 4 of this report, that contain a component of growth but

- are not included in the 2018/19 Schedule of Assets;
- iii. minor amendments as approved at the 26 February 2019 Council Meeting and as shown as tracked changes in Attachment 2; and
- iv. any changes approved in c) and d) above.

The meeting adjourned 3.02pm to 3.15pm during the discussion of the above item.

13. Annual Plan 2019/20 - Budget Changes

The report was taken as read.

Resolved: (Mayor King/Deputy Mayor Gallagher)

That the Council:

- a) receives the report;
- b) approves, for the purposes of preparing the draft 2019/20 Annual Plan budget, the inclusion of the **seismic strengthening** proposal, consisting of an increase of \$1 million of capital funding in 2019/20 to enable a response to findings from the seismic assessment of Hamilton City Council buildings; and
- c) notes that updated capital and operating budget adjustments identified by management will be considered at the Finance Committee on 9 April 2019 with a recommendation to the Council meeting on 18 April 2019.

14. Resolution to Exclude the Public

Resolved: (Mayor King/Cr Casson)

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 Annual Plan Public Excluded Minutes 26 February 2019) Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
C2. Recommendation from the Growth and Infrastructure Committee - Rubbish and Recycling Kerbside Collection Contract)	

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) |

The meeting went into a public excluded session at 4.09pm.

The meeting was declared closed at 4.12pm.

Appendix 1

Reduced i-Site to be relocated to ArtsPost

As an artist and Hamilton Rate Payer I wish to register a strong objection to the above proposal.

Hamilton does not have the best track record for nurturing its arts culture and appears to be poised to embarrass itself yet again. The ArtsPost is an elegant and thriving destination for citizens and visitors but due to totally inadequate floor space will not provide an appropriate fit to cram in a downsized i-Site. The misguided attempt to combine these 2 services in a completely inappropriate building will result in the despoiling of a pleasing city asset in order to prop up a failing facility.

My recommendation is to use the commodious space of the City Council Reception lounge which is the perfect city location. The library also appears to have large amounts of empty space nowadays and would also be very suitable.

Kind regards
Kate Hill