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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 6 September 2018 at 9.40am.**

#### 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 L Tooman
	Cr R Hamilton

In Attendance:

Lance Vervoort – General Manager Community
Eeva-Liisa Wright – General Manager Infrastructure Operations
David Bryant – General Manager Corporate
Jen Baird – General Manager City Growth
Blair Bowcott – Executive Director Special Projects
Debbie Lascelles - Community Services Manager
Scott Copeland – Procurement Manager
Loren Brown – Principal Planner
Kelvin Powell - City Safe Unit Manager
Robyn Denton – Operations Team Leader
Keith Hornby – Senior Strategic Policy Analysis
Tracy Buckland – Communications Advisor
Jeff Neems – Communications Advisor

Governance Staff:

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

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*Tame Pokaia carried out a blessing and the Venerable Phil Wilson carried out a reading to open the Council meeting.*

#### 1. Apologies

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

That the apologies from Crs Taylor, Bunting (partial absence), Macpherson (early departure), and Mallett (early departure) are accepted.

**2. Confirmation of Agenda**

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

That the agenda is confirmed noting the following:

- a) that the debate will be 2 minutes with an extension of 1 minute if required;
- b) that the order of the agenda will follow as per outlined on the runsheet;
- c) replacement attachment 1 for item 11 (Waikato Regional Economic Development Agency – Partnership Agreement) Circulated to Elected Members; and
- d) that 3 late Public Excluded Agenda items to be added as follows:
  - i. Item C9 ( District Licencing Appointments – Verbal Report) to protect the privacy of natural person. The report is to provide for discussion of DLC appointments not able to be had in the open section of the meeting;
  - ii. Item C7 (Public Art – Resolutions) to prevent the disclosure or use of official information for improper gain or improper advantage. The report is to address events which occurred after the distribution of the agenda;
  - iii. Item C8 (Purchase of Land and Buildings – Resolutions) to prevent the disclosure or use of official information for improper gain or improper advantage. The report is to enable timely release information of public information.

**3. Declarations of Interest**

No members of the Council declared a Conflict of Interest.

**4. Public Forum**

**Warwick Michie** – He spoke to Item C7 (Public Art – Resolutions). He expressed his concern regarding the recent incident involving the public art piece, known as Captain Hamilton in Civic Square.

**Christine Norris** – She spoke to Item 11 (Waikato Regional Economic Development Agency - Partnership Agreement ). She requested the Council to ensure sustainability practices were included in the partnership agreement with Te Waka, formally known as Waikato Regional Economic Development Agency.

**5. Confirmation of the Council Open Minutes - 16 August 2018**

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

That the Council confirm the Open Minutes of the Council Meeting held on 16 August 2018 as a true and correct record.

**6. Confirmation of the Extraordinary Council Open Minutes - 21 August 2018**

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

That the Council confirm the Open Minutes of the Extraordinary Council Meeting held on 21 August 2018 as a true and correct record.

**7. Elected Member Briefing Notes - 23 August 2018 - Open**

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

That the Council confirm the Open Minutes of the Elected Member Briefing held on 23 August 2018 as a true and correct record.

**8. Chair's Report**

The Chair took the report as read and noted that Elected Members had received an update on Kiwibuild and Special Housing Areas at the Briefing on 5 September 2018. He confirmed that the process civic portraits outside the Chamber had not changed.

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

That the Council receives the report.

**9. Deliberation and Adoption of the Hamilton City Speed Limit Bylaw 2018**

The report was taken as read. Staff responded to questions from Elected Members concerning methods available to Council to address the number of recent road related deaths, and the purpose and process of the Bylaw change.

**Resolved:** (Crs Macpherson/Tooman)

That the Council:

- a) adopts of the Hamilton City Speed Limit Bylaw 2018 as set out in Attachment 1 to this report; and
- b) notes that the new Bylaw and the speed limit change on Gordonton Road will come into effect on 10 October 2018.

**10. Management lease of Te Rapa Sportsdrome**

The Community Services Manager and the Procurement Manager introduced the report. They responded to questions from Elected Members concerning the tender process, possible outsourcing models, and their benefits and challenges.

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

That the Council:

- a) approves that no further action be taken by the Chief Executive in respect of Contract 17104b, the management lease of Te Rapa Sportsdrome, with Community Leisure Management; and
- b) notes that management will continue to explore other options to outsource the management of the facility and report back to Council by March 2019.

*Item 11 (Waikato Regional Economic Development Agency - Partnership Agreement) was moved to the end of the agenda to accommodate the availability of an external presenter.*

**11. Te Rapa North - Deferred Industrial Land**

The General Manager City Growth introduced the report. Staff responded to questions from Elected Members concerning the scope of continued sub-regional work on industrial land which was to include industrial land uptake and land surrounding the current city boundary, and the Mayor's continued discussion regarding the expansion of Hamilton City boundaries.

**Action:** *Staff undertook to provide Elected Members with an update on the development of Ruakura at a future Elected Member Briefing.*

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

That the Council:

- a) receives the report; and
- b) notes that further work will be undertaken in regard to supply and demand of industrial land and associated infrastructure as set in paragraphs 51 and 52 of this report and reported back to the Council by December 2018.

**The meeting adjourned 11.24am to 11.40am.**

*Item 14 (Recommendation from the Growth and Infrastructure Committee – Taskforces Chairs) was taken following the adjournment to accommodate staff availability.*

**12. Recommendation from the Growth and Infrastructure Committee - Taskforce Chairs**

The report was taken as read.

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

That the Council appoints Cr Mark Bunting as Chair of the Access Hamilton Taskforce in place of Cr Dave Macpherson and appoints Cr Siggie Henry as Chair of the Waste Minimisation Taskforce in place of Cr Mark Bunting.

**13. Waikato Regional Economic Development Agency - Partnership Agreement**

Dallas Fisher introduced Michael Bassett-Foss Chief Executive of Te Waka (previously known as Waikato Economic Development Agency) and noted Harvey Brookes had been appointed as Te Waka's Chief Operating Officer.

The report was taken as read. Staff, Dallas Fisher and Michael Bassett-Foss responded to questions from Elected Members concerning the director appointment process, future growth projects to be undertaken by Te Waka, outcomes from the recent summit conference, sustainability practices, funders of Te Waka and the Waikato Maaori economic development agenda and action plan.

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

That the Council:

- a) approves the three-year Waikato Regional Economic Development Agency Partnership Agreement (attachment 1) and the Schedule of Functions & Services (attachment 2), between Hamilton City Council and the Waikato Regional Economic Development Agency, effective 1 July 2018;
- b) delegates the Chief Executive to execute this agreement; and
- c) requests the REDA annual report is presented to the Growth and Infrastructure Committee.

**Cr Mallett Dissenting.**

**14. District Licensing Committee Appointments**

The City Safe Unit Manager introduced the report. He responded to questions from Elected Members concerning the high level of effectiveness of current committee members and confirmed that there had been no complaints regarding the current committee members

**Resolved:** (Crs O’leary/Tooman)

That the Council:

- a) receives the report
- b) approves the reappointment of the following members of the District Licensing Committee pursuant to the provisions of the Sale and Supply of Alcohol Act 2012 for a further period of five years:
  - Sara Grayson (née Brown) as Commissioner and Chair
  - John Gower
  - Jennie McFarlane
  - Patsi Davies
  - Brett McEwan
- c) approves the recruitment of an additional person to the Hamilton District Licensing Committee panel.

**15. 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 - 16 August 2018	) Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
C2. Elected Member Briefing Notes - Closed - 23 August 2018		
C3. Te Hikuwai Slip		
C4. Appointment of External Member for Audit and Risk Committee		
C7. Public Art – Resolutions		
C8. Purchase of Land and Buildings - Resolutions		
C5. Confirmation of the Council Public Excluded		

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Minutes - 16 August  
2018 (Item C5)

C6. Confirmation of the  
Extraordinary Council  
Public Excluded  
Minutes - 21 August  
2018

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 maintain legal professional privilege	Section 7 (2) (g)
Item C4.	to enable Council to carry out negotiations	Section 7 (2) (i)
Item C7.	to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)
Item C8.	to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)
Item C5.	to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)
Item C6.	to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)

**Cr Macpherson Dissenting.**

**The meeting went into a Public Excluded session at 12.40pm.**

**The meeting was declared closed at 2.00pm.**