

**MINUTES OF KAPITI COAST DISTRICT COUNCIL  
ADDITIONAL COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBER, GROUND FLOOR, 175 RIMU ROAD, PARAPARAUMU  
ON THURSDAY, 10 OCTOBER 2019 AT 10.00AM**

**PRESENT:** Mayor K Gurunathan, Cr Janet Holborow, Cr Mark Benton, Cr Angela Buswell, Cr Mike Cardiff, Cr James Cootes, Cr Jackie Elliott, Cr John Howson, Cr Michael Scott, Cr Fiona Vining

**IN ATTENDANCE:** Jonny Best (Mr), Jocelyn Prvanov (Ms), Christine Papps (Ms), Wayne Maxwell (Mr), Sean Mallon (Mr), Janice McDougall (Mrs), Mark de Haast (Mr), James Jefferson (Mr), Tim Power (Mr), Leyanne Belcher (Ms), Sharon Foss (Ms), Vyvien Starbuck-Maffey (Ms), Steve Bickers (Mr), Jonathan Roylance (Mr).

**APOLOGIES:** Nil

**LEAVE OF ABSENCE:** Nil

## **1 WELCOME**

The Mayor welcomed everyone to the last Council meeting of this triennium.

## **2 COUNCIL BLESSING**

The Mayor read the Council blessing.

## **3 APOLOGIES**

Nil

## **4 DECLARATIONS OF INTEREST RELATING TO ITEMS ON THE AGENDA**

Cr Vining declared an interest regarding item 7.2. Also queried was whether members of the Review Subcommittee had a conflict of interest in voting today (item 7.1) Regarding the latter issue, Audit NZ had indicated they were comfortable with members of the subcommittee considering today's item.

## **5 PUBLIC SPEAKING TIME FOR ITEMS RELATING TO THE AGENDA**

Quentin Poole spoke on behalf of Coastal Ratepayers United (CRU) about the Organisational Review (item 7.1), specifically against the proposed reassignment of some of the coastal adaptation budget and describing possible negative impacts. CRU would not accept any further delay on getting coastal provisions into the District Plan.

Nathaniel Reese spoke in support of the Organisational review.

Trevor Daniell spoke in support of the Organisational Review and also thanked Councillors who were not standing for all their work. Councillors also acknowledged Mr Daniell's work over the past three years.

Guy Burns spoke about the Organisational Review (item 7.1) and proposed that this matter be left to lie on the table, as the new Council should make the decision.

Martin Halliday spoke about the Organisational review asking how were shortlisted applicant reduced from three to one? He also thanked Councillors for the past three years.

## 6 MEMBERS' BUSINESS

- (a) Public Speaking Time Responses – responses to questions on item 7.1 would be handled during the item.
- (b) Leave of Absence - none
- (c) Matters of an Urgent Nature (advise to be provided to the Chair prior to the commencement of the meeting) - none

## 7 REPORTS

### 7.1 INDEPENDENT ORGANISATIONAL REVIEW SUBCOMMITTEE REPORT BACK

Group Manager Corporate Services Mark de Haast spoke to the report, and introduced Steve Bickers (Procurement Advisor) and procurement expert Jonathan Rylance (Probity Advisory, Audit NZ).

The process of reducing the shortlist from three applicants to the preferred applicant was described. The process had been oversighted by Mr Bickers and Mr Rylance. The Review Subcommittee then made a recommendation regarding the preferred supplier, in accordance with the terms of reference approved by Council. The evaluation criteria was outlined.

The Review Subcommittee would lapse until such time as the incoming Council considered its re-establishment. In the interim the preferred supplier, MartinJenkins, would report directly to the new Mayor. The review would commence 14 October 2019.

It was clarified that the new Council could resolve not to adopt the review recommendations, or not to proceed with the review. The contract contained standard termination clauses.

There was discussion about the lack of detail in the legal considerations for the property purchase before Council last week, but the circumstances were different.

Should the incoming Council resolve to discontinue the review there would be limited financial risk around the work already carried out.

*Mark Benton left the meeting at 10.35am and returned to the meeting at 10.37am.*

Cr Elliott foreshadowed that she would abstain from voting on any of the recommendations in the report.

### RESOLUTIONS

MOVED (Mayor/Cootes)

That the Council considers and approves the Subcommittee's recommendation to appoint external consultants' MartinJenkins to undertake the independent organisational review.

A division was called:

For the motion: Mayor Gurunathan, Cr Cootes, Cr Holborow, Cr Buswell, Cr Howson, Cr Benton, Cr Cardiff

Against the motion: Cr Scott, Cr Vining

Abstaining: Cr Elliott

CARRIED

MOVED (Mayor/Howson)

That the Council notes the findings and recommendations from Council's Probity Advisor, Audit New Zealand, as detailed in Appendix 1 to this report.

CARRIED

MOVED (Mayor/Howson)

That the Council notes that the Subcommittee will cease with effect from the 10 October 2019.

CARRIED

MOVED (Mayor/Cootes)

That the Council notes there is no funding for this organisational review in the 2019/20 Annual Plan and at the time of writing this report, the total costs of the independent organisational review is estimated to be \$215,370 plus GST.

CARRIED

MOVED (Mayor/Howson)

That the Council notes that, at the time of writing this report, up to a further \$165,370 plus GST is required from the 2019/20 Annual Plan budget to fund the total estimated costs of the independent organisational review.

CARRIED

MOVED (Mayor/Cootes)

That the Council notes that Officers have identified a further **\$183,000** plus GST that can be reassigned from the 2019/20 Annual Plan budget. This exceeds the \$165,370 of additional budget required simply to provide the Council with some budget flexibility, in the event of additional costs being incurred for this review.

Cr Scott spoke to this, saying Councillors had gone out to the community with LTP and AP budgets and projects and said we would keep to our budgets and not reassign funds to ensure certainty. He considered Council was moving away from this core value so he would not support the motion. Cr Cootes noted that Councillors have had a briefing on the impacts of the proposed budget reassignment; some are only partially affected, being only a fraction of the total budget.

A division was called:

For the motion: Mayor Gurunathan, Cr Cootes, Cr Buswell, Cr Benton, Cr Holborow, Cr Howson, Cr Cardiff

Against the motion: Cr Scott, Cr Vining

Abstaining: Cr Elliott

CARRIED

MOVED (Mayor/Cootes)

That the Council notes and **accepts the risks identified** of reassigning a total of **\$183,000** from the 2019/20 Annual Plan budget as noted in this report.

CARRIED

MOVED (Mayor/Holborow)

That the Council authorises the Chief Executive to reassign up to a further **\$25,000** plus GST from the procurement improvement programme budget in the 2019/20 Annual Plan to help fund the costs of the Procurement Advisor.

A division was called:

For the motion: Mayor Gurunathan, Cr Cootes, Cr Buswell, Cr Benton, Cr Holborow, Cr Howson, Cr Cardiff

Against the motion: Cr Scott, Cr Vining

Abstaining: Cr Elliott

CARRIED

MOVED (Mayor/Howson)

That the Council authorises the Chief Executive to reassign up to **\$60,000** of unbudgeted revenue in 2019/20, received from Mackays to Peka Peka in lieu of undertaking lining works on several stormwater pipes they installed as part of the overall project, to help fund the total estimated costs of the independent organisational review.

CARRIED

MOVED (Mayor/Howson)

That the Council authorises the Chief Executive to reassign up to a further **\$30,000** plus GST from the coastal adaptation budget in the 2019/20 Annual Plan to help fund the total estimated costs of the independent organisational review.

A division was called:

For the motion: the Mayor, Cr Cootes, Cr Buswell, Cr Holborow, Cr Howson, Cr Cardiff

Against the motion: Cr Scott, Cr Benton, Cr Vining

Abstaining: Cr Elliott

CARRIED

MOVED (Mayor/Buswell)

That the Council authorises the Chief Executive to reassign up to a further **\$20,000** plus GST from the districtwide planning budget in the 2019/20 Annual Plan to help fund the total estimated costs of the independent organisational review.

CARRIED

MOVED (Mayor/Howson)

That the Council authorises the Chief Executive to reassign up to a further **\$14,000** plus GST from the Connected Communities – Think Big grants budget in the 2019/20 Annual Plan to help fund the total estimated costs of the independent organisational review.

A division was called:

For the motion: the Mayor, Cr Cootes, Cr Buswell, Cr Benton, Cr Holborow, Cr Howson, Cr Cardiff

Against the motion: Cr Scott, Cr Vining

Abstaining: Cr Elliott

CARRIED

MOVED (Mayor/Cootes)

That the Council authorises the Chief Executive to reassign up to a further **\$16,000** plus GST from the Connected Communities – Energy Efficiency Advertising budget in the 2019/20 Annual Plan to help fund the total estimated costs of the independent organisational review.

CARRIED

MOVED (Mayor/Buswell)

That the Council authorises the Chief Executive to reassign up to a further **\$18,000** plus GST from the Democracy Services Youth and Sports Award budget in the 2019/20 Annual Plan to help fund the total estimated costs of the independent organisational review.

CARRIED

MOVED (Mayor/Cardiff)

That the Council delegates to the Chief Executive, or his delegate, authority to enter into all discussions as is necessary to successfully contract MartinJenkins to commence the independent organisational review.

CARRIED

MOVED (Cootes/Mayor)

That the Council thanks Sharon Foss, Mark de Haast and their teams for their support in bringing the organisational review project to this point.

CARRIED

**7.2 REGULATORY ARRANGEMENTS DURING THE TRANSITION TO THE 2019-2022 TRIENNIUM**

Leyanne Belcher Democracy Services Manager introduced the report which was taken as read.

**RESOLUTIONS**

MOVED (Elliott/Holborow)

That Council:

Pursuant to section 193 of the *Sale and Supply of Alcohol Act 2012*, authorises the Chief Executive to appoint Fiona Vining as a commissioner to the role of Chair of the District Licensing Committee, from 22 October 2019 until such time as a new Chair is appointed by the newly-elected Council.

Resolves that the District Licensing Committee is deemed not to be discharged at the end of the 2016-2019 Triennium, pursuant to Schedule 7, clause 30 (7) of the *Local Government Act 2002*.

CARRIED

MOVED (Cootes/Buswell)

That the Council:

Authorises the Chief Executive the ability to appoint independent commissioners where this is specifically sought under section 34A(1A) (for District Plan variations) or section 100A of the Resource Management Act 1991 (for notified resource consents), in consultation with the Mayor-Elect, until such time as the function is formally delegated by the newly-elected Council.

CARRIED

MOVED (Buswell/Vining)

That the Council appoints Janet Holborow as independent hearing commissioner for resource consent applications as per the relevant provisions of the *Resource Management Act 1991* until the Council resolves to discharge them of their duties.

Cr Holborow abstained from voting, having declared an interest.

CARRIED

MOVED (Benton/Buswell)

That the Council appoints Fiona Vining as independent hearing commissioner for resource consent applications as per the relevant provisions of the *Resource Management Act 1991* until the Council resolves to discharge them of their duties.

Cr Vining abstained from voting, having declared an interest.

CARRIED

MOVED (Benton/Vining)

That the Council appoints Jackie Elliott as independent hearing commissioner for resource consent applications as per the relevant provisions of the *Resource Management Act 1991* until the Council resolves to discharge them of their duties.

Cr Elliott abstained from voting, having declared an interest.

CARRIED

MOVED (Buswell/Holborow)

That the Council appoints Mike Cardiff as independent hearing commissioner for resource consent applications as per the relevant provisions of the *Resource Management Act 1991* until the Council resolves to discharge them of their duties.

Cr Cardiff abstained from voting, having declared an interest.

CARRIED

MOVED (Elliott/Benton)

That the Council appoints Jocelyn Prvanov as independent hearing commissioner for resource consent applications as per the relevant provisions of the *Resource Management Act 1991* until the Council resolves to discharge them of their duties.

CARRIED

MOVED (Vining/Cardiff)

That the Council appoints K Gurunathan as independent hearing commissioner for resource consent applications as per the relevant provisions of the *Resource Management Act 1991* until the Council resolves to discharge them of their duties.

Mayor Gurunathan abstained from voting, having declared an interest.

CARRIED

MOVED (Vining/Buswell)

Resolves that the following Joint Committees be deemed not to be discharged at the end of the 2016-2019 Triennium pursuant to Schedule 7, clause 30 (7) of the *Local Government Act 2002*:

The Wellington Region Waste Management and Minimisation Plan

The Wellington Regional Strategy

CARRIED

**7.3 REPORTS AND RECOMMENDATIONS FROM STANDING COMMITTEES AND COMMUNITY BOARDS**

**RESOLUTIONS**

MOVED (Vining/Buswell)

That Council consider the following recommendation for noting:

That the Paraparaumu/Raumati Community Board requests the Council continues to assist in finding suitable premises for the Kapiti Community Food Bank currently operating in Kapiti Road.

CARRIED

MOVED (Howson/Holborow)

That Council receives this report (Reports and Recommendations from Standing Committees and Community Boards).

CARRIED

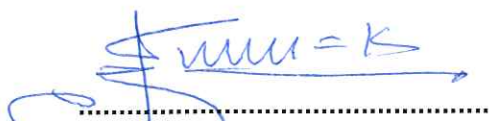
**7.4 VALEDICTORY SPEECHES**


The Councillors made their valedictory speeches and acknowledged the support of the Chief Executive, staff and fellow elected members over the triennium.

**8 PUBLIC SPEAKING TIME**

- Covering other items if required – none
- Public Speaking Time responses - none

**The Council meeting closed at 11.30am with a karakia.**

  
 .....  
**CHAIRPERSON**

  
 .....  
**CHIEF EXECUTIVE**