

MINUTES	MEETING	TIME
KĀPITI COAST DISTRICT COUNCIL	WEDNESDAY 26 OCTOBER 2016 (RECONVENED)	5.00 PM

Minutes of the reconvened meeting of the Kapiti Coast District Council on Wednesday, 26 October 2016, commencing at 5.00 pm in Council Chambers, Ground Floor, Kapiti Coast District Council, 175 Rimu Road, Paraparaumu.

PRESENT

Mayor	K	Gurunathan	(Chair)
Cr	M	Benton	
Cr	A	Buswell	
Cr	M	Cardiff	
Cr	J	Cootes	(from 5.02pm)
Cr	J	Elliott	
Cr	J	Holborow	
Cr	J	Howson	
Cr	D	Scott	
Cr	M	Scott	
Cr	F	Vining	

ATTENDING

Mr	P	Dougherty	(Chief Executive)
Mr	K	Black	(Acting Group Manager, Strategy & Planning)
Mr	M	Pedersen	(Group Manager, Community Services)
Mr	S	Mallon	(Group Manager, Infrastructure Services)
Mr	W	Maxwell	(Group Manager, Corporate Services)
Ms	S	Stevenson	(Manager, Research Policy and Planning)
Mr	K	Currie	(Group Manager, Regulatory Services)
Ms	A	Law	(Parks and Recreation Manager)
Mr	K	Nauta	(Project Engineer, Greater Wellington Regional Council)
Ms	V	Starbuck-Maffey	(Democracy Services Manager)

The Mayor welcomed everyone to the meeting.

KCDC 16/10/008

APOLOGIES

MOVED (Mayor/Holborow)

That an apology is received from Cr James Cootes for lateness.

CARRIED

KCDC 16/10/009

PUBLIC SPEAKING TIME

1. Mike Alexander offered a range of advice to the new Council on the Maclean Park pool, and roadworks in Kāpiti Road. (*James Cootes arrived at 5.02pm.*)
2. Lynn Sleath spoke on behalf of Kapiti Cycling Inc, introducing the organization to Councillors and its objectives as a cycling advocacy group.

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3. Sue Emirali as Chair of the Kapiti Accessibility Advisory Group referred to the Memorandum of Understanding with Council and looked forward to working with the new Council.
4. Elizabeth Mikkelsen spoke on behalf of Otaki Cycling Environment and Access Network (OCEAN) about various matters connected with the cycling networks, in reference to the NZTA Expressway and the need for separate cyclepaths on the Peka Peka to Otaki section.
5. Jill Stansfield spoke about the World Health Organisation's Age-Friendly Communities Project and provided a checklist of essential features.
6. Guy Burns spoke as a member of the Paraparaumu-Raumati Community Board against the proposed modification of delegated powers to community boards (agenda item 12).
7. Dale Evans spoke to his submission (circulated) about Public Speaking Time at meetings, Councillors keeping election promises, the appointment of Cr Michael Scott to key positions, and the Clean Technology Centre. The Mayor said the people of Waikanae had exercised their democratic right in the recent election and voted for Cr Michael Scott as their Ward Councillor. He had the Mayor's support and was well-qualified for the new positions.
8. Trevor Daniell spoke on behalf of A Safe Kapiti (ASK) supplementing information (agenda item 14) on the group's work. He also commented from the perspective of the Raumati Residents' Association supporting the remarks of previous speaker Guy Burns.
9. Phil Edwards spoke as a member of the Paekākāriki Community Board against the proposed modification of community board powers, as Community Boards should have been consulted before this matter was put before Council.

Sean Mallon explained the rationale for the proposed change in respect of traffic and roading matters. Although Community Boards would be consulted the final decision should rest with Council officers and technical experts. The type of roading issue excluded accessibility and parking issues, and in all matters the Community Boards would still be consulted. In worst case scenarios staff would be called upon to explain the reasons for any road incident, potentially at a coroner's court which is why the decision should rest with staff and roading engineers.

Max Pedersen, Group Manager Community Services explained in more detail the Districtwide significance of Otaraua Park.

The Chief Executive commented that the proposed modifications were not intended as a criticism of Community Boards. However, on the matter of the roading/traffic delegation change, staff were firmly of the view that decisions around roading and traffic issues involving safety factors should remain with technical experts and staff. It was possible that residents and neighbourhood groups could bring political pressure to bear on the Community Boards around these matters which could compromise safety requirements. This issue had been transparently handled as all elected members had been briefed on this issue two weeks earlier. It was Council's decision today and the proposed modification could be rejected by Councillors but it would be on record that staff had raised concerns around safety, should this evidence be required in a coroner's enquiry.

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The Mayor commented that he understood why the Community Boards felt slighted by the process and he respected the comments made today.

PUBLIC SPEAKING TIME RESPONSES

1. The Mayor thanked Mr Alexander for his suggestions.
2. Sean Mallon commented about the issues raised in respect of cycling provision, and explained there would be cycling facilities on the old SH1 once it was revoked. The Chief Executive explained the different outcomes around cycling provisions from Council's negotiations with NZTA in the Mackays to Peka Peka, and Peka Peka to Ōtaki projects.
3. Sue Emirali was thanked for her presentation.
4. The Mayor invited Mr Evans to meet with him privately.
5. The Mayor thanked Mr Daniell for providing more information about the work of ASK.
6. The speakers on community board delegations would have their issues discussed as part of the report at that point in the agenda.

KCDC 16/10/010

MAYORAL APPOINTMENTS (Mayor-16-2017)

The Mayor invited Vyvien Starbuck-Maffey to speak to this report. She explained that under the Local Government Act 2002 the Mayor had been granted additional discretionary powers to establish committees, their terms of reference and membership, and to appoint Committee Chairs. Mayor Gurunathan had chosen to exercise these powers.

MOVED (Elliott / Vining)

That Council notes the mayoral appointments of the Deputy Mayor, Committee Chairpersons, and the establishment of Committees including terms of reference for the 2016-2019 Triennium as at Appendix 1 of report Mayor-16-2017.

CARRIED

KCDC 16/10/011

DELEGATIONS – 2016-2019 TRIENNIUM (Corp-16-1943)

Ms Starbuck-Maffey spoke to the report.

The proposal to appoint an external member to the Chief Executive Performance and Employment Committee was discussed and it was clarified that the involvement of this person would not include the actual appointment of the Chief Executive which only the Council was legally able to do.

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MOVED (M Scott / Vining)

That the Council of the 2016-2019 Triennium:

- (a) Notes the Mayor's appointment of Cr Janet Holborow as the Deputy Mayor;**
- (b) Notes the Mayor's establishment of Committees and appointment of Chairs and membership of the following Committees:**

COMMITTEE	CHAIR	MEMBERS
Strategy and Policy Committee	Cr James Cootes	Mayor and all Councillors
Operations and Finance	Cr Michael Scott	Mayor and all Councillors
Audit and Risk	Cr Mike Cardiff	Mayor and Chairs of Strategy and Policy, and Operations and Finance Committees
Grants Allocation	Cr David Scott	Mayor and Cr Benton and Cr Holborow
Appeals Hearing	Cr Jackie Elliott	Mayor and Deputy Mayor and Committee Chairs
Chief Executive Performance and Employment	Mayor	Mayor and all Councillors

CARRIED

MOVED (M Scott / Howson)

That Council adopts in the case where there is more than one nomination for the positions, System B as outlined in Schedule 7, clause 25 of the Local Government Act 2002, for the election of the Deputy Chairs of its Committees for the 2016-2019 Triennium.

CARRIED

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MOVED (Holborow / Cootes)

That Council appoints Deputy Chairs of the Committees for the 2016-2019 Triennium as:

COMMITTEE	DEPUTY CHAIR
Strategy and Policy	Cr John Howson
Operations and Finance	Cr Angela Buswell
Audit and Risk	Cr Fiona Vining
Chief Executive Performance and Employment Committee	Cr Michael Scott
Appeals Hearing	Cr James Cootes
Grants Allocation	Cr Mark Benton

CARRIED

MOVED (M Scott / Elliott)

That the Council discharges:

(a) Diane Ammundsen as Independent Commissioner chairing the District Licensing Committee;

(b) Diane Ammundsen, Murray Bell, and Janet Holborow as transitional independent hearing commissioners for resource consent applications as per the relevant provisions of the Resource Management Act 1991.

CARRIED

MOVED (M Scott / Cootes)

That Council appoints Cr Fiona Vining as the Chair and Cr Janet Holborow as the Deputy Chair of the District Licensing Committee for the 2016-2019 Triennium.

CARRIED

Cr Vining and Cr Holborow abstained from voting.

MOVED (Holborow / Cootes)

That Council approves the appointment of one Māori representative each with voting rights to the Strategy and Policy Committee, and the Operations and Finance Committee for the 2016-2019 Triennium, noting that the recruitment of the preferred nominees will be coordinated through

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the Council's independent partnership body Te Whakaminenga o Kāpiti with a recommendation coming back to Council early in 2017.

CARRIED

MOVED (Elliott / Vining)

That Council discharges Mr Warwick Tuck from the Audit and Risk Subcommittee and appoints him to the Audit and Risk Committee until 30 June 2018.

CARRIED

MOVED (M Scott / Vining)

That Council confirms the following appointments to Joint Committees:

- a) Wellington Regional Amenities Fund – the Mayor with the Deputy Mayor Cr Janet Holborow as alternate;
- b) Wellington Region Waste Management and Minimisation Plan – Cr Jackie Elliott;
- c) Wellington Regional Strategy – the Mayor with the Deputy Mayor as alternate
- d) Regional Transport - the Mayor with the Deputy Mayor as alternate.

CARRIED

There was further discussion about the proposed modification of the Community Board delegations. The Chief Executive indicated that no further change to the Community Boards' delegations was envisaged unless there was some dramatic change to legislation during the Triennium.

It was clarified that speed limits delegations rested with Council.

Decisions on roading matters with safety factors should remain the province of the transport team and would most likely include matters such as stop or give way signage, and intersection design and layout.

Community Boards would still have the opportunity to have input to the decisions.

The issue of elected member liability was clarified by the Chief Executive.

Cr Holborow proposed an amendment inserted an additional sentence to the delegation emphasising the need for community boards to be consulted.

There was further discussion about the proposed modification to the delegation relating to reserve management plans and why Otaraua was excluded from this consideration. Community Boards would still be consulted on these matters. Cr Vining sought to table an amendment "That all Community Boards will be consulted

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on draft reserve management plans and draft development plans for Otaraua Park”, but this lapsed for want of a seconder.

MOVED (Holborow / Elliott)

That Council adopts an amendment to Part D of the Governance Delegations document relating to Community Board delegations so that the 9th bullet point now reads: “Authority to approve or reject officer recommendations relating to traffic control and signage matters for existing local roads, except those matters that involve significant safety issues. Community Boards will be consulted about these issues but final delegation will rest with council officers.”

CARRIED

Cr Benton voted against the motion.

MOVED (M Scott / Holborow)

That Council adopts the delegations for Committees, Subcommittee and Community Boards as amended and attached at Appendix 1 of report Corp-16-1943.

CARRIED

KCDC 16/10/012

**APPOINTMENT OF COUNCILLORS TO COMMUNITY BOARDS 2016-2019
TRIENNIUM (Corp-16-1944)**

Vyvien Starbuck-Maffey spoke to this report, explaining that in the wake of Local Government Commission decisions on the Council’s Representation Review in 2015 the Ward Councillors were required to be appointed back to their respective Community Boards.

MOVED (Cardiff / Elliott)

That Council confirms the appointment of the following Ward Councillors to the respective Community Boards:

Ōtaki Community Board	Councillor James Cootes
Waikanae Community Board	Councillor Michael Scott
Paraparaumu-Raumati Community Board	Councillor Fiona Vining
	Councillor Mark Benton
Paekākāriki Community Board	Councillor Janet Holborow

CARRIED

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**APPOINTMENT OF ELECTED MEMBERS TO EXTERNAL ORGANISATIONS
2016-2019 TRIENNIUM (Corp-16-1945)**

Vyvien Starbuck-Maffey spoke to this report.

MOVED (Elliott / M Scott)

That Council notes the Policy on the Appointment of Directors of Council Organisations as at Appendix 2 of report Corp-16-1945;

That the Council confirms the appointment of the Mayor to the Kapiti Emergency Medical Services Trust for the 2016-2019 Triennium;

That the Council confirms the appointment of the Mayor, the Paekākāriki-Raumati Ward Councillor Cr Holborow, and the Chief Executive to the Campe Estate Subcommittee for the 2016-2019 Triennium.

CARRIED

MOVED (Mayor / Elliott)

That the Council makes appointments to council organisations for the 2016-2019 Triennium as follows:

No	Organisation/body	Appointees
1	Te Whakaminenga o Kāpiti	The Mayor and Cr James Cootes
2	Economic Development Leadership Group	Cr James Cootes and Cr Angela Buswell
3	Friends of the Ōtaki River	Cr Angela Buswell
4	Friends of the Waikanae River	Cr John Howson
5	Kapiti Coast Aircraft Noise Community Liaison Group	Referred to Paraparaumu-Raumati Community Group for appointment of one member
6	NZTA Expressway Community Liaison Groups	Referred to Waikanae Community Board and Paraparaumu-Raumati Community Group for appointment of one member each
7	Wellington Regional Waste Forum	Cr Jackie Elliott
8	Pharazyn Reserve Focus Group	Referred to Waikanae Community Board for appointment of two members
9	Kapiti Ecological Restoration Maintenance Trust	Cr Jackie Elliott

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10	Paraparaumu College Community Sports Hall Committee	Cr Mark Benton and Cr John Howson
11	A Safer Kapiti (ASK)	Cr John Howson with Cr Fiona Vining as the alternate
12	Mahara Gallery Trust	The Deputy Mayor Cr Janet Holborow
13	Mahara Gallery Upgrade Project Steering Group	The Deputy Mayor Cr Janet Holborow and Cr Michael Scott
14	Kapiti Emergency Medical Services (EMS) Trust	The Mayor
15	Kapiti Accessibility Advisory Group	Cr David Scott
16	Kapiti Cycleway, Walkway and Bridleway Advisory Group	Cr Angela Buswell and Cr Fiona Vining
17	Kapiti Youth Council	The Deputy Mayor Cr Janet Holborow and Cr James Cootes
18	Kapiti Coast Older Persons' Council	Mayor and Deputy Mayor Cr Janet Holborow

CARRIED

KCDC 16/10/014

JIM COOKE PARK – STOPBANK CONSTRUCTION (CS-16-2025)

Alison Law spoke to this report. Ms Law also introduced Kees Nauta from Greater Wellington Regional Council who answered questions. Tenders had closed today.

MOVED (Cardiff / M Scott)

That Council delegates authority to the Chief Executive Officer to enter into an agreement in general accordance with this report (CS-16-2025) to provide access to Greater Wellington Regional Council for construction of the stopbank at Jim Cooke Park, Waikanae.

That Council delegates authority to the Chief Executive Officer to grant an easement over a portion of Jim Cooke Park in general accordance with this report (CS-16-2025).

That Council delegates authority to the Chief Executive Officer to accept the land transfer from Greater Wellington Regional Council in general accordance with this report (CS-16-2025).

That the Council notes the resource consent process is separate to any decision made in relation to any property agreement.

CARRIED

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KCDC 16/10/015

SETTING OF THE DATE OF FIRST ORDINARY COUNCIL MEETING

MOVED (Mayor / Cootes)

That the next meeting of the Kāpiti Coast District Council will be held on Thursday 10 November at 10.00 am in Council Chambers, 175 Rimu Road, Paraparaumu.

CARRIED

KCDC 16/10/016

DRAFT CALENDAR OF MEETINGS 2016-17 (Corp-16-1978)

Vyvien Starbuck-Maffey spoke to the report indicating that as far as possible all Council business would be held on Thursdays.

MOVED (M Scott / Elliott)

That the Council approves the calendar of meetings 2016-17 as detailed in Appendix 1 of report Corp-16-1978, noting the following:

- (a) the calendar of meetings is based on a six-weekly cycle; and**
- (b) Council, Committee and Subcommittee meetings are generally scheduled on a Thursday and start at 10.00 am.**

CARRIED

The meeting was closed at 7.15 pm.

Signed / / 2016

Mayor K Gurunathan, Chair