

MINUTES	MEETING	TIME
<b>KĀPITI COAST DISTRICT COUNCIL</b>	<b>THURSDAY 26 FEBRUARY, 2015</b>	<b>10.00 AM</b>

Minutes of a meeting of the Kapiti Coast District Council on Thursday 26 February 2015, commencing at 10.00 am in Council Chambers, Ground Floor, Kapiti Coast District Council, 175 Rimu Road, Paraparaumu.

**PRESENT**

Mayor	R	Church	Chair
Cr	M	Cardiff	
Cr	D	Ammundsen	
Cr	M	Bell	
Cr	J	Elliott	
Cr	K	Gurunathan	
Cr	P	Gaylor	
Cr	J	Holborow	
Cr	D	Scott	
Cr	G	Welsh	
Cr	M	Scott	

**ATTENDING**

Mr	E	Gregory	(Deputy Chair, Waikanae Community Board)
Mr	P	Edwards	(Chair, Paekākāriki Community Board)
Mr	P	Dougherty	(Chief Executive)
Ms	T	Evans	(Group Manager, Community Services)
Mr	D	Lew	(A/g Group Manager, Strategy and Planning)
Mr	S	Mallon	(Group Manager, Infrastructure Services)
Mr	W	Maxwell	(Group Manager, Corporate Services)
Ms	J	McDougall	(Communications Manager)
Ms	V	Starbuck-Maffey	(Democracy Services Manager - Minute-Taker)

The Mayor welcomed everyone and read the Council blessing.

KCDC 15/02/226

**APOLOGIES**

**MOVED (Mayor/Welsh)**

**That apologies are accepted from Chair of the Paraparaumu-Raumati Community Board Fiona Vining, Chair of the Ōtaki Community Board James Cootes, and from Te Whakaminenga o Kāpiti member Mahinarangi Hakaraia.**

**CARRIED**

**DECLARATIONS OF INTEREST**

There were no declarations of interest.

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KCDC 15/02/227

**DECLARATION BY MEMBER ELECTED AS WAIKANAE WARD COUNCILLOR:**

The Waikanae Ward Councillor-Elect Michael Scott read out and signed his declaration pursuant to Schedule 7, Part 1, s14(3) of the Local Government Act 2002, which was witnessed by the Mayor. The Mayor welcomed Cr Scott to the Council table.

The Chief Executive gave Cr Scott an explanation of legislation affecting Elected Members.

KCDC 15/02/228

**PUBLIC SPEAKING TIME (FOR ITEMS RELATING TO THE AGENDA)**

1. Richard Halliday spoke about the Local Government Commission (LGC) proposal submission report.
2. Regional Councillor Nigel Wilson, on behalf of Fran Wilde and the Greater Wellington Regional Council congratulated Cr Michael Scott on his successful candidacy.
3. Dale Evans spoke about the LGC proposal report.

KCDC 15/02/228

**CONFIRMATION OF MINUTES**

It was confirmed that actions in the minutes had been completed i.e. the meeting with Minister Nathan Guy had occurred and a letter sent to MP Tim Groser, a copy of which would be circulated in the Elected Members' Bulletin.

**MOVED (Mayor/Cardiff)**

**That the minutes of the Council meeting on 29 January 2015 be accepted as a true and accurate record of that meeting.**

**CARRIED**

KCDC 15/02/229

**MEMBERS' BUSINESS**

(a) Responses to Public Speaking Time

The issues raised in respect of the LCG amalgamation proposal would be covered in the agenda item. The Mayor said he would write to Richard Halliday, and he explained his stance towards amalgamation.

Cr Elliott asked for the names of the three Councillors who made the decision about changes to Public Speaking Time. Cr Bell said he supported the decision. The Mayor was not prepared to enter into discussion at this time on this matter. A point of order was raised, asking that the meeting proceed. There were repeated interruptions and abusive language from the public gallery. Two points of order were raised; one that this was disrespectful language inappropriate in a Council Chamber, and secondly that Public Speaking Time was not a time for general debate.

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(b) Leave of Absence

**MOVED (Mayor/Bell)**

**That leave of absence be granted to:**

**Cr Michael Scott for the periods 5-14 March, and 16-26 May 2015**

**Cr Welsh for the period 4-15 June 2015**

**CARRIED**

(c) Matters of an Urgent Nature – Cr Scott demanded to know the names of the Councillors who made the decision about Public Speaking Time. A point of order was raised; that matters of an urgent nature should be advised to the Chair prior to the meeting and therefore this question was not appropriate. The Chief Executive read out the provision in Standing Orders which restricted items in Public Speaking Time to items on the agenda except with the leave of the Chair. The Standing Orders had been adopted with a 75% majority at the beginning of this Triennium.

KCDC 15/02/229

**MAYOR'S REPORT (VERBAL)**

The Mayor highlighted:

- a recent visit to Paekākāriki Station Museum for the unveiling of a plaque commemorating the fallen in both World wars and asked Cr Holborow to comment. There was also a commemorative World War One exhibition at Paekākāriki and Cr Holborow particularly commended the work of Carol Reihana in this respect.
- Waitangi Day celebration at Queen Elizabeth Park which featured the signing of the Memorandum of Partnership with local iwi.
- Citizenship ceremony.
- Waikanae Education association centenary celebration
- A Councillor-led Public forum in Paekākāriki
- Working with WREDA (Wellington Regional Economic Development Agency)

KCDC 15/02/330

**LOCAL GOVERNMENT COMMISSION'S (LGC's) PROPOSAL TO REORGANISE LOCAL GOVERNMENT IN THE WELLINGTON REGION (SP-15-1496)**

Darryl Lew, Acting Group Manager Strategy and Planning, spoke to the report and recapped previous Council discussions on this matter, and highlighted the key points in the submission. Discussion included the following points. While individual councillor's views were expressed and acknowledged it was the agreed position of Council as a whole that was sought:

- Overall Council agreed the inaccuracies in the LGC report (those relating to Kāpiti Coast District Council) should be corrected, notwithstanding the LGC's ensuing concessions in the media. This was important as the LGC used the adverse and inaccurate data to suggest why Kāpiti should favour amalgamation. The only way to correct this was by including the point in Council's submission.

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- The reference to the cost of change should quote the range, not the top figure, in order to be accurate.
- There was extensive discussion about the role of Council-Controlled Organisations (CCOs). It was agreed to strengthen the point about Council's opposition to the transfer of infrastructure management to CCOs - elected members should have control and responsibility for the majority of community assets, as expressed in Council policy, and water meters should be referenced as an example. The Chief Executive clarified some ways in which Council could maintain its management role re water assets.
- There was concern expressed about the implied contradiction between the obvious support for a poll and the fact that the poll has its own process for proceeding. The Chief Executive mentioned that Porirua City Council was organizing a meeting of the councils in the region to discuss a way forward including how to ensure there was a poll if the LGC was to proceed with the proposal. Councillors agreed to include an additional motion around this point.
- It was clarified that the LGC did have the power to not proceed with the process at end of submissions. It was agreed that the submission should remind the LGC of its need to provide 'demonstrable support' in the community for the proposal, before proceeding to the next stage.
- Previous submission and poll/survey results were clarified. It was agreed to retain the information on phone survey results in the submission, as well as the previous joint community board submission.
- The submission should mention the tight timeframes for the submission process, which had made it difficult for Council, community boards and the community in general to develop submissions, and this was agreed.
- A point was raised for inclusion which sought a stronger position on the continued operation of the local service centres after five years.
- Te Whakaminenga o Kāpiti had been formally briefed on the LGC proposal as well as the ART forum.
- Paekākāriki Community Board would be developing a submission emphasizing that it was not convinced about the cost savings of amalgamation and it would disenfranchise small communities. The other three Community Boards were also submitting separately.
- The Chief Executive summarized the amendments agreed by Council to the draft submission:
  - Strengthen paras 20 and 21 to emphasise Council's opposition to CCOs and its policy of retaining management of its own infrastructure assets, especially water
  - Complain about the tight timeframes for consultation/submission
  - Ask for certainty around the future of area offices
  - Link para 16 and 23 closer together
  - Remind the LGC of its legislative duty to provide demonstrable support
  - Replace the word 'disbenefits' with 'disadvantages'

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**MOVED (M. Scott/Welsh)**

**That Council;**

- a) Adopt, with amendments, the draft Council submission to the Local Government Commission on the Draft Proposal for Reorganisation in Wellington lodging by 2 March 2015, as attached to report SP-15-1496;**
- b) Agree that the Council should be represented at the hearing.**
- c) That the Council supports a joint approach with other councils in the Wellington Region to work towards ensuring that a poll is triggered at the appropriate point in the process.**

**CARRIED**

Cr David Scott voted against the motion.

KCDC 15/02/330

**AMENDMENTS TO THE RESOURCE MANAGEMENT ACT DELEGATIONS (SP-15-1490)**

**MOVED (Gurunathan/Welsh)**

**That the Council adopts the amendments to the Resource Management Act 1991 Delegations, shown in Appendix A of report SP-15-1490 to include the new position of Team Leader Resource Consents and the new titles of Group Manager Strategy and Planning and Manager, Research, Policy and Planning and the position of Planning Technician.**

**CARRIED**

KCDC 15/02/331

**PUBLIC SPEAKING TIME (COVERING OTHER ITEMS NOT ON THE AGENDA)**

1. Margaret Stevenson-Wright asked questions (submission circulated) about the Dog Control Act 1996 with reference to the dog 'Beau' case. (The Chief Executive clarified that any questions submitted during this agenda item would be treated as an Official Information Act (OIA) request; the right staff who could provide answers to wide-ranging subject matter may not be in the room at this point, and Public Speaking Time was an opportunity for the community to express its views, not cross-examine staff.)
2. Kerry Bolton spoke to a written submission (circulated) on behalf of Richard Halliday about the dog 'Beau' case.
3. Jane Stevenson-Wright spoke about the dog 'Beau'.
4. Dale Evans spoke about the Chief Executive's recent pay rise and sought guidance on asking questions (submission circulated).

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The Chief Executive responded to the first speaker saying that Council reported annually and in a publicly available report on dog control matters in accordance with sections 57 and 57A of the Dog Control Act. With respect to question 2 about which subsection of Section 10A will the euthanasing of 'Beau' be reported – this was not a requirement of section 10. Lastly in respect of the question about why the process of warranted prosecution (of 'Beau') was justified the response referred to three negative reports in eight days, a decision that was clearly supported by the Court's decision.

*The meeting was closed at 12.10pm*

Signed ..... / ..... / 2015  
 Mayor Ross Church, Chair