

MINUTES	MEETING	TIME
KĀPITI COAST DISTRICT COUNCIL	THURSDAY 15 DECEMBER 2016	10.00 AM

Minutes of the meeting of the Kapiti Coast District Council on Thursday 15 December 2016, commencing at 10.00 am in Council Chambers, Ground Floor, Kapiti Coast District Council, 175 Rimu Road, Paraparaumu.

PRESENT

Mayor	K	Gurunathan	(Chair)
Cr	M	Benton	
Cr	A	Buswell	<i>(from 12.05pm)</i>
Cr	J	Cootes	
Cr	J	Elliott	
Cr	J	Holborow	
Cr	J	Howson	
Cr	D	Scott	
Cr	M	Scott	
Cr	F	Vining	

ATTENDING

Mr	P	Edwards	(Chair, Paekākāriki Community Board)
Mrs	J	Prvanov	(Chair, Waikanae Community Board)
Mr	J	Best	(Chair, Paraparaumu-Raumati Community Board)
Ms	C	Papps	(Chair, Ōtaki Community Board)
Ms	M	Hakaraia	(Delegate, Te Whakaminenga o Kāpiti)
Ms	P	Gaylor	(Greater Wellington Regional Councillor – Kapiti constituency)
Mr	P	Dougherty	(Chief Executive)
Ms	S	Stevenson	(Group Manager, Strategy & Planning)
Mr	M	Pedersen	(Group Manager, Community Services)
Ms	A	Law	(Parks and Recreation Manager)
Ms	D	Andrew	(Organisational Development Manager)
Mr	F	Galbraith	(Member, Youth Council)
Ms	E	Kirby	(Member, Youth Council)
Ms	P	Bertelsen	(Member, Youth Council)
Ms	C	Jones	(Member, Youth Council)
Ms	V	Starbuck-Maffey	(Democracy Services Manager)

APOLOGIES Cr A Buswell *(joined the meeting at 12.05pm)*
Cr M Cardiff

The Mayor welcomed everyone to the meeting.

KCDC 16/12/023

APOLOGIES

MOVED (M Scott/Elliott)

That apologies are accepted from Cr Angela Buswell and Cr Mike Cardiff.

CARRIED

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DECLARATIONS OF INTEREST

There were none.

The meeting agreed to allow a public speaker to address Councillors now, ahead of agenda item 5.

KCDC 16/12/024

PUBLIC SPEAKING TIME

Julia Palmer spoke on behalf of the Reikorangi community about the leasing of the Domain land to the Gold Coast Western Riding Club, and the development of a Community Outcomes Statement for Reikorangi. She asked that the granting of the lease be delayed until the community could either develop a Community Outcomes Statement or find a way forward that worked for all parties.

The Mayor invited staff to comment. Group Manager Community Services Max Pedersen clarified that a statutory process was underway, the closing date for submissions from the community was 31 January 2017 and the Reikorangi community was welcome to make a submission.

Group Manager Strategy and Planning Sarah Stevenson said that the request to develop a Community Outcomes Statement would be taken into account when officers presented the policy work programme to Council in the New Year, as there were resourcing implications.

The Mayor assured Ms Palmer that he took a keen interest in the matter, that there was a process in place and her submission today was appreciated.

The meeting went into public excluded session at 10.10am

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KCDC 16/12/025

RESOLUTION TO GO INTO PUBLIC EXCLUDED

MOVED (Mayor/M Scott)

<p>PUBLIC EXCLUDED RESOLUTION</p> <p>That, pursuant to Section 48 of the Local Government Official Information and Meetings Act 1987, the public now be excluded from the meeting for the reasons given below, while the following matters are considered:</p> <ul style="list-style-type: none"> • External Appointee to the Chief Executive Performance and Employment Committee (CEPEC) <p>The general subject of each matter to be considered, while the public are 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 are as follows:</p>		
<p>External Appointee to the Chief Executive Performance and Employment Committee (CEPEC) (CE-16-2024)</p>	<p>Section 7(2)(i) – enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations.</p>	<p>48(1)(a): That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.</p>

CARRIED

The meeting came out of public excluded session at 11.37am.

Mahinarangi Hakaraia read out the Council blessing in te reo Māori.

KCDC 16/12/026

PUBLIC SPEAKING TIME (for items relating to the agenda)

1. John Le Harivel spoke about the need for a proper opportunity for the public to engage in significant issues which is why he thought the Public Forums should be recorded.
2. Salima Padamsey spoke about the item on Standing Orders and asked for clarification specifically on the restrictions mentioned at para 33 of the officer report – which restrictions were officer proposals and which were Local Government New Zealand's?

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KCDC 16/12/027

UPDATE : CR PENNY GAYLOR, GREATER WELLINGTON REGIONAL COUNCIL (GWRC)

Greater Wellington Regional Councillor (Kāpiti) Penny Gaylor provided an update covering the following:

- She acknowledged the presence today of the Kapiti Coast Youth Council
- The GWRC summer programme has been launched
- She had attended a successful Waikanae River walkover with the Mayor and Cr Buswell
- There were now 40 additional carparks available at Waikanae which was progress
- Opening hours for the toilets at the train station being extended – this issue had been followed up
- Mangaone stream flooding – there was a site visit with a GWRC manager during the recent floods. She would ensure that GWRC keep secondary waterways on their radar
- There had been a meeting re biodiversity management programmes on the coast, as environmental care groups were concerned about predators.
- She invited Councillors to communicate any issues she could mention in her column or radio timeslot.

KCDC 16/12/028

MEMBERS' BUSINESS

- (a) Public Speaking Time Responses – issues raised relating to Standing Orders would be addressed during the agenda item.
- (b) Leave of Absence

MOVED (M Scott/Cootes)

That Council grants leave of absence for the following:

Cr Buswell – 12-24 January 2017

Cr Benton – 2-12 February 2017

Cr Howson – 2-14 March 2017

CARRIED

- (c) Matters of an Urgent Nature – there were none.

Christine Papps left the meeting at 11.55 am.

KCDC 16/12/029

PRESENTATION: KĀPITI COAST YOUTH COUNCIL

Members of the Youth Council gave a powerpoint presentation on the work of the Youth Council.

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The Youth Councillors invited Councillors to a breakfast workshop on 2 February 2017, and thanked the Councillors appointed to the Youth Council (Cr Cootes and Cr Holborow) for their support and encouragement.

KCDC 16/12/030

ADOPTION OF STANDING ORDERS – 2016-2019 TRIENNIUM (Corp-16-1942)

Vyvien Starbuck-Maffey spoke to the report, clarifying that the ‘restrictions’ at section 14.15 of appendix 1 were developed by LGNZ and were not officer proposals. A further point was made that the restrictions were there to help the Chair to manage the meeting and were not mandatory but could be invoked at the Chair’s discretion.

An additional amendment was tabled which proposed deleting any reference to the Code of Conduct and this was agreed to be incorporated into the final document.

MOVED (M Scott/Holborow)

That Council adopt the Local Government New Zealand Standing Orders as at Appendix 1 of report Corp-16-1942, with an additional amendment.

A division was called:

For the motion: the Mayor, Cr M Scott, Cr D Scott, Cr Vining, Cr Howson, Cr Holborow, Cr Cootes, Cr Benton

Against the motion: Cr Elliott

CARRIED

KCDC 16/12/031

COUNCIL SUBMISSION ON THE PROPOSED 2017/18 LEVY FOR FUNDING FIRE AND EMERGENCY NEW ZEALAND (FENZ) (Corp-16-036)

The Chief Executive Pat Dougherty spoke to the report, explaining that the timeframes for submissions were too tight to allow the submission to be presented to Council ahead of the deadline of 30 November. There was discussion on the levy. FENZ were looking to expand the levy base but haven’t achieved this yet, and Council advising it would be better to have a lower levy rate initially until an expanded levy base had been achieved.

MOVED (Vining/Benton)

That the Council notes the submission to the Fire Service on the proposed 2017/18 levy.

CARRIED

Cr Buswell joined the meeting at 12.05pm.

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KCDC 16/12/032

LEASE FOR COUNCIL OWNED HOWARTH BARN AT OTARAUA PARK, PARAPARAUMU (CS-16-049)

Max Pedersen and Alison Law spoke to the report.

MOVED (Holborow/M Scott)

That the Kāpiti Coast District Council authorises the Chief Executive to undertake the required public notification process for the lease proposal as outlined in this report (CS-16-049) for the building at Otaraua Park, Paraparaumu, shown in Appendix 1, to Mr Maurice Bly.

If any submissions or objections are made, that these be considered at the Council meeting 02 March 2017.

If no submissions or objections are received, that the Kāpiti Coast District Council enters into a lease for three years with no rights of renewal with Mr Maurice Bly from 1 March 2017, for the building at Otaraua Park, Paraparaumu, shown in Appendix 1 to report CS-16-049 at a \$100 weekly rental.

CARRIED

KCDC 16/12/033

LEASE FOR COUNCIL ADMINISTERED LAND AT WAIKANAĒ PARK, WAIKANAĒ RECREATION CENTRE INC (CS-16-1916)

Max Pedersen and Alison Law spoke to the report. They clarified that process improvements had been put in place to ensure that leases were managed in a timely and thorough way.

MOVED (M Scott/Elliott)

That the Kāpiti Coast District Council authorises the Chief Executive to undertake the required public notification process for the exclusive lease proposal as outlined in this report (CS-16-1916) for the land at Waikanae Park, Waikanae, shown in Appendix 1, to the Waikanae Recreation Centre.

If any submissions or objections are made, that these be considered at the Council meeting of 02 March 2017.

If no submissions or objections are received, that the Kāpiti Coast District Council enters into a lease for ten years with two further ten year rights of renewal with the Waikanae Recreation Centre from 1 March 2017, for the land at Waikanae Park shown in Appendix 1 to report CS-16-1916 at an annual rental set by the Council in the Long Term Plan or Annual Plan.

CARRIED

Cr M Scott left the meeting at 12.33pm.

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KCDC 16/12/034

LEASE FOR COUNCIL ADMINISTERED LAND AT TE ĀTIAWA PARK, PARAPARAUMU, TE ATIWA COURTS CENTRE INC (CS-16-1918)

Max Pedersen and Alison Law spoke to the report.

MOVED (Vining/Elliott)

That the Kāpiti Coast District Council authorises the Chief Executive to undertake the required public notification process for the lease proposal as outlined in this report (CS-16-1918) for the land at Te Ātiawa Park, Paraparaumu, shown in Appendix 1, to the Te Atiawa Courts Centre Inc.

If any submissions or objections are made, that these be considered at the Council meeting of 02 March 2017.

If no submissions or objections are received, that the Kāpiti Coast District Council enters into a lease for ten years with two further ten year rights of renewal with the Te Ātiawa Courts Centre from 1 March 2017, for the land at Te Ātiawa Park shown in Appendix 1 to report CS-16-1918 at an annual rental set by the Council in the Long Term Plan or Annual Plan.

CARRIED

KCDC 16/12/035

LEASE FOR COUNCIL OWNED RESERVE ADJOINING SOUTHWARDS MUSEUM TRUST (CS-16-1979)

Max Pedersen and Alison Law spoke to the report. It was clarified that the fee should at least cover the cost of administering the lease, and so the increase was reasonable.

Cr M Scott returned to the meeting at 12.35pm.

MOVED (M Scott/Elliott)

That the Kāpiti Coast District Council enters into a lease for five years, commencing 01 December 2016 with the Southwards Museum Trust, for the land adjoining, as shown in Appendix 1 to report CS-16-1979 at an annual rent set by the Council in the Long Term Plan or Annual Plan.

CARRIED

KCDC 16/12/036

REPORTS AND RECOMMENDATIONS FROM STANDING COMMITTEES AND COMMUNITY BOARDS (Corp-16-055)

MOVED (M Scott/Benton)

That Council receives Report Corp-16-055 (Reports and Recommendations from Standing Committees and Community Boards).

CARRIED

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Recommendation from the Paraparaumu-Raumati Community Board

There was one recommendation concerning the pond at Maclean Park Paraparaumu Beach. Staff explained that it would cost approximately \$20,000 to keep the pond filled during the summer season.

The Chief Executive clarified that since the Council's water account was a closed account there would be a cost for the pond filling. The Parks and Recreation team had not budgeted for this so, if the recommendation was approved, their budget would show a deficit at the end of the financial year.

One of the Paraparaumu Ward Councillors, Cr Fiona Vining, explained the rationale for the Community Board's stance. The pond should be filled so that it did not distract the community from looking at the whole of the area under consultation. When the pond is not filled it is more obvious and provokes comment; however this could be seen as a positive and there were definitely cost implications of keeping it full.

It was commented that last summer the pond was drained and the bitumen coating the bottom of the pond melted, creating a mess and community concern, so that was another factor.

Other Councillors did not support the recommendation, being concerned about spending unbudgeted money.

Staff clarified that it would cost about \$30,000 to grass over the pond area, so that wasn't seen as a cost-effective option.

It was suggested that since the consultation period was happening through the summer, the pond should be kept filled so that it was kept presentable for all the visitors to the area.

Other Councillors considered that spending \$20,000 to help deflect critical community feedback was unnecessary, as feedback, good and bad, was all part of the democratic process.

MOVED (Vining/Elliott)

That Council approves the recommendation of the Paraparaumu-Raumati Community Board to keep the pond filled at Maclean Park Paraparaumu until such time as the consultation on the Maclean Park Management Plan is completed.

A division was requested:

For the motion: Cr Vining, Cr D Scott, Cr Benton, Cr Elliott, Cr Buswell

Against the motion: Mr M Scott, Cr Howson, Cr Holborow, Cr Cootes, the Mayor

As the votes for and against were equal the Mayor used his casting vote.

LOST

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KCDC 16/12/037

CONFIRMATION OF MINUTES

MOVED (M Scott/Vining)

That the minutes of the Council meeting on 25 October 2016 be accepted as a true and accurate record of that meeting.

CARRIED

MOVED (M Scott/Elliott)

That the minutes of the reconvened Council meeting on 26 October 2016 be accepted as a true and accurate record of that meeting.

CARRIED

MOVED (Vining/D Scott)

That the minutes of the Council meeting on 10 November 2016 be accepted as a true and accurate record of that meeting.

CARRIED

The meeting adjourned for lunch at 1.03pm and reconvened at 1.30pm.

The meeting went into public excluded session at 1.34pm.

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KCDC 16/12/038

RESOLUTION TO GO INTO PUBLIC EXCLUDED

MOVED (Howson/M Scott)

<p>PUBLIC EXCLUDED RESOLUTION</p> <p>That, pursuant to Section 48 of the Local Government Official Information and Meetings Act 1987, the public (with the exception of Community Board Chairs) now be excluded from the meeting for the reasons given below, while the following matters are considered:</p> <ul style="list-style-type: none"> • Economic Development Leadership Group – Appointment of Independent Chair (SP-16-051) • Kāpiti Disability Equipment and Information Centre (SP-16-047) <p>The general subject of each matter to be considered, while the public are 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 are as follows:</p>		
<p>Economic Development Leadership Group – Appointment of Independent Chair (SP-16-051)</p>	<p>Section 7(2)(a) – protect the privacy of natural persons.</p> <p>Section 7(2)(b)(ii) – protect information where the making available of the information would be likely unreasonable to prejudice the commercial position of the person who supplied or who is the subject of the information.</p>	<p>48(1)(a): That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.</p>
<p>Kāpiti Disability Equipment and Information Centre (SP-16-047)</p>	<p>Section 7(2)(b)(ii) – protect information where the making available of the information would be likely unreasonable to prejudice the commercial position of the person who supplied or who is the subject of the information.</p> <p>Section 7(2)(i) - enable the local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p>	<p>48(1)(a): That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.</p>

CARRIED

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The meeting came out of public excluded session at 2.07pm and was closed.

Signed / / 2016

Mayor K Gurunathan, Chair