

MINUTES	MEETING	TIME
KĀPITI COAST DISTRICT COUNCIL	THURSDAY 6 DECEMBER 2018	10.05 AM

Minutes of the additional meeting of the Kāpiti Coast District Council on Thursday 6 December 2018, commencing at 10.05 am in Council Chambers, Ground Floor, Kāpiti Coast District Council, 175 Rimu Road, Paraparaumu.

PRESENT	Mayor	K	Gurunathan	Chair
	Cr	M	Benton	
	Cr	A	Buswell	
	Cr	M	Cardiff	
	Cr	J	Cootes	
	Cr	J	Elliott	
	Cr	J	Holborow	
	Cr	J	Howson	
	Cr	M	Scott	
	Cr	F	Vining	
ATTENDING	Mr	P	Edwards	Chair, Paekākāriki Community Board
	Mr	J	Best	Chair, Paraparaumu-Raumati Community Board
	Ms	C	Papps	Chair, Ōtaki Community Board
	Mr	W	Maxwell	Chief Executive
	Ms	N	Tod	Group Manager Regulatory Services
	Mr	S	Mallon	Group Manager Infrastructure Services
	Mr	K	Black	Acting Group Manager, Strategy and Planning
	Mrs	J	McDougall	Acting Group Manager, Corporate Services
	Ms	J	Straker	Chief Financial Officer
	Mr	T	Power	Senior Legal Counsel
	Dr	B	Griffin	Senior Policy Advisor
	Ms	A	Law	Parks and Recreation Manager
	Mr	G	O'Connor	Access and Transport Manager
	Mr	J	Roberts	Parks and Recreation Planner
	Ms	E	Haxton	Programme Advisor (Social)
	Ms	T	Parata	Programme Design and Delivery Manager
	Ms	K	Brown	Parks and Recreation Planning Officer
	Ms	L	Belcher	Democracy Services Manager
APOLOGIES	Mrs	J	Prvanov	Chair, Waikanae Community Board
LEAVE OF ABSENCE	Cr	D	Scott	

The Mayor welcomed everyone to the meeting and read the Council blessing.

KCDC 18/12/339

**(a) APOLOGIES**

**MOVED (M Scott/Holborow)**

**That apologies are accepted from Jocelyn Prvanov and from Cr Benton and Philip Edwards for lateness.**

**CARRIED**

It was noted that Cr D. Scott was on leave of absence.

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**(b) DECLARATIONS OF INTEREST**

There were no declarations of interest.

*Cr Benton arrived at 10.06am*

KCDC 18/12/340

**PUBLIC SPEAKING TIME (for items relating to the agenda)**

1. Hannah Swartz spoke in relation to item 13 on the agenda, Licence with Paekākāriki Orchard and Gardens Incorporated at Tiley Road Reserve.

*Philip Edwards arrived at 10.11am*

2. Andy Ross, on behalf of Kapiti Cycling Club, spoke in relation to item 8 on the agenda, Otaraua Park adoption of Development Plan and answered members' questions.
3. Bryn Kepthorn, on behalf of Kapiti Running and Triathlon Club, spoke in relation to item 8 on the agenda, Otaraua Park adoption of Development Plan and answered members' questions.
4. John Michael, on behalf of Kapiti Inline Skating Club, spoke in relation to item 8 on the agenda, Otaraua Park adoption of Development Plan and answered member questions.
5. Mike Charles, Tom Engelen and Dawn Sturmin, on behalf of Waikanae AFC, spoke in relation to item 8 on the agenda, Otaraua Park adoption of Development Plan and answered members' questions.
6. Phil Teal, on behalf of Fish and Game New Zealand, and Malcolm Francis on behalf of Kapiti Fly Fishing Club, spoke in relation to item 8 on the agenda, Otaraua Park adoption of Development Plan and answered members' questions.
7. Guy Burns spoke in relation to item 8 on the agenda, Otaraua Park adoption of Development Plan and answered members' questions.

*Mayor Gurunathan left the chamber at 10.42am and returned at 10.44am. Cr Holborow chaired the meeting in his absence.*

8. Cr Jackie Elliott, on behalf of Dave and Katherine Chandler of 62 Greendale Drive, spoke in relation to item 8 on the agenda, Otaraua Park adoption of Development Plan.

KCDC 18/12/341

**UPDATE : CR PENNY GAYLOR, GREATER WELLINGTON REGIONAL COUNCIL**

Ms Penny Gaylor was not able to attend today's Council meeting due to another meeting conflict.

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KCDC 18/12/342

**MEMBERS' BUSINESS**

(a) Public Speaking Time Responses:

In relation to the Otaraua Park adoption of the development plan staff explained that there had been an allowance for additional hard structure on the edges of the pond as a result of submission received. The Activity Plan allows for a future discussion. Te Ati Awa have indicated they would be available to have discussion from March 2019.

By approving the plan the Council would not be committing tens of millions of dollars in the future for the building of a bridge. The purpose of the plan is to allow for the possibility of a bridge should one be required in the future.

(b) Leave of Absence:

**MOVED (Benton/Howson)**

**That leave of absence is granted to Cr M Scott 7 February 2019 and 27 June to 1 August 2019 and to Cr Elliott from 13 December to 18 December 2018.**

**CARRIED**

(c) Matters of an Urgent Nature:

There were no matters of an urgent nature.

KCDC 18/12/343

**MAYOR'S REPORT**

The Mayors report was circulated to members.

**MOVED (M Scott/Holborow)**

**That members receive the Mayor's report.**

**CARRIED**

KCDC 18/12/344

**CONTROL OF ALCOHOL IN PUBLIC PLACES BYLAW 2018 (SP-18-689)**

Kevin Black and Brandy Griffin spoke to the report and answered members' questions.

It was clarified that signage in hot spot areas where there have been lots of call outs and in high density alcohol areas would be agreed in discussion with Police.

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Staff worked thanked for their work and for the consultation that had taken place.

**MOVED (Vining/Elliott)**

**That Council:**

**Repeals the Kapiti Coast District Council Control of Alcohol in Public Places Bylaw 2013; and**

**Adopts the Kapiti Coast District Council Control of Alcohol in Public Places Bylaw 2018.**

**CARRIED**

KCDC 18/12/345

**OTARAU PARK ADOPTION OF DEVELOPMENT PLAN (CS-18-682)**

Sean Mallon, Alison Law and Jamie Roberts spoke to the report and answered members' questions.

It had been made clear to both the Waikanae Football club and Cycling multi-purpose track group that Council will not be providing funding for their building.

There is no allowance for a bridge in the Long Term Plan. The creation of any bridge would be subject to available funding and Council approval in the future. All aspects of the plan are subject to detailed design and consultation with stakeholders, partners and the wider community. The intent is that this should be clear in the plan.

In year one of the Long Term Plan \$153,000 will be spent, in year two nothing will be spent, in year three \$700,00, in year four \$835,000, with the total over seven years of the long term plan being approximately \$4.2million.

*Cr Benton left at 11.22am and returned at 11.23am.*

Members discussed concerns that any introduction of Trout into the Waikanae River could threaten indigenous species. There was discussion that Waikanae River is, at the same time, one of the healthiest existing Trout fishing rivers in the region. Both Rainbow Trout and Brown Trout already exist in the river. It was confirmed that the plan allows for future discussion with Fish and Game about the use of the pond.

*Cr Cootes left at 11.25am and returned at 11.28am*

It was confirmed that while the plan made no reference to any discussion with the NZ Motor Home Association that does not preclude future discussion. Council had previously discussed an area in the park for potential designated parking for a number of motor homes

Cr Holborow thanked staff for the level of engagement engendered during consultation with the public.

Mayor Gurunathan noted that Council had the foresight to purchase the Otaraua park land as housing develops and as pressure comes on open spaces. We should applaud the foresight of that Council and we should acknowledge that development plans morph and change over time.

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Mayor Gurunathan acknowledged Cr Tony Jack who some years ago identified the piece of land and created the push for the strategy plan purchase fund which facilitated the purchase of the land.

Green space is something to be treasured. There was discussion about the amount of green space across the district now and in the future that is accessible to people.

**MOVED (Benton/M Scott)**

**That the Council adopts the Otaraua Park development plan as attached in Appendix 3 to report CS-18-682.**

**CARRIED**

Against: Cr Elliott

*The meeting adjourned at 11.44am and resumed at 11.57am.*

KCDC 18/12/346

**FINAL PROPOSAL FOR WELLINGTON REGIONAL COUNCIL'S REPRESENTATION ARRANGEMENTS FOR 2019 LOCAL ELECTIONS – APPEAL AGAINST DECISION (Corp-18-686)**

The report was taken as read. Cr Vining briefed members on her attendance at the hearing of submissions on the Initial Proposal for Wellington Regional Council's Representation Arrangements for 2019 Local Elections.

**MOVED (Vining/Elliott)**

**That the Council approves the appeal against the decision of Greater Wellington Regional Council on its final proposal for the Wellington Regional Council's representation arrangements for the 2019 local elections and against the rejection of the submission of the Kāpiti Coast District Council that the Kāpiti Coast Constituency should elect two councillors.**

**CARRIED**

KCDC 18/12/347

**ELECTED MEMBER REMUNERATION EXPENSES AND ALLOWANCES POLICY 2018-2019 (Corp-18-675)**

Ms Belcher spoke to the report. There was discussion about whether this report and policy could have been heard by the Strategy and Policy Committee. The Chief Executive explained that this report and policy, because it related to Elected Members remuneration, did need to come to Council. It was noted that an offline discussion could take place regarding work that could be included on Strategy and Policy Committee future agendas as opposed to having to be heard by Council.

**MOVED (M Scott/Howson)**

**That Council adopts the Elected Member Remuneration Expenses and Allowances Policy as at Appendix 1 of report Corp-18-675.**

**CARRIED**

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KCDC 18/12/348

**AMENDMENTS TO THE COUNCIL DELEGATIONS TO CHIEF EXECUTIVE AND STAFF (SP-18-632)**

Mr Tim Power spoke to the report and answered members' questions.

The Chief Executive confirmed that staff can approve contracts up to specified amounts. The maximum amount the Chief Executive can approve, if that money has been approved in the Annual Plan or Long Term Plan by Council, is \$2.4m.

It was clarified that the signing of all contracts over \$250,000 is reported to the Operations and Finance Committee.

**MOVED (M Scott/Elliott)**

**That the Council adopts the revised Council to Chief Executive and Staff Delegations as shown in Appendix A of Report SP-18-632.**

**That the Council adopts the revised Resource Management Act 1991 Delegations to Staff as shown in Appendix B of Report SP-18-632.**

**CARRIED**

KCDC 18/12/349

**CONTRACT C198 RESURFACING 2018-2021 : TENDER EVALUATION (IS-18-690)**

The report was taken as read. Sean Mallon and Glen O'Connor answered members' questions.

It was confirmed that, in most cases, asphalt does not last as long as chip seal. There are many variables. Asphalt is approximately four times the cost of chip seal. In many cases Asphalt lasts approximately 20 years and chip seal lasts approximately 15 years. However, depending on road use, some road surfaces will last longer.

When Councils assets are revalued one of the key inputs into the revaluations is unit pricing. When the roads are revalued, as the most recent unit prices are higher, there will be an impact on depreciation.

**MOVED (M Scott/Buswell)**

**That the Council approves awarding contract C198 Resurfacing 2018-2021 to Higgins Contractors Limited for the sum of \$3,537,000 plus GST as recommended in report IS-18-690, noting that the difference between the budget and tender price will be covered from existing budgets.**

**That the Council delegates the Chief Executive the authority to sign the final contract C198 Resurfacing 2018-2021 documents.**

**CARRIED**

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KCDC 18/12/350

**LICENCE WITH PAEKĀKĀRIKI ORCHARD AND GARDENS INCORPORATED AT TILLEY ROAD RESERVE (CS-18-681)**

The report was taken as read.

**MOVED (Holborow/Elliott)**

**That Council grants a licence and approves the Chief Executive to enter into a licence for four years to Paekākāriki Orchard and Gardens Incorporated, for the land at Tilley Road Reserve, Paekākāriki shown in Appendix 1 to report CS-18-681 at an annual rental set by the Council in the Long Term Plan or Annual Plan and notes that any additional costs are met within existing budgets.**

**CARRIED**

KCDC 18/12/351

**COMMUNITY CONTRACT REPORTS 2017/18 (SP-18-683)**

Tania Parata and Emma Haxton spoke to the report and answered members' questions.

It was confirmed that a variety of general support was being provided to applicant organisations in terms of funding advice, reporting, looking at strategic direction and being grant ready in terms of the capacity of the organisations to look at funding across the board.

**MOVED (Elliott/Buswell)**

**That the Council notes the reports provided by:**

- **A Safe Kāpiti**
- **Kāpiti Youth Support**
- **Surf Life Saving New Zealand**
- **WellAble**
- **Volunteer Kāpiti**
- **Wellington Free Ambulance**
- **Citizens Advice Bureau Kāpiti**
- **Citizens Advice Bureau Ōtaki**
- **Life Flight Trust**

**That the Council use this opportunity to thank the organisations which have held community contracts for their valuable work in the District.**

**CARRIED**

KCDC 18/12/352

**REPORTS AND RECOMMENDATIONS FROM STANDING COMMITTEES AND COMMUNITY BOARDS (Corp-18-688)**

**MOVED (Cardiff/Vining)**

**That Council notes the following recommendations:**

**That the Paekākāriki Community notes that an extraordinary vacancy has been created pursuant to clause 5 Schedule 7 of the Local Government Act 2002, through the resignation of Community Board member Steve Eckett, effective from 13 October 2018. That the Paekākāriki Community Board resolves that**

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Dr Judith Aitken, being a suitably qualified person in the Paekākāriki community, be appointed to the vacancy, pursuant to provision 117(3)(a) of the Local Electoral Act 2001, and that this decision of the Board be publicly notified.

That the Paraparaumu-Raumati Community Board supports a coordinated effort to identify why the Waikanae Estuary is dying and what can be done to restore its health.

**CARRIED**

**MOVED (Cardiff/Vining)**

That Council ratifies the following recommendations:

That the Paraparaumu-Raumati Community Board recommends to Council to change the parking designation of two carparks to P60 'EV only' parks to promote use of the charging station.

That the Waikanae Community Board recommends to Council to approve the following parking restriction:

- re-arrange parking on Elizabeth Street, moving one of the P10 spaces east of the vehicle crossing to 12 Elizabeth Street and change the P10 space at the western end outside Relish Café to a P60 restriction.

That the Waikanae Community Board recommends to Council the following parking restrictions:

- to paint broken yellow lines on the south side of Mahia Lane between Numbers 25 and 29 (the section opposite the entrance to Rymans);
- to paint broken yellow lines on both sides where Mahia Lane crosses the bridge over the storm water swale between 25 and 29 Mahia Lane;
- to paint broken yellow lines outside property numbers 29 to 35 on the eastern side of the road;
- to paint broken yellow lines in the turning head outside property number 43.

**CARRIED**

**MOVED (Cardiff/Vining)**

That Council receives Report Corp-18-688 (Reports and Recommendations from Standing Committees and Community Boards).

**CARRIED**

KCDC 18/12/353

CONFIRMATION OF MINUTES : 25 OCTOBER 2018, 1 NOVEMBER 2018

**MOVED (M Scott/Vining)**

That the minutes of the Council meeting on 25 October 2018 be accepted as a true and accurate record of that meeting.

**CARRIED**

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**MOVED (M Scott/Holborow)**

**That the amended minutes of the Council meeting on 1 November 2018 be accepted as a true and accurate record of that meeting.**

**CARRIED**

KCDC 18/12/354

**PUBLIC SPEAKING TIME (for items not related to the agenda)**

There were none.

*Cr Benton left the meeting at 12.55pm*

KCDC 18/12/355

**RESOLUTION TO GO INTO PUBLIC EXCLUDED**

**MOVED (Gurunathan/Cardiff)**

<b>PUBLIC EXCLUDED RESOLUTION</b>		
<p><b>That, pursuant to Section 48 of the Local Government Official Information and Meetings Act 1987, the public now be excluded from the meeting (with the exception of Community Board representatives) for the reasons given below, while the following matters are considered:</b></p> <ul style="list-style-type: none"> <li>• <b>Disposal of Property (CS-18-671)</b></li> <li>• <b>Confirmation of Public Excluded Minutes: 25 October 2018 and 1 November 2018</b></li> </ul> <p><b>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:</b></p>		
<b>General subject of each matter to be considered</b>	<b>Reason for passing this resolution in relation to each matter</b>	<b>Grounds under Section 48(1) for the passing of this resolution</b>
<b>Disposal of Property (CS-18-671)</b>	Section 7(2)(i) – to enable the local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	Section 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.

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<p><b>Confirmation of Public Excluded Minutes:</b></p> <p><b>25 October 2018</b></p> <p><b>1 November 2018</b></p>	<p>Section 7(2)(a) – to protect the privacy of natural persons.</p> <p>Section 7(2)(f)(i) – to maintain the effective conduct of public affairs through the free and frank expression of opinions by or between or to members or officers or employees of any local authority ... in the course of their duty.</p>	<p>Section 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>
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**CARRIED**

*The Council meeting went into public excluded session at 12.58 pm.*

*The Council came out of public excluded session at 1.30 pm.*

*The Council meeting closed at 1.30 pm.*

Signed ..... / ..... / 2019  
 Mayor K Gurnathan

*[Handwritten signature]* *24th Jan 19*

*[Large handwritten flourish]*