

MINUTES	MEETING	TIME
KĀPITI COAST DISTRICT COUNCIL	THURSDAY 26 JANUARY 2017	10.02 AM

Minutes of the meeting of the Kapiti Coast District Council on Thursday 26 January 2017, commencing at 10.02 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	
Cr	M	Cardiff	
Cr	J	Cootes	
Cr	J	Elliott	
Cr	J	Holborow	
Cr	J	Howson	
Cr	D	Scott	
Cr	M	Scott	
Cr	F	Vining	

ATTENDING

Ms	M	Hakaraia	(Delegate, Te Whakaminenga o Kāpiti)
Mr	P	Edwards	(Chair, Paekākāriki Community Board)
Mrs	J	Prvanov	(Chair, Waikanae Community Board)
Ms	C	Papps	(Chair, Ōtaki Community Board)
Mr	J	Best	(Chair, Paraparaumu-Raumati Community Board)
Mr	P	Dougherty	(Chief Executive)
Ms	S	Stevenson	(Group Manager, Strategy & Planning)
Ms	B	Griffin	(Senior Policy Advisor)
Mr	M	Pedersen	(Group Manager, Community Services)
Mr	M	Hammond	(Parks and Recreation Planner)
Mr	W	Maxwell	(Group Manager, Corporate Services)
Mr	S	Mallon	(Group Manager, Infrastructure Services)
Ms	V	Starbuck-Maffey	(Democracy Services Manager)

APOLOGIES

Cr	P	Gaylor	(Greater Wellington Regional Council)
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The Mayor welcomed everyone to the meeting and read the Council blessing.

KCDC 17/01/039

APOLOGIES

An apology from Regional Councillor Penny Gaylor was noted.

DECLARATIONS OF INTEREST

Cr Janet Holborow declared an interest in item 13.

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KCDC 17/01/040

PUBLIC SPEAKING TIME (for items relating to the agenda)

1. Trevor Daniell spoke about agenda item 8 saying he was not happy with the tenor of the Council submission, and asking whether there was any consultation with local retirement villages? He also spoke about item 9, suggesting more detail be added to the Governance Statement to reference the safety of pedestrians on footpaths, Council's role in protecting property through stormwater infrastructure, and Council's role in civil defence.

KCDC 17/01/041

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

- Cr Gaylor could not attend today.
- Congratulations were offered to Ōtaki Community Board Chair Christine Papps who had been elected to the New Zealand Community Boards' National Executive as the Zone 4 representative.

KCDC 17/01/042

MEMBERS' BUSINESS

- (a) Public Speaking Time Responses – issues raised in relation to the Rates Rebate Amendment Bill Submission would be covered off during that agenda item.
- (b) Re Governance Statement items – Sean Mallon explained that the list of responsibilities under the section on Access and Transport was not intended to be exhaustive but the phrase 'all road users' could be added to include pedestrians. It was agreed that more detail could be added regarding civil defence operations and processes. The Chief Executive explained the purpose of the Governance Statement was intended to be a high level summary of what Council does. Not every detail was included but this did not mean Council did not attend to these areas. There was a need to keep the document to a manageable size but it was up to Councillors to approve any extra inclusions requested today.
- (c) Leave of Absence

MOVED (M Scott/Cootes)

That Council grants leave of absence for the following:

Cr Howson – 28 June – 4 August 2017

Cr D Scott – 15-18 March 2017

Mayor – 10–25 February 2017

CARRIED

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

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KCDC 17/01/043

MAYOR'S REPORT

The Mayor circulated a report to Councillors for information, detailing his recent activities.

KCDC 17/01/044

**RATES REBATE (RETIREMENT VILLAGE RESIDENTS) AMENDMENT BILL 2016
– SUBMISSION (SP-17-095)**

Sarah Stevenson and Brandy Griffin spoke to the report. There hadn't been consultation on the draft submission because the matters raised were largely administrative and timeframes were tight. Officers could work with Mr Daniell on amending the draft submission if desired.

The Chief Executive commented that Council did not usually consult on a draft submission, as timeframes for comment were more often than not very tight. Council did not have the resources to develop submissions on every issue and if consultation with the community was required as well it would mean officers could do even less. When developing submissions Council did try to be mindful about what was good for the community and good for the Council organisation.

This particular submission was due on Monday and there were ten retirement communities that would qualify under the terms in the Bill. There was nothing preventing Grey Power developing its own submission and it was assumed that retirement complexes would be making their own. Council does support residents of retirement villages being eligible for rates rebates. The Bill is vague on how this would work and more direction as to implementation was required.

In future it may be feasible for officers to consult with the Older Persons' Council to test officer thinking on relevant submissions if timeframes allow.

It was agreed to amend the submission to emphasise that the Council's rebate scheme focused on hardship; the Council did support the thrust of the Bill but was concerned about aspects of its implementation.

MOVED (M Scott/Benton)

That Council approves the submission as amended to the Rates Rebate (Retirement Village Residents) Amendment Bill 2016.

CARRIED

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KCDC 17/01/045

GOVERNANCE STATEMENT 2016-2019 TRIENNIUM (CORP-16-1989)

Vyvien Starbuck-Maffey spoke to the report, explaining the intent of a governance statement which all councils were required to have under legislation. The statement had been presented to each new Council and amended to reflect any changes from triennium to triennium.

Suggestions were made about including more information (for example on roading) to help lift awareness of what Council does but this was more properly attempted through the Council's Communications and Engagement Strategy.

It was agreed to add a para to clarify civil defence emergency management responsibilities.

It was also agreed to include some information on the ability of community boards to appoint members where this was legislatively available as an option in dealing with an extraordinary vacancy.

An issue was raised in relation to the adoption of new Standing Orders (page 24). The new document included a provision giving the Chair power to remove members of the public who criticised elected members at meetings and this had raised some debate in the community. The Mayor sought to clarify the type of criticism intended by the provision, and asked Councillors if they wanted the Standing Orders changed to specify the type of criticism meriting expulsion (ie abusive criticism). Councillors agreed that the provisions were self-explanatory, and could be used with commonsense on the part of the Chair and so should be left unchanged.

It was clarified that the Health and Safety at Work Act 2015 applied to the Council organisation as a whole and was not the responsibility of any one area.

It was agreed to amend the bullet points in the Access and Transport section (page 13) to read "safety of all users of the roading network".

Mahinarangi Hakaraia who had been deputised to attend by the Chair of Te Whakaminenga o Kāpiti, suggested some amendments be made to highlight the role and responsibilities of Te Whakaminenga o Kāpiti, the appointment of Māori representatives to Council Standing Committees, and to correct the list of iwi partners: Te Rūnanga o Raukawa was now Ngā Hapū o Ōtaki. These amendments were agreed.

MOVED (M Scott/Cootes)

That in accordance with Section 40(1) of the Local Government Act 2002, the Council adopts and makes publicly available the amended Governance Statement for the 2016-2019 Triennium as at Appendix 1 of report Corp-16-1989.

That the Council authorises the Chief Executive to make administrative updates to the Governance Statement as necessary throughout the Triennium in respect of any subsequent changes in circumstances or amendments the council might make to the individual policies contained or referenced in the Governance Statement.

CARRIED

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KCDC 17/01/046

LEASE FOR COUNCIL OWNED LAND AT PARAPARAUMU DOMAIN, KAPITI PETANQUE CLUB INC (CS-16-059)

Mark Hammond and Max Pedersen spoke to the report. In response to a query about the earthquake prone status of buildings it was clarified that the buildings in these three lease reports had not been checked as part of the lease process. Council only leased the land.

Cr James Cootes left the meeting at 10.36am.

It was clarified that as the previous lease would expire at the end of this current term, this was technically a new lease.

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-16-059) for the land at Paraparaumu Domain, Paraparaumu, shown in Appendix 1, to the Kapiti Petanque Club Inc.

If any submissions or objections are made, these be considered at the Council meeting of 13 April 2017.

If no submissions or objections are received, that the Kāpiti Coast District Council authorises the Chief Executive to enter into a lease for five years with two further five year rights of renewal commencing 01 April 2017 with the Kapiti Petanque Club Inc, for the land at the Paraparaumu Domain shown in Appendix 1 to report CS-16-059 at an annual rental set by the Council in the Long Term Plan or Annual Plan.

CARRIED

Cr Michael Scott abstained from voting.

KCDC 17/01/047

LEASE FOR TENNIS COURT ROAD RESERVE, TE KOHANGA REO O TARARUA KI PARAPARAUMU (CS-16-072)

Max Pedersen and Mark Hammond spoke to the report, noting an error at para 16 which should be struck out. The report recommendations were correct.

Cr James Cootes returned to the meeting at 10.39am.

MOVED (Elliott/Vining)

That the Kāpiti Coast District Council authorises the Chief Executive to undertake the public notification process for the lease proposal as outlined in this report (CS-16-072) for the land at Tennis Court Road Reserve shown in Appendix 1, to Te Kohanga Reo o Tararua ki Paraparaumu.

If any submissions or objections are made, these be considered at the Council meeting of 13 April 2017.

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If no submissions or objections are received, that the Kāpiti Coast District Council authorises the Chief Executive to enter into a lease for 20 years, commencing 01 April 2017 with Te Kohanga Reo o Tararua ki Paraparaumu, for the land at Tennis Court Road Reserve shown in Appendix 1 to report CS-16-072 at an annual rental set by the Council in the Long Term Plan or Annual Plan.

CARRIED

KCDC 17/01/048

LEASE FOR KAPITI AMATEUR RADIO SOCIETY INC (CS-16-058)

The report was taken as read.

MOVED (Vining/Cardiff)

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-16-058) for the land adjacent to Paraparaumu Domain, Paraparaumu, shown in Appendix 1, to the Kapiti Amateur Radio Society Inc.

If any submissions or objections are made, these be considered at the Council meeting of 13 April 2017.

If no submissions or objections are received, that the Kāpiti Coast District Council authorises the Chief Executive to enter into a lease for ten years commencing 1 April 2017 with two further ten year rights of renewal with the Kapiti Amateur Radio Society Inc, for the land adjacent to Paraparaumu Domain shown in Appendix 1 to report CS-16-058 at an annual rental set by the Council in the Long Term Plan or Annual Plan.

CARRIED

KCDC 17/01/049

LGNZ NATIONAL COUNCIL – APPOINTMENT TO ADVISORY GROUP (CORP-17-103)

Vyvien Starbuck-Maffey spoke to the report. Cr Holborow had expressed an interest in being nominated to the LGNZ National Council's Policy Advisory Group and any nomination required the support of Council. Nominations would be considered by National Council on 10 February 2017.

MOVED (Mayor/Buswell)

That Council approves the nomination of the Deputy Mayor Cr Janet Holborow for appointment to the Local Government New Zealand National Council's Policy Advisory Group, noting that the deadline for the submission of nominations is Friday 3 February 2017.

CARRIED unanimously

Cr Holborow, having declared an interest, abstained from voting.

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KCDC 17/01/050

CONFIRMATION OF MINUTES

There were two amendments required to the attendance list.

MOVED (M Scott/Elliott)

That the amended minutes of the Council meeting on 15 December 2016 be accepted as a true and accurate record of that meeting.

CARRIED

KCDC 17/01/051

PUBLIC SPEAKING TIME (covering other items if required)

There were no public speakers for this session.

The meeting went into public excluded session at 11.06am.

KCDC 17/01/052

RESOLUTION TO GO INTO PUBLIC EXCLUDED

MOVED (Mayor/Cootes)

<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"> Acknowledgement Contribution (IS-16-076) <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>Acknowledgement Contribution (IS-16-076)</p>	<p>Section 7(2)(a) – protect the privacy of natural persons.</p> <p>Section 7(2)(f)(i) – to 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 12.35pm and was closed.

Signed / / 2017

Mayor K Gurunathan, Chair