



**MINUTES OF MEETING OF THE
42ND COUNCIL MEETING**

**HELD IN THE COUNCIL CHAMBERS, 35 COLES CRESCENT, PAPA KURA
ON TUESDAY 31ST AUGUST 2010 COMMENCING AT 4.00 P. M.**

PRESENT:

Chairperson	His Worship the Mayor (Calum Penrose)
Deputy Chairperson	Clr Goldsmith
	Clr Catchpole
	Clr Conroy
	Clr Jones
	Clr O'Connor (until 4.37pm)
	Clr Piggott
	Clr Pringle

ATTENDING:

T Stratton	Chief Executive Officer
J Hames	Director Policy & Democracy Services
V Villaraza	Director Finance & Corporate Services
T Kay	Director Infrastructure Management
G McCarrison	Director Regulatory Services
R Seth	Democracy Services Officer
N Terry	Manager Community Assets
A Cheng	Manager Policy Planning
C Reeve	Manager Transportation and Roading Assets
D McIntosh	Management Accountant
A Christensen	Community Services Planner
N Savage	Senior Policy Planner
L Procter	Executive Assistant Mayor/CE
M Baker	Communications Advisor

PAPAKURA DISTRICT COUNCIL

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PAPAKURA DISTRICT COUNCIL

**MINUTES FOR THE 42ND MEETING OF THE PAPAKURA DISTRICT COUNCIL
HELD IN THE COUNCIL CHAMBERS, 35 COLES CRESCENT, PAPAKURA
ON TUESDAY 31ST AUGUST 2010 COMMENCING AT 4.00 P. M.**

1. APOLOGIES

HIS WORSHIP THE MAYOR MOVED
CLR GOLDSMITH SECONDED

THAT THE APOLOGY RECEIVED ON BEHALF OF CLR AUVA'A BE SUSTAINED.
CARRIED

2. PERSONAL

3. CONFIRMATION OF MINUTES

- (a) That the Minutes of the Extraordinary Council Meeting held on Tuesday 3rd August 2010 be confirmed.

HIS WORSHIP THE MAYOR MOVED
CLR JONES SECONDED

- (a) THAT THE MINUTES OF THE EXTRAORDINARY COUNCIL MEETING
HELD ON TUESDAY 3RD AUGUST 2010 BE CONFIRMED.

CARRIED

4. APPROVAL OF RECOMMENDATIONS

5. MINUTES – TE ROOPU KAITIAKI O PAPAKURA

- (a) That the Minutes of the Te Roopu Kaitiaki O Papakura Meeting held on
Tuesday 20th July 2010 be received. (Attachment No.1)

HIS WORSHIP THE MAYOR MOVED
CLR PRINGLE SECONDED

- (A) THAT THE MINUTES OF THE TE ROOPU KAITIAKI O PAPAKURA
MEETING HELD ON TUESDAY 20TH JULY 2010 BE RECEIVED.
(ATTACHMENT NO.1)

CARRIED

6. DEPUTATIONS

A presentation was made to Brian Joyce by His Worship the Mayor on behalf of Council for his long service to the Papakura Community.

7. PRESENTATIONS

8. MAYOR'S REPORT

9. ITEMS FOR DECISION

- (a) **KARAKA CENTRE LTD. - RATES
REMISSION 2010/11 (RE-ZONED RATING
UNITS IN THE BUSINESS RATING GROUP
PENDING DEVELOPMENT)**

**REPORTING OFFICER: D McIntosh
Management Accountant**

**ATTACHMENT: Remission Application Letter
Property Site Plan
Rates Remission Policy**

(Attachment No. 2)

RECOMMENDATIONS

1. That the information be received.
2. That the application by Karaka Centre Ltd. for remission of rates for re-zoned rating units in the business rating group pending redevelopment, in relation to properties at 43 Hingaia Road and 47 Harbourside Drive, be approved.
3. That the amount of remission for the 2010/11 rating year be set at \$xxx.xx for 43 Hingaia Road and \$xxx.xx for 47 Harbourside Drive.

HIS WORSHIP THE MAYOR MOVED
CLR PRINGLE SECONDED

1. THAT THE INFORMATION BE RECEIVED.
2. THAT THE APPLICATION BY KARAKA CENTRE LTD. FOR REMISSION OF RATES FOR RE-ZONED RATING UNITS IN THE BUSINESS RATING GROUP PENDING REDEVELOPMENT, IN RELATION TO PROPERTIES AT 43 HINGAIA ROAD AND 47 HARBOURSIDE DRIVE, BE APPROVED.

CLR PRINGLE MOVED
HIS WORSHIP THE MAYOR SECONDED

3. THAT THE AMOUNT OF REMISSION FOR THE 2010/11 RATING YEAR BE SET AT \$55,548.20 FOR 43 HINGAIA ROAD AND \$61,698.80 FOR 47 HARBOURSIDE DRIVE.

CARRIED

9. ITEMS FOR DECISION

**(b)
2010**

PAPAKURA ROAD SAFETY STRATEGY

REPORTING OFFICER:

**Clem Reeve
Transportation & Roading Assets Manager**

ATTACHMENT:

**Papakura District Council Road Safety
Strategy 2010**

(Attachment No. 3)

RECOMMENDATIONS

1. That the information be received.
2. That the draft Papakura District Council Road Safety Strategy 2010 be adopted.

HIS WORSHIP THE MAYOR MOVED
CLR CONROY SECONDED

1. THAT THE INFORMATION BE RECEIVED.
2. THAT THE DRAFT PAPAKURA DISTRICT COUNCIL ROAD SAFETY STRATEGY 2010 BE ADOPTED.

CARRIED

9. ITEMS FOR DECISION

(c) **PLAN CHANGE 15 TAKANINI STRUCTURE
PLAN AREA 6 AND NOTICE OF
REQUIREMENT 47 – HEARING PANEL
COMPOSITION AND S37 APPROVAL OF
LATE SUBMISSION**

**REPORTING OFFICER: Nathanael Savage
Senior Policy Planner**

**ATTACHMENT: List of preferred Independent Commissioners

(Attachment No. 4)**

RECOMMENDATIONS

1. That the information be received.
2. That pursuant to Section 37 of the Resource Management Act 1991, Council waives the failure to comply with the submission time period for Plan Change No.15 for the submission by ARTA received by Council on 26 February 2010.
3. That the Council constitute and delegate to the Hearings Committee for Plan Change No.15 and Notice of Requirement 47 its functions, powers, and duties under the Resource Management Act 1991 to determine when the hearings should be convened, to hear submissions and make recommendations relating to them, and to recommend a decision on Plan Change No.15 and Notice of Requirement 47 to Council.
4. That Council endorse the appointment of three accredited independent commissioners from the shortlist of commissioners as attached to this report to the Hearings Committee established by the resolution above.
5. That Council delegate to the Hearings Committee the power to appoint a member of the Hearings Committee to chair the hearings.
6. That Council delegate to the Director of Policy and Democracy Services the power to approve the final selection of three accredited independent commissioners from the shortlist of commissioners that has been endorsed by Council in the resolution above.

A list of preferred independent commissioners for PC15 was tabled.
(Attachment No. 1A)

HIS WORSHIP THE MAYOR MOVED
CLR CATCHPOLE SECONDED

1. THAT THE INFORMATION BE RECEIVED.

HIS WORSHIP THE MAYOR MOVED
CLR PIGGOTT SECONDED

2. THAT PURSUANT TO SECTION 37 OF THE RESOURCE MANAGEMENT ACT 1991, COUNCIL WAIVES THE FAILURE TO COMPLY WITH THE SUBMISSION TIME PERIOD FOR PLAN CHANGE NO.15 FOR THE SUBMISSION BY ARTA RECEIVED BY COUNCIL ON 26 FEBRUARY 2010.
3. THAT THE COUNCIL CONSTITUTE AND DELEGATE TO THE HEARINGS COMMITTEE FOR PLAN CHANGE NO.15 AND NOTICE OF REQUIREMENT 47 ITS FUNCTIONS, POWERS, AND DUTIES UNDER THE RESOURCE MANAGEMENT ACT 1991 TO DETERMINE WHEN THE HEARINGS SHOULD BE CONVENED, TO HEAR SUBMISSIONS AND MAKE RECOMMENDATIONS RELATING TO THEM, AND TO RECOMMEND A DECISION ON PLAN CHANGE NO.15 AND NOTICE OF REQUIREMENT 47 TO COUNCIL.
4. THAT COUNCIL ENDORSE THE LIST OF INDEPENDENT COMMISSIONERS FROM THE SHORTLIST OF COMMISSIONERS AS TABLED AT THIS MEETING.
5. THAT COUNCIL DELEGATE TO THE HEARINGS COMMITTEE THE POWER TO APPOINT A MEMBER OF THE HEARINGS COMMITTEE TO CHAIR THE HEARINGS.
6. THAT COUNCIL DELEGATE TO THE CHIEF EXECUTIVE THE POWER TO APPROVE THE FINAL SELECTION OF THREE ACCREDITED INDEPENDENT COMMISSIONERS FROM THE SHORTLIST OF COMMISSIONERS THAT HAS BEEN ENDORSED BY COUNCIL IN THE RESOLUTION ABOVE.

CARRIED

This item was referred to Council from Operations and Monitoring Committee meeting of 31st August 2010.

9. ITEMS FOR DECISION

**(d) DRAFT PAPA KURA CEMETERY
MANAGEMENT POLICY**

**REPORTING OFFICER: Allan Christensen
Community Services Planner**

**ATTACHMENT: Draft Papakura Cemetery Management
Policy Submission Summary**

**(Attachment No. 2) - distributed with
Operations and Monitoring agenda for 31st
August 2010**

RECOMMENDATIONS

1. That the information be received.
2. That Council thanks all submitters in writing and advises them of the outcome of deliberations on their concerns.
3. That the committee resolves to adopt the Draft Papakura District Cemetery Management Policy with recommended changes.

**Draft Papakura District Council Cemetery Management Policy was tabled.
(Attachment No. 2A)**

HIS WORSHIP THE MAYOR MOVED
CLR PRINGLE SECONDED

1. THAT THE INFORMATION BE RECEIVED.
2. THAT THE COUNCIL ACKNOWLEDGE THE CONCERNS OF SUBMITTERS THAT ARE BEYOND THE POLICY (EG: ROADING AND ANTISOCIAL BEHAVIOUR ISSUES) AND THAT A COUNCIL WORKSHOP IS HELD ON THESE MATTERS.
3. THAT COUNCIL THANKS ALL SUBMITTERS IN WRITING AND ADVISES THEM OF THE OUTCOME OF DELIBERATIONS ON THEIR CONCERNS.
4. THAT THE COMMITTEE RESOLVES TO ADOPT THE DRAFT PAPA KURA DISTRICT CEMETERY MANAGEMENT POLICY WITH RECOMMENDED CHANGES.

CARRIED

This item was referred from confidential section to Public section of the meeting and was dealt with in public session at 4.35pm.

9. ITEMS FOR DECISION

(e) PAPAKURA INTERCHANGE PYLON ACCESS AND LAND TRANSFER

**REPORTING OFFICER: Tony Kay
Director Infrastructure Management**

ATTACHMENT: Plan of proposed road reserve and residual residential lot

(Attachment No. 5)

RECOMMENDATIONS

4. That the information be received.
5. That the area shown for access purposes of 239m² within Lot 58 DP 382903 (235 Harbourside Drive) be created legal road.
6. That the area within Lot 58 DP 382903 (235 Harbourside Drive) for access purposes, on creation as legal road, be named Hilldene Road.
7. That the balance of Hilldene Road of 1.2467 ha be transferred from Council ownership to NZTA ownership for the purpose of vesting as motorway reserve.

HIS WORSHIP THE MAYOR MOVED
CLR JONES SECONDED

1. THAT THE INFORMATION BE RECEIVED.
2. THAT THE AREA SHOWN FOR ACCESS PURPOSES OF 239M² WITHIN LOT 58 DP 382903 (235 HARBOURSIDE DRIVE) BE CREATED LEGAL ROAD.
3. THAT THE AREA WITHIN LOT 58 DP 382903 (235 HARBOURSIDE DRIVE) FOR ACCESS PURPOSES, ON CREATION AS LEGAL ROAD, BE NAMED HILLDENE ROAD.
4. THAT THE BALANCE OF HILLDENE ROAD OF 1.2467 HA BE TRANSFERRED FROM COUNCIL OWNERSHIP TO NZTA OWNERSHIP FOR THE PURPOSE OF VESTING AS MOTORWAY RESERVE.

CARRIED

10. ITEMS FOR INFORMATION

11. NOTICES OF MOTION

12. CONFIDENTIAL

- (a) **HINGAIA SPORTS FIELDS UPDATE AUGUST 2010**
- (b) **PAPAKURA INTERCHANGE PYLON ACCESS AND LAND TRANSFER** *{this item was dealt with in public session – item 9 (e)}*
- (c) **MASSEY PARK UPGRADE CONTRACT CS2010-04 AWARD**
- (d) **RAILWAY STREET WEST RECONNECTION CONTRACT PDC/10/07**

RECOMMENDATION

1. That Council move into public excluded session. The general subject matters to be considered, the reasons for passing this resolution in relation to each matter and the specific grounds under S 7(2) i of Local Government Official Information and Meetings Act 1987 are:

Item	Reason	Grounds
(a) Hingaia Sports Fields Update August 2010	To enable Council to carry on, without prejudice or disadvantage negotiations (including commercial or industrial negotiations).	S 7 (2) i
(c) Massey Park Upgrade Contract CS2010-04 Award	To enable Council to carry on, without prejudice or disadvantage negotiations (including commercial or industrial negotiations).	S 7 (2) i
(d) Railway Street West Reconnection Contract PDC/10/07	To enable Council to carry on, without prejudice or disadvantage negotiations (including commercial or industrial negotiations).	S 7 (2) i

HIS WORSHIP THE MAYOR MOVED
CLR CATCHPOLE SECONDED

1. THAT COUNCIL MOVE INTO PUBLIC EXCLUDED SESSION. THE GENERAL SUBJECT MATTERS TO BE CONSIDERED, THE REASONS FOR PASSING THIS RESOLUTION IN RELATION TO EACH MATTER AND THE SPECIFIC GROUNDS UNDER S 7(2) I OF LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987 ARE:

ITEM	REASON	GROUNDS
(A) HINGAIA SPORTS FIELDS UPDATE AUGUST 2010	TO ENABLE COUNCIL TO CARRY ON, WITHOUT PREJUDICE OR DISADVANTAGE NEGOTIATIONS (INCLUDING COMMERCIAL OR INDUSTRIAL NEGOTIATIONS).	S 7 (2) I
(C) MASSEY PARK UPGRADE CONTRACT CS2010-04 AWARD	TO ENABLE COUNCIL TO CARRY ON, WITHOUT PREJUDICE OR DISADVANTAGE NEGOTIATIONS (INCLUDING COMMERCIAL OR INDUSTRIAL NEGOTIATIONS).	S 7 (2) I
(D) RAILWAY STREET WEST RECONNECTION CONTRACT PDC/10/07	TO ENABLE COUNCIL TO CARRY ON, WITHOUT PREJUDICE OR DISADVANTAGE NEGOTIATIONS (INCLUDING COMMERCIAL OR INDUSTRIAL NEGOTIATIONS).	S 7 (2) I

CARRIED

The public were then excluded at 4.36pm.

The meeting resumed in public session at 4.45pm.

The meeting closed at 4.45pm.

CONFIRMED THIS 28TH DAY OF SEPTEMBER 2010

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CHAIR