

## Upper Harbour Local Board

### OPEN MINUTES

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Minutes of a meeting of the Upper Harbour Local Board held in the Upper Harbour Local Board Office, 30 Kell Drive, Albany on Tuesday, 13 December 2016 at 9:30am.

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#### PRESENT

<b>Chairperson</b>	Lisa Whyte	
<b>Deputy Chairperson</b>	Margaret Miles, JP	[from 10.08am, item 8.2] [until 12.05pm, item C1]
<b>Members</b>	Uzra Casuri Balouch, JP Nicholas Mayne John McLean Brian Neeson, JP	

#### ABSENT

#### ALSO PRESENT

#### IN ATTENDANCE

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1 **Welcome**

2 **Apologies**

Resolution number UH/2016/167

MOVED by Chairperson L Whyte, seconded by Member B Neeson:

**That the Upper Harbour Local Board:**

- a) **accept the apology from Member M Miles for lateness.**

**CARRIED**

3 **Declaration of Interest**

There were no declarations of interest.

4 **Confirmation of Minutes**

Resolution number UH/2016/168

MOVED by Chairperson L Whyte, seconded by Member J McLean:

**That the Upper Harbour Local Board:**

- a) **confirm the ordinary minutes of its meeting, held on Tuesday, 15 November 2016, as a true and correct record.**

**CARRIED**

5 **Leave of Absence**

There were no leaves of absence.

6 **Acknowledgements**

There were no acknowledgements.

7 **Petitions**

There were no petitions.

8 **Deputations**

8.1 **Safe boating programme**

Resolution number UH/2016/169

MOVED by Member B Neeson, seconded by Member U Balouch:

**That the Upper Harbour Local Board:**

- a) **thank Lisa Campkin, Project Manager from Coastguard Boating Education, and Chantal Walker, Swim School Manager from the Albany Stadium Pool, for their attendance.**

**CARRIED**

**8.2 Hobsonville Community Trust**

Resolution number UH/2016/170

MOVED by Deputy Chairperson M Miles, seconded by Member U Balouch:

**That the Upper Harbour Local Board:**

- a) **thank Gavin Gunston and Gordon Summerville from the Hobsonville Community Trust for their attendance.**

**CARRIED**

**9 Public Forum**

**9.1 Gills Road footpath**

Jenny Bassett and Beverley Henderson were in attendance to discuss the Gills Road pedestrian bridge and footpath project.

Resolution number UH/2016/171

MOVED by Chairperson L Whyte, seconded by Member J McLean:

**That the Upper Harbour Local Board:**

- a) **thank Jenny Bassett and Beverley Henderson for their attendance regarding the Gills Road pedestrian bridge and footpath project.**

**CARRIED**

**10 Extraordinary Business**

There was no extraordinary business.

**11 Notices of Motion**

There were no notices of motion.

**12 Meeting Minutes Upper Harbour Local Board, Tuesday, 15 November 2016**

The open unconfirmed minutes of the Upper Harbour Local Board extraordinary meeting held on Tuesday, 15 November 2016 are attached at item 12 of the agenda for the information of the board only, and were confirmed under item 4 of the agenda.

**13 Auckland Transport monthly update - December 2016**

The Elected Member Relationship Manager was in attendance to speak to this item.

Chairperson L Whyte tabled a letter to Auckland Transport for board member approval. A copy of the tabled document has been placed on the file copy of the minutes and can be viewed at the Auckland Council website.

Resolution number UH/2016/172

MOVED by Deputy Chairperson M Miles, seconded by Member U Balouch:

**That the Upper Harbour Local Board:**

- a) **receive the Auckland Transport monthly update for December 2016.**
- b) **express extreme concern regarding the cancellation of the Gills Road pedestrian bridge and footpath project, and in particular the manner in which**

- Auckland Transport announced this cancellation during a closed-door workshop on 6 December 2016.
- c) note the concern expressed in resolution b) above is due to the fact that Auckland Transport have confirmed on numerous occasions (through portfolio meetings, workshops and public business meetings) that the Gills Road pedestrian bridge and footpath project was approved and in progress, with specific attention given to the timeline outlined below:
- i) 13 October 2015: Upper Harbour Local Board approves allocation of \$250,000 from its local board capital transport fund (LBCTF) to the Gills Road pedestrian bridge and footpath project;
  - ii) 22 March 2016: Upper Harbour Local Board approves allocation of an additional \$50,000 to the Gills Road pedestrian bridge and footpath project, resulting in a total of \$300,000 committed by the board, also noting that Auckland Transport agrees to contribute \$550,000 towards the project;
  - iii) May-June 2016: Auckland Transport confirms it is in the process of lodging consents for the Gills Road pedestrian bridge and footpath;
  - iv) 12 July 2016: Auckland Transport confirms it has received an offer of service from OPUS for the resource consent of the Gills Road pedestrian bridge, and Auckland Transport notes that it is commissioning GHD to undertake a peer review of the design; and
  - v) 9 August 2016: Auckland Transport provides the following timeline update:
    - peer review undertaken and completed by mid-July 2016;
    - changes, if there are any, by beginning of August 2016;
    - lodging of consent and approval process by end of October 2016;
    - tender prepared and awarded by beginning of December 2016; and
    - construction to start December/January 2017.
- d) request an urgent report from Auckland Transport to be provided at the board's 16 February 2017 business meeting to explain why the Gills Road pedestrian bridge and footpath project has been cancelled.
- e) request an urgent meeting with the following senior officials to discuss how to bring the Gills Road pedestrian bridge and footpath project back into Auckland Transport's work programme schedule:
- i) David Warburton, Chief Executive of Auckland Transport;
  - ii) Dr Lester Levy, Chair of the Auckland Transport Board of Directors;
  - iii) Phil Goff, Mayor of Auckland;
  - iv) Stephen Town, Chief Executive of Auckland Council; and
  - v) Phil Wilson, Governance Director of Auckland Council.
- f) receive and endorse the tabled letter from the Chairperson to Auckland Transport.

**CARRIED**

Resolution number UH/2016/173

MOVED by Deputy Chairperson M Miles, seconded by Member N Mayne:

- g) request Auckland Transport to provide the concept plan for a cycle way to be constructed on the footpath/offroad along Upper Harbour Drive, and for the road to be two lanes as requested at the 9 August 2016 Upper Harbour Local Board workshop.

- h) request that an update of traffic counts and cycle movements be undertaken to ascertain any changes to the counts after the completion of the upgrade of the Albany Highway.

**CARRIED**

**Attachments**

- A Letter to Auckland Transport

**14 Albany Stadium Pool - water cannon**

Resolution number UH/2016/174

MOVED by Chairperson L Whyte, seconded by Member B Neeson:

**That the Upper Harbour Local Board:**

- a) approve allocation of \$14,971 from its locally driven initiative (LDI) capital budget for the procurement of a second water cannon for the Albany Stadium Pool.

**CARRIED**

**15 Annual Budget 2017/2018**

The Local Board Advisor was in attendance to support this item and tabled an amended version of the annual plan consultation material.

A copy of the tabled document has been placed on the file copy of the minutes and can be viewed at the Auckland Council website.

Resolution number UH/2016/175

MOVED by Chairperson L Whyte, seconded by Member N Mayne:

**That the Upper Harbour Local Board:**

- a) agree indicative locally driven initiative allocations for 2017/2018;
- b) agree the following key advocacy issues;
- i) provision of indoor multi-sport facilities to address recognised short-falls in the Auckland-North region, e.g. Hobsonville Point and Albany;
  - ii) adequate provision of open space and community facilities, e.g. securing a long-term library in Albany and enhancing greenway connections; and
  - iii) ensure adequate roading and 'three water' (stormwater, wastewater, and drinking water) infrastructure is in place to cater for growth and intensification, e.g. The Avenue intersection, Gills Road pedestrian bridge and footpath, capacity improvements at Albany Park and Ride, and water quality in Lucas and Brighams Creeks.
- c) recommend business improvement district targeted rates (if any) for consultation;
- d) adopt local content for consultation as tabled at the business meeting; and
- e) agree that the Chairperson be delegated the authority to make any final minor changes to local consultation content for the Annual Budget 2017/2018 prior to publication, including online consultation content.

**CARRIED**

**Attachments**

- A Upper Harbour Local Board consultation material

Secretarial Note: Member McLean voted against the recommendation

**16 New road name approval for the residential subdivision at 5 and 5A Scott Road, Hobsonville**

Resolution number UH/2016/176

MOVED by Chairperson L Whyte, seconded by Member U Balouch:

**That the Upper Harbour Local Board:**

- a) **approve the following road names, pursuant to section 319(1)(j) of the Local Government Act 1974, proposed by The Neil Group for the three new roads created by way of subdivision at 5 and 5A Scott Road, Hobsonville:**
- i) **Thomas Rielly Avenue,**
  - ii) **Dorricott Avenue; and**
  - iii) **Mardell Avenue.**

**CARRIED**

**17 New road names for the subdivision at 39 Fairview Avenue, Albany**

Resolution number UH/2016/177

MOVED by Chairperson L Whyte, seconded by Deputy Chairperson M Miles:

**That the Upper Harbour Local Board:**

- a) **approve the following road names, pursuant to section 319(1)(j) of the Local Government Act 1974, for the new roads created by way of a subdivision at 39 Fairview Avenue, Albany:**
- i) **public road 1 – Vinifera Place;**
  - ii) **private road 2 – Roeroe Place;**
  - iii) **private road 3 – Cavins Court;**
  - iv) **private road 4 – Ingham Court;**
  - v) **private road 5 – Rengarenga Rise; and**
  - vi) **private road 6 – Panako Glade.**

**CARRIED**

**18 New road names for the subdivision at 138 McClymonts Road, Albany**

Resolution number UH/2016/178

MOVED by Chairperson L Whyte, seconded by Deputy Chairperson M Miles:

**That the Upper Harbour Local Board:**

- a) **approve the following road names, pursuant to section 319(1)(j) of the Local Government Act 1974, for the new private roads created by way of subdivision at 138 McClymonts Road, Albany:**
- i) **Peony Mews; and**
  - ii) **Lilac Lane.**

**CARRIED**

**19 New road names for the subdivision at 147 Albany Highway, Unsworth Heights**

Resolution number UH/2016/179

MOVED by Member N Mayne, seconded by Member U Balouch:

**That the Upper Harbour Local Board:**

- a) **approve the road name ‘ Stratus Lane’, pursuant to section 319(1)(j) of the Local Government Act 1974, for the new private road created by way of a subdivision at 147 Albany Highway, Unsworth Heights, Albany.**

**CARRIED**

**20 Special Exemption (Section 6) Fencing of Swimming Pools Act 1987**

Resolution number UH/2016/180

MOVED by Member B Neeson, seconded by Chairperson L Whyte:

**That the Upper Harbour Local Board:**

- a) **grant the application for special exemption as sought for 66 Rame Road, Greenhithe, with the following conditions:**
- i) **that the self-closing and self-latching device is fitted to the door at 1.5m; and**
  - ii) **that this device is maintained in good working order at all times.**
- b) **decline the application for special exemption as sought for 23 Kingfisher Grove, Greenhithe, due to the following:**
- i) **there are a large number of windows accessing the pool area and top bolts are not an acceptable solution for restricting windows; and**
  - ii) **a fence isolating the pool from the dwelling is a suggested alternative solution.**

**CARRIED**

Secretarial Note: Member U Balouch voted against declining recommendation b)

**21 Record of the Upper Harbour Local Board workshop held on Tuesday, 6 December 2016.**

Resolution number UH/2016/181

MOVED by Chairperson L Whyte, seconded by Deputy Chairperson M Miles:

**That the Upper Harbour Local Board:**

- a) **receive the record of the Upper Harbour Local Board workshop held on Tuesday, 6 December 2016.**

**CARRIED**

**22 Governance forward work calendar**

Resolution number UH/2016/182

MOVED by Member J McLean, seconded by Member B Neeson:

**That the Upper Harbour Local Board:**

- a) **note the Upper Harbour Local Board governance forward work calendar.**

**CARRIED**

**23 Board Members' Reports**

Resolution number UH/2016/183

MOVED by Chairperson L Whyte, seconded by Deputy Chairperson M Miles:

**That the Upper Harbour Local Board:**

- a) receive the board members' verbal reports.

**CARRIED**

**24 Governing Body Members' update**

No governing body members' update was received.

**25 Consideration of Extraordinary Items**

There was no consideration of extraordinary items.

**26 Procedural motion to exclude the public**

Resolution number UH/2016/184

MOVED by Chairperson L Whyte, seconded by Member B Neeson:

**That the Upper Harbour Local Board:**

a) **exclude the public from the following part(s) of the proceedings of this meeting.**

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

**20 Special Exemption (Section 6) Fencing of Swimming Pools Act 1987 - Attachment A - FOSPA 1987\_66 Rame Road, Greenhithe**

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.  In particular, the report contains personal information..	s48(1)(a)  The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.

**20 Special Exemption (Section 6) Fencing of Swimming Pools Act 1987 - Attachment B - FOSPA 1987\_23 Kingfisher Grove, Greenhithe**

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.  In particular, the report contains personal information..	s48(1)(a)  The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.

**C1 Acquisition of land for open space - Whenuapai**

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	s7(2)(h) - The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.  The public conduct of the part of the meeting would be likely to	s48(1)(a)  The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.

	<p>result in the disclosure of information for which good reason for withholding exists under section 7.</p> <p>s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p> <p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>	
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**CARRIED**

11.56am The public was excluded.

Resolutions in relation to the confidential items are recorded in the confidential section of these minutes and are not publicly available.

Secretarial Note: Member M Miles left the meeting at 12.05pm

12.18pm The public was re-admitted.

**RESTATEMENTS**

It was resolved while the public was excluded:

**C1 Acquisition of land for open space - Whenuapai**

Resolution number UH/2016/185

MOVED by Chairperson L Whyte, seconded by Member B Neeson:

**That the Upper Harbour Local Board:**

- a) **confirm there will be no reinstatement of this confidential report, attachments or resolutions in the open minutes of the meeting.**

**CARRIED**

12.18pm

The Chairperson thanked Members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AS A TRUE AND CORRECT RECORD  
AT A MEETING OF THE UPPER HARBOUR LOCAL  
BOARD HELD ON

**DATE:**.....

**CHAIRPERSON:**.....