

## Maori Consultative Committee

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# OPEN AGENDA

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Meeting Date: **Wednesday 20 September 2017**  
Time: **3pm-5pm**  
Venue: **Small Exhibition Hall, Napier Conference Centre, Marine Parade, Napier**

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**Council Members** Piri Prentice (in the Chair), the Mayor, T Aranui, Councillor Tapine, L Ratima, G Reti  
**Officer Responsible** Director Community Services, Antoinette Campbell  
**Administrator** Governance Team

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**Next Maori Consultative Committee Meeting**  
**Wednesday 1 November 2017**

# ORDER OF BUSINESS

## KARAKIA

## APOLOGIES

Nil

## CONFLICTS OF INTEREST

## PUBLIC FORUM

## ANNOUNCEMENTS BY THE CHAIRPERSON

## ANNOUNCEMENTS BY THE MANAGEMENT

## CONFIRMATION OF MINUTES

A copy of the Minutes from the meeting held on Wednesday, 9 August 2017 are attached on page 73

## NEW ITEMS FOR MAORI CONSULTATIVE COMMITTEE

- |   |  |   |
|---|--|---|
| 1 | Consultation on Maori Wards update .....                   | 3 |
| 2 | Update on Review of Māori Consultative Committee TOR ..... | 7 |

## REPORTS FROM STANDING COMMITTEES

### Reports from Strategy and Infrastructure Committee held 30 August 2017

- |   |   |    |
|---|---|----|
| 1 | Pedestrian safety on Gloucester Street adjacent to Atawhai Retirement Village ..... | 8  |
| 2 | Revocation of Meeanee Quay - Declaration of Prebensen Drive .....                   | 13 |
| 3 | Electoral Systems for Election 2019 .....   | 17 |
| 4 | Representation Review .....   | 23 |
| 5 | National Aquarium of New Zealand Expansion Project .....                            | 30 |
| 6 | Multi-Use Sports Facility Business Case .....                                       | 40 |
| 7 | Omarunui Refuse Landfill Joint Committee - draft minutes 28 July 2017 .....         | 44 |

### Reports from Regulatory Committee held 30 August 2017

- |   |  |    |
|---|--|----|
| 1 | Freedom Camping Working Group Recommendations .....    | 46 |
| 2 | Set Time Restrictions for Riverside Park Parking ..... | 53 |
| 3 | Annual Dog Control Report 2016/17 .....                | 55 |
| 4 | City Strategy Regulatory Activity Reports .....        | 57 |

### Reports from Finance Committee held 13 September 2017

- |   |   |    |
|---|---|----|
| 1 | Statement of Proposal - Civic Site Optimisation ..... | 59 |
| 2 | Loan Raising 2017/18 .....                            | 64 |
| 3 | Budgets to be carried forward to 2017/18 .....        | 67 |
| 4 | Christmas Cheer Funding Applications .....            | 70 |

## Seminar on Ahuriri Masterplan

## NEW ITEMS FOR MAORI CONSULTATIVE COMMITTEE

### 1. CONSULTATION ON MAORI WARDS UPDATE

<b>Type of Report:</b>	Information
<b>Legal Reference:</b>	Local Government Act 2002
<b>Document ID:</b>	387578
<b>Reporting Officer/s &amp; Unit:</b>	Jane McLoughlin, Team Leader Governance

#### 1.1 Purpose of Report

To update the Māori Consultative Committee on community feedback on the survey on whether to establish Māori Wards in Napier City.

#### Officer's Recommendation

That the Māori Consultative Committee

- a. Receive the update on engagement with the public on Māori Wards to date.
- b. Note that Council has approached leaders of Māori Organisations to discuss Māori Wards.
- c. Note that Council will report back to the Māori Consultative Committee on 1 November 2017 with any further feedback received from Māori Organisations, and at that point, the Committee will be asked to make a recommendation to Council.
- d. Note that Council's decision on Māori Wards will be put to Council for decision on 8 November 2017.

#### MAYOR'S/CHAIRPERSON'S RECOMMENDATION

That the Council resolve that the officer's recommendation be adopted.

#### 1.2 Background Summary

At the Māori Consultative Committee meeting on 9 August 2017, the Committee was provided with a background paper on Māori Wards. Since that time, Officers have undertaken engagement with the public, primarily through a survey. Outlined below is a summary of the data collected during this engagement to inform the Māori Consultative Committee on the public's view on Māori Wards. The survey is still underway until 15 September. Any additional feedback received on the survey will be tabled at the meeting.

Engagement summary 28 August date to 2 October:

- ☐ 2 Adverts in Napier Mail
- ☐ Various social media (Facebook) engagement across the two weeks, in particular a post in Te Reo during Māori Language Week.
- ☐ Māori Wards poster and cards at Civic Building receptions and Napier Library.
- ☐ Electronic Survey through SurveyMonkey from 28 August to 15 September.

In addition to the survey, leaders of Māori Organisations in Napier City have been contacted with an opportunity to meet with Council leaders to discuss Māori Wards from their perspective. Organisations include:

- ☐ Mana Ahuriri Trust Board
- ☐ Maungaharuru- Tangitū Trust Board
- ☐ Maraenui and District Marae Committee
- ☐ Pukemokimoki Marae Trust Board
- ☐ Te Kupenga Hauora
- ☐ Te Taiwhenua o te Whanganui a Orotū Board.

Ngāti Pārau Hapū Trust and Ngāti Kahungungu Incorporated (iwi authority), Chairperson, Ngāhiwi Tōmoana, both advised Council that they are against establishing Māori Wards, primarily because there are talented and capable Māori that can stand on their own merits as general candidates. Ngāti Kahungungu also provide support and backing across all Māori candidates across all local bodies in their tribal region.

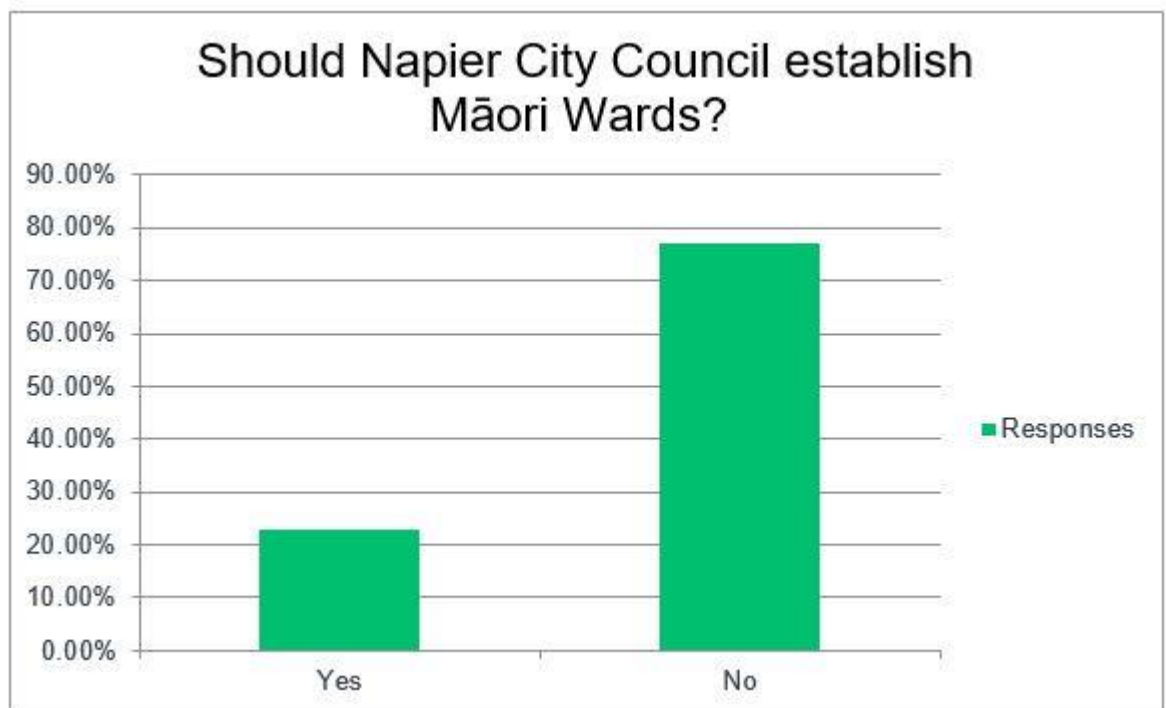
Acting Chief Executive of Te Kupenga Hauora advised they are for establishing Māori Wards as a way of achieving greater Māori representation.

### Overview of survey results

The majority of public feedback was against establishing Māori Wards. Specifically:

- ☐ 77% of public feedback was against establishing Māori Wards
- ☐ 23% of public feedback was in support of establishing Māori Wards.

Chart 1: Public feedback on Māori Wards



Key themes from comments on the survey included:

For Māori Wards:

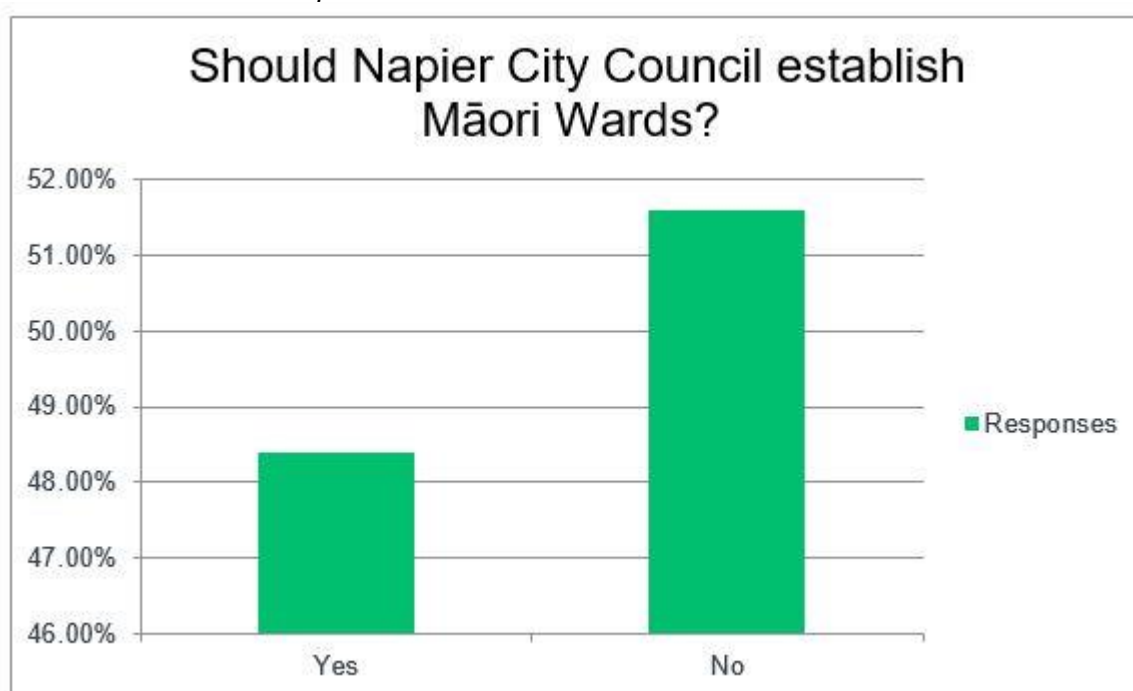
- ☐ Tangata whenua are entitled to more of a voice as per the Treaty of Waitangi.
- ☐ A Māori perspective would be brought to Council.
- ☐ A way of assisting the Māori community to be represented on Council.

Against Māori Wards:

- ☐ Candidates should be voted for on their merits, not by ethnicity.
- ☐ Māori Wards is perceived as creating a division in Council and in the community.
- ☐ There are already adequate opportunities for Māori to input to Council business.

Respondents of the survey that identified as being Māori made up 26% of all responses. Of these, 48.39% were in support of establishing Māori Wards, and 51.61% were against establishing them.

Chart 2: Feedback from respondents who identified as Māori



The table below outlines the data collected.

Table 1: Overview of data collected

Means	Number of data collected	In support of Māori Wards	Against Māori Wards
Survey	140	32 (77%)	108 (23%)
Council's Facebook page	53 comments on Te Reo post 26 likes	6 (54%)	5 (45%)
	106 comments on first post 65 likes	10 (20%)	39 (80%)
Māori Wards card and poster at Civic Building reception/library	11 cards filled out	6 (54%)	5 (45%)
	67 stickers placed on posters	21 (31%)	46 (69%)
Submissions	2	0	2
Total	470	75	205

For further breakdown of the survey results including by age and ethnicity, and other verbatim comments refer to the Attachments.

**1.3 Issues**

N/A

**1.4 Significance and Consultation**

N/A

**1.5 Implications**

**Financial**

N/A

**Social & Policy**

N/A

**Risk**

N/A

**1.6 Attachments**

- A Survey Results ➡
- B Facebook results ➡
- C Cards and posters at Civic Reception and Library ➡
- D Submissions ➡

## 2. UPDATE ON REVIEW OF MĀORI CONSULTATIVE COMMITTEE TOR

<b>Type of Report:</b>	Information
<b>Legal Reference:</b>	N/A
<b>Document ID:</b>	390365
<b>Reporting Officer/s &amp; Unit:</b>	Charles Ropitini, Strategic Maori Advisor

### 2.1 Purpose of Report

To outline progress since the last update on the review of the Māori Consultative Committee's Terms of Reference (TOR).

### Officer's Recommendation

That the Māori Consultative Committee:

- a. Receive a verbal update on progress of the review of the Māori Consultative Committee.

### MAYOR'S/CHAIRPERSON'S RECOMMENDATION

That the Council resolve that the officer's recommendation be adopted.

### 2.2 Background Summary

Verbal update to be provided at the meeting.

### 2.3 Attachments

Nil

## REPORTS FROM STANDING COMMITTEES

### MAORI CONSULTATIVE COMMITTEE RECOMMENDATION

That the Maori Consultative Recommendations arising from the discussion of the Committee reports, be submitted to the Council meeting for consideration.

## REPORTS FROM STRATEGY AND INFRASTRUCTURE COMMITTEE HELD 30 AUGUST 2017

### 1. PEDESTRIAN SAFETY ON GLOUCESTER STREET ADJACENT TO ATAWHAI RETIREMENT VILLAGE

<b>Type of Report:</b>	<i>Operational</i>
<b>Legal Reference:</b>	<i>Local Government Act 2002</i>
<b>Document ID:</b>	<i>380677</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Tony Mills, Senior Roading Engineer</i>

#### 1.1 Purpose of Report

The purpose of this report is to identify the different options considered for the provision of a safe pedestrian crossing facility on Gloucester Street adjacent to Atawhai Retirement Village, and to obtain a decision supporting the provision of a central refuge and additional road markings and signage.

This proposal arises from the community concern around the safety of the existing crossing facility.

#### COMMITTEE'S RECOMMENDATION

##### Councillors Wright / Wise

That Council

- a. Approve the installation of an upgrade to the existing crossing facility to include a central pedestrian refuge.
- b. Direct Officers to undertake a review of the installation after 6 months to assess its effectiveness.

**CARRIED**

#### 1.2 Background Summary

The original request for the provision of a pedestrian crossing to be installed adjacent to the Atawhai retirement village dates back to 2010; since then there have been numerous

requests and subsequent reports discussing the matter. The topic has most recently come to Council in 2015, and at that time, it was decided to retain the status quo.

Since then submissions have been received as part of the 2016/17 Annual Plan process from the Atawhai retirement village, Grey Power, Taradale Community and Development Association and the Otto family, requesting that the crossing facility be evaluated again.

### **1.3 Issues**

Since 2006, there have been five recorded crashes at this location, of which only one was involving a pedestrian. This crash occurred in 2012 where the pedestrian stepped in to the road without looking for approaching vehicles and was not paying attention to their surroundings. This resulted in minor injuries.

To ensure that the crossing facility is as safe as possible a number of options have been investigated, as detailed below.

#### **Pedestrian Crossing**

The previous reports have detailed why the provision of a formal pedestrian crossing is not the preferred solution for this location and this position is still supported by Council officers.

Previous investigations into formalising the pedestrian crossing have found that the pedestrian and vehicular counts do not meet either the superseded warrant process or the latest NZTA Guideline for the Selection of Pedestrian Facilities. As there has been no change in land use or notable increase in traffic on Gloucester Street, there would not be a significant change to the outcome of those investigations at present.

NZTA guidelines and international studies show that “zebra crossings” are not considered a safe option in the majority of circumstances, and where they are not entirely justified or inappropriately located they may actually increase the risk of accidents.

#### **Pedestrian Island**

The provision of a central pedestrian island will reduce exposure time for people crossing the road.

With some alterations to the existing kerb buildouts, and by adjusting the kerb line at the bus stop, it is possible to install a central island without affecting the traffic lane widths or the provision of the on-road cycle lane. The flush median will allow traffic to be able to wait for space to turn right in to Hinton Road without blocking through traffic. There would only be space available for two cars within the flush median, however this is in fact an increase to the existing provision, where a right turner would block through traffic unless they merge into the cycle lane, which creates a more significant risk.

The narrowing effect of the additional road marking proposed with this solution has been shown to slow traffic speeds at other sites as it increases awareness that the traffic environment has changed.

Changing the existing Give Way on Hinton Road to a STOP will also increase safety for people crossing at this location, as vehicles will no longer be able to enter Gloucester Street freely and therefore will travel more slowly through the crossing location.

#### **Signalised pedestrian crossing facility**

A standalone signalised pedestrian crossing facility can be installed if there is a known safety problem.

Signals would also delay both pedestrian and vehicles, which would lower benefits if calculated for a benefit cost ratio.

The cost to construct a signalised pedestrian crossing facility is estimated to be in the order of \$100,000 which is a significant disincentive.

Due to the low crash history, cost, and delays it is not deemed the most appropriate facility, though it would provide a safe crossing facility for pedestrians.

### **Raised platform**

A raised platform would reduce speed at this location but it is not a suitable location given Gloucester Street is a major arterial road.

The increased noise and vibration would also be a significant issue for the adjacent properties, due to the large number of vehicles using this road.

It is generally considered that vertical deflection devices should not be used in isolation, but should be part of an area wide treatment with clear entry and exit points (gateways).

### **Relocation of the crossing facility**

This was investigated but no suitable location was found that would still have the benefits required for the children and retirement village.

This location would continue to be used to cross due to the schoolchildren using the bus stop on the opposite side of Gloucester Street and proximity to Atawhai Village.

## **1.4 Significance and Consultation**

This project does not constitute a significant project and the upgrade of the crossing facility does not affect any residential dwellings.

## **1.5 Implications**

### **Financial**

The recommended option is estimated to cost approximately \$30,000 and will be funded from the minor improvements budget for 2017/18. This project would qualify for NZTA funding assistance of 51%.

### **Social & Policy**

N/A

### **Risk**

With the provision of any pedestrian crossing facility, there is risk of conflict between a pedestrian and motor vehicle resulting in serious injury. This is mitigated by the upgrade as detailed above which will improve safety.

The public may still request a formal pedestrian crossing after the proposed improvement.

## **1.6 Options**

The options available to Council are as follows:

1. Install a pedestrian crossing (zebra crossing).
2. Improve road markings and signage, provide a central refuge pedestrian island and reduce the width of the existing kerb build outs
3. Provide a traffic signal controlled crossing
4. Install a raised platform on Gloucester Street
5. Relocate the crossing facility

### **1.7 Development of Preferred Option**

#### **Option 1 – Zebra Crossing**

This is not a feasible option as it has been assessed as being unsafe.

#### **Option 2 – Central refuge and associated marking and signs**

Preferred option due to safety considerations and costs

#### **Option 3 – Signal Controlled Crossing**

Second option due to safety considerations but costs are estimated at 3-4 times higher than option 2

#### **Option 4 – Raised platform**

This is not preferred due to Gloucester Street being a major arterial and the issues with noise and vibration.

#### **Option 5 – Relocate the crossing**

This is not preferred, as the need for a crossing facility at this location would still exist.

The preferred option is **Option 2** – approve the upgrade and allow for the installation of all relevant signage and lining.

With the reasons for this decision being that, the objective of the decision will contribute to the provision of a facility that is safe for walking and cycling.

### **At the Meeting**

In response to questions from Councillors it was clarified:

- ☐ The matter of a pedestrian facility in this area has come to Council previously; at that time it was left on the table to allow recruitment into the Transportation Team to be completed. The new expertise within the Team has led to fresh options being considered, as presented in this report.

It was noted that the options are intended to significantly improve safety on Gloucester Street for school children and elderly in the area.

At the meeting it was proposed by Councillors that a review of the installation be undertaken after 6 months to assess its effectiveness.

**1.8 Attachments**

A Schematic

## 2. REVOCATION OF MEEANEE QUAY - DECLARATION OF PREBENSEN DRIVE

<b>Type of Report:</b>	Information
<b>Legal Reference:</b>	Enter Legal Reference
<b>Document ID:</b>	380678
<b>Reporting Officer/s &amp; Unit:</b>	Tony Mills, Senior Roading Engineer

### 2.1 Purpose of Report

The purpose of this report is:

- ☐ To update Council on the intended declaration of Prebensen Drive from the expressway to Hyderabad Road as State Highway and the revocation of SH2 from Watchman Road to Hyderabad Road to Napier City Council control.
- ☐ To seek delegated authority for the Director of Infrastructure to negotiate a final agreement with NZTA.

### COMMITTEE'S RECOMMENDATION

**Councillors Jeffery / Dallimore**

That Council

- a. receives this report for information; and
- b. Delegates authority to the Director of Infrastructure to finalise an agreement with NZTA in relation to the State Highway declaration and revocation processes identified in this report.

**CARRIED**

### 2.2 Background Summary

NZTA have identified the route to the Port of Napier as regionally strategic and notified Council of their intention to declare Prebensen Drive a State Highway and concurrently revoke Pandora Road and Meeanee Quay to local authority ownership.

This intention was signalled to Council a number of years ago but was not actioned at that time. The current NZTA network team are now keen to complete this process, partly driven by the recent revisions to the Vehicle Dimensions and Mass (VDAM) Rule which has enabled the use of heavier trucks on the network. Limits on the carrying capacity of the Pandora Bridge have resulted in most freight from the north using Prebensen Drive to access the port. The widening undertaken by Napier City Council on Prebensen Drive has also contributed to it being favoured by freight from the south.

NZTA have stated:

*At present, the ownership of the link to the Port is confusing for customers and not well aligned with how the region sees freight movements in future. Given that the Napier City Council (NCC) prefers to see the majority of freight using Prebensen Drive, it makes strategic sense to include the four lane section within the state highway network.*

Declaration and revocation of State Highways is legislated by the Land Transport Management Act 2003 (LTMA). The legislation requires NZTA to consult with the affected road controlling authority (RCA), but does not compel the agreement of said authority. If

the RCA does not agree with the revocation, NZTA may still recommend the revocation to the Ministry of Transport, with the onus on demonstration that the road is 'fit for purpose'.

Pursuant of Section 103 of the LTMA it is NZTA's intention to revoke the section of existing State Highway 2 between the Watchman Road intersection and Hyderabad Road (Meeanee Quay & Pandora Road). As a result of this revocation, management and control will be returned to Council as the relevant RCA.

In exchange, Prebensen Drive (from the Expressway to Hyderabad Roundabout), will be declared as State Highway, and management and control will be transfer to NZTA as the relevant road controlling authority. The plan appended to this report identifies the affected lengths of road.

In September 2014, Council considered a report from the Roothing Manager relating to the Four Laning of Prebensen Drive and transfer of assets between NZTA and Napier City Council (Report S60-0171). That meeting resolved to seek the best possible advantage in the negotiations with NZTA for the long term maintenance and renewal of the sections of road revoked as State Highways and returned to Council ownership.

The construction of the Prebensen Drive four-laning between Hyderabad Road and Hawke's Bay Expressway was completed in 2016 for a total of \$6.9m and was primarily funded from financial contributions.

There are opportunities for Council if it were to take over ownership of these roads to improve the environment around Pandora Pond and to reduce the truck traffic particularly through Meeanee Quay and across the Pandora Bridge. Becoming the road controlling authority for Meeanee Quay and Pandora Road will increase the ease with which improvements can be made, particularly with regard to implementing the *Ahuriri Estuary and Coastal Edge Masterplan*.

## 2.3 Issues

The relative lane lengths of the roads to be declared are similar (6.4km on Prebensen Drive: 6.05km on Pandora Road and Meeanee Quay).

However, due to the age difference between the two sections of road there is a significant disparity between the book values of each section of road. This matter, together with the issue of differing annual depreciation allowances and cost of intended maintenance and renewal of each section of road will need to be considered in reaching a final agreement. Both organisations have identified some programmed maintenance interventions for the 17/18 financial year on their respective roads that will be completed prior to handover.

Pandora Bridge is well into its design life. It was seismically strengthened approximately 8 years ago, but is at the limit of its structural capacity when in use.

Reducing the truck traffic across the bridge may help to increase the service life of the bridge however the harsh marine environment will have a greater impact on its deterioration than loading.

Pandora Road is known to be have some maintenance issues with several sections having subsided over time. Meeanee Quay is in relatively good condition and should only require normal maintenance for the remainder of its life.

The legislation does allow for maintenance deficiencies to be brought to the attention of NZTA after handover and there is also an expectation that known deficiencies will be addressed by NZTA prior to handover.

## **2.4 Significance and Consultation**

This does not constitute a significant process and it is deemed that consultation is not required.

## **2.5 Implications**

### **Financial**

There is no significant impact on operational budgets. Future maintenance costs will be managed within existing budgets, partially offset by the declaration of Prebensen Drive, which has greater lane length and traffic loadings.

NZTA have agreed in principle to retain the bridge on their current inspection schedule, with any findings reported to Napier City Council. Once their current inspection contract ends, then Council will add this asset to their existing inspection programme. This offer will be reciprocated by Napier City Council in respect of the culverts under Prebensen Drive.

There will be a minor change in the annual asset valuation once the handovers are finalised.

The greatest risk to Council is future bridge renewal, which has not been included in depreciation and renewal forecasts. Unlike Council, NZTA do not depreciate assets and there is therefore no 'accumulated depreciation' held or calculated against the bridge. Council needs to consider the likely value of depreciation which would have generated against the asset had it always been under Napier's control. This issue has been the focus of much of the discussion with NZTA to date, where they have indicated that they will either provide a financial contribution on handover, provide a 'guarantee' for a period following handover, or offer an increased financial subsidy when Council has to renew the bridge or some of its components.

### **Social & Policy**

In accepting the change in road ownership, it will enable Council to realise the projects associated with the road network in the Pandora Masterplan to be realised.

### **Risk**

NZTA may not guarantee Pandora Bridge or agree to undertake maintenance of the State Highway before the handover takes place which results in a financial burden on Council's existing maintenance budget.

## **2.6 Options**

There are two options available;

1. Agree to the Land Transport Management Act 2003 process and continue to engage proactively with NZTA.
2. Object to the Land Transport Management Act 2003 process.

## 2.7 Development of Preferred Option

### Option 1– Agree to the LTMA process

This is the preferred option. Maintaining a collaborative engagement with this process will enable Council to maintain the positive working relationship with NZTA and benefit from completing negotiations in good faith. There has been no indication from NZTA that they will not cover any reasonable funding shortfalls to Council as a result of this process.

Participating and supporting the process will enable a timely resolution for both parties and greater confidence in our future assets and associated maintenance obligations. Furthermore, it will provide Council with the control of those sections of road where community benefits can be achieved through the *Ahuriri Estuary and Coastal Edge Masterplan*.

### Option 2 – Object to the LTMA process

The potential for meaningful objection is limited under the LTMA processes. The required consultation processes do not have a requirement for agreement and there is therefore no effective leverage for Council.

Should Council object to the process NZTA would only need to demonstrate that the assets it is transferring are ‘fit for purpose’.

Objection to the process would appear to be a risk to the good relationship between NZTA and NCC with little or nothing to be gained.

### At the Meeting

In response to questions from Councillors the following was clarified:

- ☐ This proposal does not include traffic calming measures. Signage options have been discussed with NZTA – each party will take responsibility for the signage in the areas for which they are the Road Controlling Authority.
- ☐ With regards to the future bridge renewal, seismic strengthening work has already been undertaken by NZTA, which is as much as can be done without a full rebuild. It is reasonable to state that this would not have been undertaken by NZTA if they believed the asset’s expected life to be particularly short. NZTA would remain involved should there be any future issues with the bridge; they have a special work category which covers funding for instances where an inheriting authority finds unexpected defects after the asset transfer.

## 2.8 Attachments

- A Plan showing extents of Declaration and Revocation

### 3. ELECTORAL SYSTEMS FOR ELECTION 2019

**Type of Report:** Legal  
**Legal Reference:** Local Electoral Act 1991  
**Document ID:** 378902  
**Reporting Officer/s & Unit:** Jane McLoughlin, Team Leader Governance

#### 3.1 Purpose of Report

To outline the feedback received from the community consultation on the electoral systems and seek a decision from Council on which electoral system to use for the 2019 election.

#### COMMITTEE'S RECOMMENDATION

##### Councillors Brosnan/ Wright

That Council:

- a. Retain First Past the Post as the electoral system for the 2019 elections.
- b. Note that a **DECISION OF COUNCIL** is required to meet the 12 September 2017 deadline to make a decision on the electoral system and notify the public by 19 September 2017. This will require the following resolution to be passed before the decision of Council is taken:

Agree that, in terms of Section 82 (3) of the Local Government Act 2002, that the principles of consultation set out in that section have been observed in such manner that the Napier City Council considers, in its discretion, is appropriate to make decisions on the recommendation.

CARRIED

#### DECISION OF COUNCIL

##### Councillors Brosnan/ Wise

That, in terms of Section 82 (3) of the Local Government Act 2002, that the principles set out in that section have been observed in such manner that the Napier City Council considers, in its discretion, is appropriate to make decisions on the recommendation.

CARRIED

#### COUNCIL RESOLUTION

Councillors Wright / Hague

That Council

Retain First Past the Post as the electoral system for the 2019 elections.

CARRIED

### 3.2 Background Summary

At the Finance Committee meeting on 2 August 2017, Council was provided with a background paper on electoral systems that contained detailed information on First Past the Post (FPP) and Single Transferable Vote (STV) (Attachment A). Since that time, Officers have undertaken engagement with the public through an education campaign and consultation process. Outlined below is a summary of the data collected during this engagement to inform Council on the public's view of the electoral system.

Engagement summary 3 August to 23 August:

- ☐ Media release announcing that we are getting ready to take a paper to our Councils and we need the public to have their say.
- ☐ A Talk To Us page on the Napier City Council website educating community on the two possible systems and what they mean – the public will be able to nominate which they choose.
- ☐ 2 x adverts in Napier Mail –9 August/16 August.
- ☐ Various social media (Facebook) engagement across the two weeks.
- ☐ Electoral systems poster and cards at Civic Building reception.

#### Overview of results

- ☐ 52% of public feedback was in support of FPP
- ☐ 41% of public feedback was in support of STV
- ☐ 7% of public feedback had no preference/or not relevant to topic.

Key themes from comments included:

For STV:

- ☐ Fairer and democratic
- ☐ Achieves representative with the broadest support

For FPP:

- ☐ Simple and straightforward
- ☐ Your vote counts for the person you want to win only

The tables below outline the data collected and verbatim feedback received.

#### Data collected

<i>Means</i>	<i>Number of data collected</i>	<i>In support of STV</i>	<i>In support of FPP</i>	<i>No preference/not relevant to topic</i>
Council's Talk to us page	40 comments (excluding duplicate posts) 14 likes/dislikes on comments	19 comments plus 8 likes	21 comments plus 6 likes	N/A
Council's Facebook page	24 comments and 15 likes	6 comments and 3 likes	11 comments and 8 likes	5 (4 likes)
Electoral Systems card and poster at Civic Building	6 comments and 29 stickers placed on posters	4 comments and 12 likes	2 comments and 19 likes	N/A

reception				
Total	128	52	67	9

## Single Transferable Vote

<i>Council's Talk to us page</i>
As a country we now support MMP which is an alternative to FPP. In a similar way STV is the system where we get representatives with the broadest support. I support a change to STV
We already have this system for voting for the Health Board. Most people are familiar with it, even if, as one of your commentators says, it requires more thought and time. It is fairer. it is more democratic. FFP is a very blunt instrument and does not always reflect what was hoped for. A bit more education on the STV system would be helpful. When it is used more often people will get used to it. (2 likes)
fairer system
Need change
This is the fairest voting system and ensures that fewer votes are wasted.
Gives voters a better option in my opinion to have a broader say in elections, rather than just the one choice.
Better system by far
I only want to vote
This is far more democratic, in the views of the public actually standing for something rather than a straight lottery of FFP where only one view is applied the vote. This allows the council to better apply the wishes and views of the voting public.
A fairer and more democratic system.
STV is by far the most democratic and fair means of electing. We ditched FFP nationally for MMP and that has been a disaster for NZ with Governments being held to ransom by tiny support parties. (1like)
This voting system gives a fairer result, because it more accurately captures the range of voters' preferences. We already use this system for the health board and it would be easier for voters if we used just one system for Napier City council and the Regional Council as well. (2 likes) (1 dislike)
STV (2 likes)
Far more democratic.
I believe Single Transferable Vote is a more democratic system
A fairer system. As it better represents ratepayers views v
STV as it gives your 2nd, 3rd choices a chance. It also stops people from not voting for someone that they support yet they think there is no chance of them being elected (as under FPTP). However I do think FPTP is simpler which is important - a lot of people will give up on voting if it is too complicated! Especially young people.
I also wish that we had been given this option at a Central Government level, instead of MMP. MMP gives way too much power to the minority parties, out of kilter with their actual level of support. STV is more complex but offers the most fair & TRUE representation of what the Electorate (voters) truly want.
I like the way Napier City has a mixture of ward and at large councilors. It gives us the best of both worlds. I would support this continuing. To my mind STV offers the best opportunity for elected representatives to reflect the wishes of the voters i.e if your first choice doesn't make the cut then your second might. Note: This comment reflects my personal view only.
<i>Electoral Systems card at Civic Reception</i>
STV
Flow down effect gives people more of a chance
So much better!
STV is a more fair system

<i>Facebook</i>
STV, more representative of the votes people make. Many councils and countries are using it successfully
STV would be my preference
STV all the way! Better than FPP in many ways. Also way more democratic than MMP which totally sucks! If National lose in Sept we'll end up with a Labour, Green, NZ first fiasco. But I live in Havelock so looks like I don't get to participate. (2 likes)
STV, the fairest of them all.
STV (1 like)
Scotland introduced STV for local elections some time ago. Look at the Scottish government website to see how its been working.

### First Past the Post

<i>Council's Talk to us page</i>
Voting needs to be simple and straight forward. We shouldn't be paying people to spend more time counting votes for most liked candidate to the least liked. Also voters don't want to be thinking about other candidates who they DON'T WANT to win. It's just down right confusing. (1 like)
You vote for the person(s) you want and if you don't get it, tough.
Agree with comments already made in support of FPP.
STV is too time consuming for both the voter and those counting the votes. Also more chance of mistakes being made
This system is easier for people to understand, consequently they are more likely to place a vote.
you know who you are getting
i prefer 1st past the post
FPP is the easiest, quickest and understandable voting system for the majority of voters to use. More people would probably vote using this system instead of having to try to rank the candidates which takes a lot more time and thought and is more complicated.
Candidate with the most votes is the choice of the majority of the voters
With the number of voters per election this is the simplest option.
FPP the most democratic way to vote
That way I know my vote counts for the person I want, rather than it being transferred to someone I don't want
STV is so confusing and feels like a diluted vote. I want to vote for my preferred candidates rather than ranking them. Stick with FPP it's simpler, people understand it. I think a change to STV may reduce voter turnout as it's not as simpler system.
The winner wins! With STV a person or party who poles less than the winner can coddle some other persons or party and end up with a casting vote! This does not show the will of the people! So let's be sensible and stick to FPP. (2 likes)
Much better than any other system. (2 likes) (1 dislike)
FPP. One vote done..not wrapping 2 <sup>nd</sup> and third choices in cotton wool
Too many folk don't understand STV & end up voting for people they don't even know. FPP much simpler.
Keep it simple. It's hard enough getting people to vote already. Let's not complicate things with rankings and system changes.
In the first flag referendum with STV the flag with the most votes came second.
Challenging enough to get people to vote and FPP is far simpler for people to understand and accept if their chosen candidates don't win. STV confuses voters, people are less satisfied with the convoluted ranking process and the DHB should revert to FPP again too.
The Flag Referendum demonstrated that voters don't understand the weighing of ranking in the STV system, or that it's optional to indicate secondary ranking.
<i>Electoral Systems card at Civic Reception</i>
STV is too complicated. FPP you know who you have voted for. (Electoral Systems Card)

Because its easier.
<i>Facebook</i>
FPP seems a lot simpler and requires less man power to record results AND less thinking for voter. I've used STV and find it confusing because I have to think about choosing other people who I don't want to win? (1 like)
First past the post is the easiest! Not 1, 2, 3. (3 likes)
It's FPP. (2 likes)
FPP, look where STV got us with the first flag referendum, the flag with the most votes came second. Thank heavens for the second referendum.
FPP (1 like)
FPP (1 like)
FPP...but are we being asked to vote on it, or just offer comments? The post is not really very clear in its aims.
FPP
FPP
FPP
FPP seems pretty loud n clear

*No preference/other*

<i>Facebook</i>
I don't think it matters. If it is about motivating a greater voter turnout, only engaging with the people will help. I commend the proactive stance though (2 likes).
Whatever it will be we should abolish the wards. Napier is not big enough for our current system and we have seen in the past that we couldn't even find enough candidates. (1 like)
Voters have never been foolish enough to offer free information! Figure it out if in doubt.
Crikey. The Napier City Council has finally discovered public consultation. Over this issue anyway.
Clean water (1 like)

### 3.3 Issues

N/A

### 3.4 Significance and Consultation

N/A

### 3.5 Implications

#### Financial

N/A

#### Social & Policy

N/A

#### Risk

N/A

### 3.6 Options

The options available to Council are as follows:

1. Change the electoral system from FPP to STV for 2019 and 2022 Elections (any change in the electoral system must apply to the next two general elections).
2. Retain the FPP system for the 2019 election (this does not technically need a resolution, the electoral system continues until it is changed).
3. Hold a poll on the electoral system to apply for the 2019/22 elections by 21 February 2018. A poll is likely to cost up to \$100,000.

### **3.7 Development of Preferred Option**

*Options 1 or 2 are preferred as Council. Option 3 is not a preferred option due to the cost (a poll could cost up to \$100,000), which may not be considered a prudent use of Council funds.*

#### **At the Meeting**

Officers were congratulated on the breadth of consultation undertaken on this topic.

It was proposed that First Past the Post be retained as the electoral system for the 2019 elections as it was simpler, and it was likely that keeping the system easier to use and understand would encourage voter turnout.

### **3.8 Attachments**

- A Electoral Systems information paper

## 4. REPRESENTATION REVIEW

<b>Type of Report:</b>	Information
<b>Legal Reference:</b>	Local Electoral Act 2001
<b>Document ID:</b>	383447
<b>Reporting Officer/s &amp; Unit:</b>	Jane McLoughlin, Team Leader Governance

### 4.1 Purpose of Report

To introduce the key legislative requirements for undertaking a representation review and outline the process for the review of Napier City's representation arrangements for 2018.

### COMMITTEE'S RECOMMENDATION

#### Councillors Hague / McGrath

That Council

- a. Receive the report titled *Representation Review*.
- b. Note that pre-consultation will be undertaken with the public to help inform the Council of local issues and needs. Pre-consultation will occur prior to a representation model being developed, and then formal consultation will occur with the public on the model.
- c. Note that Council will be asked to make a decision on the representation model in March 2018, which is then put through the statutory process of consultation.

**CARRIED**

### 4.2 Background Summary

#### Overview

Quality democratic processes are important and foster a richer form of citizenship and civic engagement. Electoral arrangements need to be fair so that communities feel that they have influence and can effect change.

Under the Local Electoral Act 2001, a Local Authority must review its representation arrangements every six years. Napier City Council last reviewed its representation in 2012, and is now due to review its representation arrangements. The review must be completed and publicly notified by 8 September 2018.

Representation arrangements are the way representation of the public is configured for elections for a Local Authority such as Napier City Council, including:

- ☐ Whether the election of members (also known as councillors) (other than the Mayor) is by the entire electoral district (called 'at large'), whether the district is divided into wards for electoral purposes, or whether there will be a mix of 'at large' and ward representation,

- ☐ The boundaries of wards, the names of the wards, and the number of members that will represent each ward, if wards are used,
- ☐ The total number of members that are elected to the governing body of Napier City Council (the legal requirement is no less than 6 and no more than 30 members, including the Mayor), and
- ☐ Whether to have community boards, and if so, how many, and what their boundaries and membership will look like.

The aim of the review is to ensure fair and effective representation:

- ☐ Fair representation relates to the number of persons represented per member (must be within +/-10% of the ratio for the district as a whole so each person has a vote of equal value).
- ☐ Effective representation relates to representation for identified communities of interest. This needs to take account of the nature and locality of those communities and the size, nature and diversity of the district as a whole.

#### *How a representation review works*

The process for undertaking a representation review is largely prescriptive and outlined in legislation (Local Electoral Act 2001) and guidelines produced by the Local Government Commission. Councils do however have discretion on the level of investment in pre-consultation before the statutory process starts.

Investing in pre-consultation is considered best practice, as this will help inform the Council of local issues and needs, prior to developing a proposal and undertaking formal consultation on it (see Attachment A for the engagement summary).

The review will follow the following key steps and broad timeframes:

- 1) Data-gathering and pre-consultation (August 2017 - November 2017)
- 2) Analysis (November 2017 – February 2018)
- 3) Statutory Process: Council decision, submissions, appeals process (commencing in March 2018)

An indicative timeline based on the statutory process is outlined below (see Attachment B for more detail):

March 2018	Decision of Council.
April 2018	Notify public of Council's resolution including reasons and method of making submissions (at least 1 month for submissions).
May 2018	Submissions considered by Council and original proposal amended as decided (notify public of final proposal including reasons why submissions were incorporated or not).
June-December 2018	Appeals from those who submitted on the original proposal and fresh objections to any amendments received no later than 20 Dec 2018.
January 2019	Appeals and objections forwarded to Local Government Commission by 15 Jan 2019.
April 2019	Appeals and objections considered and a determination set by the Local Government Commission (no later than 11 April 2019).
April-June	Council implements determination to take effect for the 2019

2019	elections.
October 2019	Elections.

## Overview of Napier City's representation arrangements

### Current arrangements

Napier's current representation arrangements have been in place for a decade and are:

- ☐ 12 elected members and a Mayor
- ☐ Mixed system of "at large" and wards.
  - o There are six elected members voted in "at large" and six elected members voted in to wards.
  - o There are four wards including:
    - ☐ Ahuriri (one elected member);
    - ☐ Onekawa/Tamatea (one elected member);
    - ☐ Nelson Park (two elected members); and
    - ☐ Taradale (two elected members).
- ☐ There are no Community Boards.

Based on the Local Government Commission electoral statistics produced on 26 January 2017 (See Attachment C for more detail), Napier City with a population of 61,050, currently has one elected member for every 5,088 people based on 12 elected members (excluded the Mayor).

The following tables provides Napier City's electoral statistics. Up to date population statistics will be available later in 2017.

	<i>Population represented</i>	<i>Elected Members</i>	<i>Population-Member ratio</i>
<b>Wards</b>	<b>61,050</b>	6	10,175
<b>At large</b>	<b>61,050</b>	6	10,175
<b>Total</b>	<b>61,050</b>	12	5,088

<i>Ward</i>	<i>Population represented</i>	<i>Elected Members</i>	<i>Population-Member ratio</i>	<i>Difference from quota</i>	<i>% Difference from quota</i>
Ahuriri Ward	10,050	1	10,050	-125	-1.23
Onekawa-Tamatea Ward	10,250	1	10,250	75	0.74
Nelson Park Ward	18,450	2	9,225	-950	-9.34
Taradale Ward	22,300	2	11,150	975	9.58
<b>Subtotal</b>	<b>61,050</b>	6	N/A	N/A	N/A

Only five out of 67 territorial authorities have a mixed system (e.g. Napier City, Tauranga City, Kapiti Coast District, Masterton District and Gore District), with most territorial authorities (50) having a ward system and 12 with an 'at large' system.

The table below outlines current population/member ratio; basis of election; and whether there are community or local boards for similar-sized cities to Napier City. Napier City has a higher number of elected members per population compared with most other cities of a similar size.

<i>District</i>	<i>Population</i>	<i>Population/Member ratio</i>	<i>No. of elected</i>	<i>At large/mix /Wards</i>	<i>Community Boards/</i>
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			members		Local Board Area and Subdivision
Nelson City	50,600	4,217	12	At large	No
Upper Hutt City	42,600	4,260	10	At large	No
Invercargill City	54,700	4,558	12	At large	2
Napier City	61,050	5,088	12	Mix at Large & (4 Wards)	No
Porirua City	55,350	5,535	10	Wards (3)	No
Palmerston North City	86,300	5,733	15	At large	No
Lower Hutt City	103,350	8,613	12	Wards (6)	4
Dunedin City	127,000	9,071	14	At large	7
Tauranga City	128,300	12,830	10	Mix at Large & 3 Wards	No
Hamilton City	161,200	13,433	12	Wards (2)	No

### History of Napier's arrangements

The Local Electoral Act 2001 was updated through the Local Electoral Amendment Act 2002 which introduced the option for Councils to review their arrangements every six years rather than having to review them every three years. Since that time, Napier City has undertaken a representation review every six years and since 2006 Napier City Council's review is on the same timeline as other councils in Hawke's Bay.

Over the last 27 years, Napier City has:

- experienced different bases of election including ward-only system; an 'at large' system; and is one of a handful of Councils to have experienced a 'mixed system', based on 'at large' and wards.
- mostly had 12 elected members excluding the Mayor except for 3 years between 1995-1998 where there were 13 elected members excluded the Mayor.
- no Community Boards.

Overview of representation arrangements include:

#### *1989-1998*

- Ward-only structure comprising of 3 wards including Ahuriri, Onekawa and Taradale. Each ward had 4 elected members except for between 1995-1998 where Taradale had 5 elected members. (The decision to increase Taradale to 5 made by the Local Government Commission due to the principle of fairness for the member/population ratio).
- 1993 NRB Survey responses indicated slightly more of the population preferred wards (45%) to 'at large' (42%), no preference (11%), don't know (8%).
- 1994 NRB Survey responses indicated slightly more of the population preferred wards (47%) to 'at large' (34%), no preference (3%), don't know (10%).

- In 1995, as part of the Triennial Election, a referendum was held with the majority of public preferring 'at large' representation (60%); Ward (33%), Informal (7%).

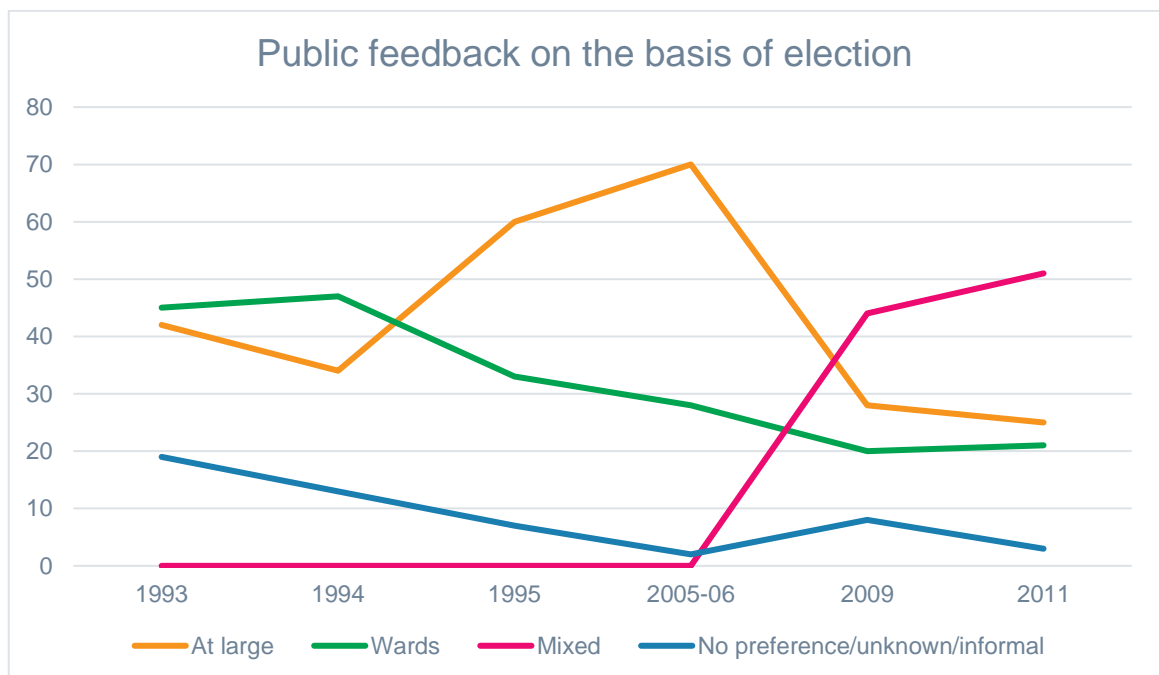
#### 1998-2007

- 'At large' structure for 9 years comprising of 12 elected members.
- 2005 NRB Survey responses indicated the majority of public preferred 'at large' representation (70%); Ward (28%); no preference (1%); don't know (1%).
- Council survey undertaken just immediately prior to Local Government Determination indicated the majority of the public preferred 'at large' (70%); versus Wards (28%).

#### 2007-2017

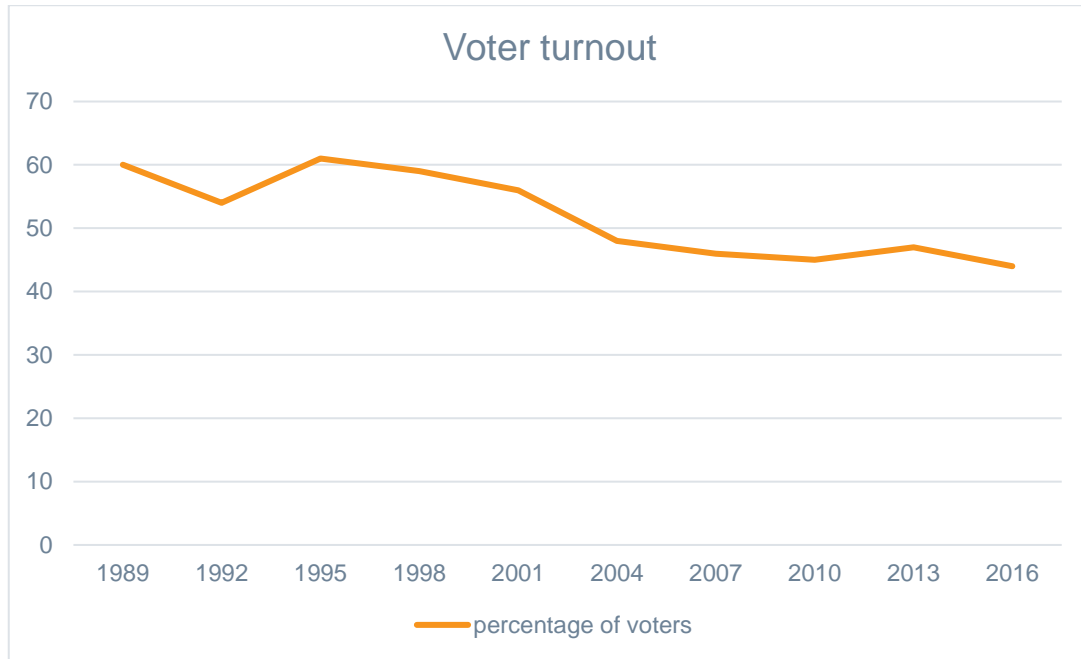
- 'Mixed system' for 10 years comprising of 6 elected members elected 'at large', and 4 wards including Ahuriri (1 elected member), Onekawa-Tamatea (1 elected member), Nelson Park (2 elected members), and Taradale (2 elected members).
- 2009 NRB Survey responses indicated that the majority of public preferred the current mixed system (44%), 'at large' (28%), Wards (20%); no preference (3%); don't know (5%).
- 2011 NRB Survey responses indicated that the majority of public preferred the current mixed system (51%); 'at large' (25%); Wards (21%); no preference (1%); don't know (2%).

The following chart outlines the percentage of public preferences on the basis of election on Napier City's representation arrangements from 1993 to 2011.



### 4.3 Issues

Over the last 27 years, voter turnout has declined nationwide including in Napier City. Engaging the public through the representation review process and ensuring fair and effective representation is one way to encourage people to vote. The following chart outlines the declining rates voter turnout for Napier City since the early 1990s.



### 4.4 Significance and Consultation

Representation arrangements are relevant for the entire population of Napier, and may extend to those people that use services and facilities in Napier but reside outside of Napier boundaries.

Officers have prepared an engagement plan to undertake pre-consultation including providing background information on the representation review to the public; and asking the public to share their ideas on - where they identify their community of interest; what they think of the current arrangements; and how they should be represented in the future.

### 4.5 Implications

#### Financial

N/A

#### Social & Policy

N/A

#### Risk

N/A

### **At the Meeting**

In response to questions from Councillors, it was clarified that:

- Up-to-date population statistics will be received by Council via an economic report later this calendar year. These, along with agreed Ward boundaries, will contribute towards the number of Councillors for each Ward (which are allocated on a population-based quota).

### **4.6 Attachments**

- A Engagement Summary for pre-consultation
- B Representation Review Statutory Timeline
- C Statistics on Napier City's electoral area, Local Government Commission

## 5. NATIONAL AQUARIUM OF NEW ZEALAND EXPANSION PROJECT

<b>Type of Report:</b>	Enter Significance of Report
<b>Legal Reference:</b>	Enter Legal Reference
<b>Document ID:</b>	383013
<b>Reporting Officer/s &amp; Unit:</b>	Sally Jackson, Manager Visitor Experience

### 5.1 Purpose of Report

*To request that Council accept the Indicative Business Case for the Expansion project of the National Aquarium of New Zealand and to instruct Council officers to proceed with the next steps of the project.*

### COMMITTEE'S RECOMMENDATION

**Councillor Wise / Councillor Brosnan**

That Council:

- a. *Accept the Indicative Business Case for the Expansion project for the National Aquarium of New Zealand.*
- b. *Instruct officers to proceed with the next steps of the project, specifically*
  - i. *Present the final indicative business case to Central Government agencies and seek their feedback and endorsement.*
  - ii. *Include funding in the Long Term Plan of \$7,000,000 to be spread across two financial years with timings to be determined.*
  - iii. *Report back to Council on the development of the next stage of the business case following endorsement from Central Government.*

**CARRIED**

**Councillors Boag and Tapine against**

### 5.2 Background Summary

#### Introducing the National Aquarium of New Zealand

*"Napier is uniquely placed to showcase a little understood yet highly productive region of New Zealand's marine estate. The East Coast is a vibrant marine ecosystem influenced by the sub-Antarctic oceanic current, yet with evidence of pulses of warmer northern currents, remnants of the East Auckland current. The result is a rich and varied biodiversity... The marine aquarium at Napier therefore constitutes an enormously valuable portal ...into the functioning of a marine ecosystem that is resilient, biodiverse and productive." – Professor Chris Battershill, Chair Coastal Science, University of Waikato*

Napier was the site of New Zealand's first aquarium when, in 1956, a local fish-keeping club, began gathering some of their favourite specimens in the basement of Napier's War Memorial Hall. Twenty years later the fish-keeping club moved to a purpose-built site at the southern end of Marine Parade, where the aquarium is located today.

In the early 2000s, with a \$1 million grant from the Central Government Lotteries Fund, the aquarium underwent an \$8 million redevelopment and with the support from the Prime Minister's office at the time, was renamed the National Aquarium of New Zealand.

The current facility showcases New Zealand native species including a 1.5 million litre "Oceanarium" exhibiting the diversity of the local Hawke Bay aquatic environment alongside species from the different continents of the world.

### **Matariki – Hawke's Bay Regional Economic Development Strategy (REDS)**

The National Aquarium of New Zealand expansion project is a part of the Government's Regional Growth Programme, which has identified potential growth opportunities in selected regions, to help increase jobs, income and investment in regional New Zealand.

This project is included in Matariki – Hawke's Bay Regional Economic Development Strategy and Action Plan 2016, which has a vision of "Every household and every whānau is actively engaged in, contributing to and benefiting from a thriving Hawke's Bay economy". This is to be achieved by making Hawke's Bay the most innovative region in New Zealand, the leading exporter of premium primary produce, and a hub for business growth.

The project has been commissioned jointly by the Ministry of Business, Innovation and Employment (MBIE) and the Ministry for Primary Industries (MPI), working in partnership with other Central Government agencies and regional stakeholders, such as businesses, iwi and Māori, economic development agencies and local government.

One action under the strategic direction of *Promote greater innovation, productivity and agility* is to "Support the expansion of the National Aquarium of New Zealand, including the development of marine research, to create high-skilled science-based employment."

The National Aquarium of New Zealand expansion project is being led by Napier City Council, in partnership with Hawke's Bay Regional Council and the University of Waikato along with the support of several other public and research organisations.

### **Development of the Indicative Business Case and Revenue Generation Strategy**

In November 2016, Napier City Council commissioned Giblin Group to develop an indicative business case and revenue generation strategy for the expansion project. These are attached as Appendix One and Two.

In the development phase of the indicative business case, key stakeholders identified four investment objectives for the expansion project:

- ☐ To increase opportunities for education, training, research and employment in the natural sciences and aquarium management for New Zealanders and particularly Hawke's Bay residents.
- ☐ To tell the stories of the people of Aotearoa New Zealand and their relationship with the land and sea, encouraging kaitiakitanga of the natural environment contributing to its conservation and sustainability.
- ☐ To create a unique destination which will draw people from far and near to visit Hawke's Bay, to engage with the natural world, and to return again and again because the experience is so unforgettable.

- ☐ To create a facility that is financially sustainable that positively influences the local and national economy, and augments the tourism, education and science sectors within Hawke's Bay and New Zealand.

The business case followed the *New Zealand Treasury Better Business Case* format and is organised around the five-case model to systematically assess that the investment proposal:

- ☐ is supported by a robust case for change - the "Strategic Case";
- ☐ optimises value for money - the "Economic Case";
- ☐ is commercially viable - the "Commercial Case";
- ☐ is financially affordable - the "Financial Case", and
- ☐ is achievable - the "Management Case".

### **The Strategic Case for the Expansion Project**

Napier City Council's strategic direction and planning documents support the proposed National Aquarium of New Zealand expansion project. The proposed expansion also fits well with and contributes to the objectives of many other regional and national policies and strategies. It can also contribute to national strategic outcomes.

The proposed expansion aligns well with environmental programmes both in New Zealand and internationally and offers the opportunity for significant partnerships to be established both at home and overseas.

The main drivers of this proposal are the opportunities that have presented themselves through the Matariki REDS and other strategies currently being developed in the region, i.e. the Integrated Catchment Management Plan being developed by Hawke's Bay Regional Council and the University of Waikato.

NANZ has reached capacity in terms of space, programmes and resources and if nothing is done to cater for expansion, then it may very well end up going backwards rather than capitalising on its reputation and success to date as a respected centre of marine management.

In a facilitated stakeholder workshops held on 16<sup>th</sup> November 2016, there was a consensus from participants that to do nothing would result in a lost opportunity and that somewhere else might step into the breach and build an aquarium that would take over from the National Aquarium of New Zealand.

The stakeholders also considered that to be successful, this project needed to be addressed boldly and with vision. Small changes to the facility or to the exhibits would not achieve the stated objectives.

### **The Economic Case for the Expansion Project**

Options for the development were discussed by stakeholders at the facilitated workshop held on 16<sup>th</sup> November 2016.

A Long List of Options was developed which addressed the "What, Where, Who, How and When" of the proposal.

On the basis of the options analysis, the recommended preferred way forward was:

- ☐ A new extension to the aquarium and upgrade of current facility;

- The facility to be located on the current site;
- Research into the management of other aquariums suggests the best management model is to establish a governing board or trust for the facility which will have representatives from partner organisations and be not-for-profit;
- A mix of funding sources to support the capital construction and ongoing operations;
- A multi-staged construction to transition from the old premises to the new and to allow upgrade of the current building.

Visitor number projections have been undertaken by an independent tourism consultant, Dave Bamford with a low projection of 200,000, a medium projection of 250,000 and a high projection of 325,000 per annum. The average number of visitors per annum is currently 150,000.

These numbers have been used in the economic impact analysis and financial projections.

An Economic Impact Assessment has identified monetary benefits from the proposal for the region through:

- Operational economic impacts from the facility;
- Economic impacts from the actual redevelopment (construction) work;
- Economic impacts of visitor spending for projected customer visitation levels.

The table below highlights the anticipated economic impact of the expanded facility.

Economic Impact Measures	Current Operation	Construction of Redeveloped NAQNZ Facility	Redeveloped NAQNZ Operation Including Visitor Spending		
			Low Projection	Medium Projection	High Projection
Total Revenue (\$M)	10.19	82.38	31.19	36.62	44.87
Net Household Income (\$M)	2.59	11.39	6.44	7.42	8.89
Employment (Persons/Jobs)	92	291	238	278	338
Value Added/GDP (\$M)	5.40	23.07	14.33	16.65	20.17

Under the **Low** projection, the key regional Value Added/ GDP impact increases from the current annual figure of approximately \$5.4 million to approximately \$14.3 million.

Under the **Medium** projection, the GDP impact increases from the \$5.4 million figure to approximately \$16.7 million.

Under the **High** projection, the regional Value Added or GDP impact increases from \$5.4 million to approximately \$20.2 million.

The overall employment increase is from 92 to in the range 238-338. The economic impacts for the facility reconstruction stage are also separately shown.

Potential benefits of the proposal that cannot be reliably quantified in monetary terms have also been identified and are detailed within the Business Case. These benefits may be seen in the social, cultural and environmental spheres of community wellbeing.

### **The Commercial Case for the Expansion Project**

Napier City Council has considerable experience in the tendering of and contracting for large construction projects. It has procurement processes in place to secure and manage a contract with a suitable supplier. The process also caters for a situation where there is only one suitable supplier available within New Zealand. This is the case with the National Aquarium of New Zealand expansion project.

A key procurement risk has been identified, due to only one practical supplier for this job; the risk is that the price may be inflated because of the limited ability to compare with other suppliers.

The Contracts Policy requires that where this situation occurs, the purchaser (NCC Manager responsible) must demonstrate in an auditable manner that the price is value for money and the reasons for the selection of a single supplier are well documents.

Marinescape is the only real option for undertaking this work if Napier City Council selects a local New Zealand company. If this is the case, it is recommended that an independent reviewer peer reviews and assesses the costs they propose for the project. Further options for architectural design will be explored during the final business case analysis.

A preliminary estimate for the capital works has been submitted by Marinescape, detailing the facility construction costs of \$27.5 Million and specialist works costs of \$17.5 Million.

This preliminary estimate is based on concept designs which are certain to be further refined.

It should be noted that the current concept designs do not adequately address the strong theme, which emerged from the stakeholder workshops that this is a unique chance to tell the story of New Zealand's relationship with the sea, particularly from a Māoritanga perspective.

Marine scientists should also be involved in the design of the exhibits to ensure authenticity.

Marinescape Managing Director, Ian Mellsop has said in an email to NCC: *“By carefully reviewing the design and making adjustments using a cost optimisation approach, I believe it may possible to reduce this by about 20% without impacting significantly on the Architects intent. This work should be carried out as part of the next stage design works.”*

This would reduce the costs of construction to \$22,000,000. There is clearly some room to move on this price and NCC should negotiate with the supplier on this.

The financial analysis model and the associated methodology is a profit and loss model for the operating projections.

The financial projections have been based on the current NANZ operating costs and based on the following assumptions for future operations:

- ☐ The floor area of the aquarium will be three times the size of the existing space.
- ☐ Staffing numbers will increase by 10 -15 additional FTEs;

- ☐ Projected visitor numbers per annum are 200,000 (Low); 250,000 (Medium) and 325,000 (High);
- ☐ Depreciation is not funded through operations;
- ☐ A 3% contingency is allowed for on direct costs.

The financial analysis indicates the National Aquarium of New Zealand expansion proposal will have the following impact on the Napier City Council accounts:

- ☐ For the **Low** visitor scenario (most conservative, providing the visitor numbers are achievable) the NANZ will record a deficit for the first 6 years. The deficits for equate to ongoing annual rating impact of 1% or 2%. NB: The current NANZ operation makes up 2% of total rates.
- ☐ For the **Medium** visitor scenario, the National Aquarium of New Zealand operations will see a surplus in the first two years of operation, then have two years of deficits equating to a 1% rating impact, then return to surplus in Year 4.
- ☐ For the **High** visitor scenario, the National Aquarium of New Zealand operations will see a surplus from the first full year of operation.
- ☐ The impact of a capital contribution to the project (estimated at \$7M) is \$430,000 per year for 25 years.

The financial analysis of the preferred option demonstrates that it is affordable only if central government puts substantive funding into the capital costs of this project.

The potential for funding from corporate partnerships is considered to be high as the NANZ will have many saleable properties within it which could attract corporate partners, e.g. the themed areas, exhibits and structures, and naming rights for the entire facility are also available.

### **The Management Case for the Expansion Project**

Napier City Council has a track record of managing large capital projects successfully on time and within budget. It has project management processes in place to manage, execute, monitor and evaluate the project and has the ability to contract specialist personnel where necessary if internal capability does not exist.

The actual detail of the project management planning will be undertaken when Napier City Council approves further work on this project following the presentation of the Business Case.

It is recommended that a dedicated Project Manager be appointed to this project, supported by a Project Team. A detailed Project Plan will be developed by the Project Manager taking note of key milestones, which will be specified as part of the project.

### **Key Project Partners**

#### **USA partners**

Napier City Council is in the process of establishing relationships with overseas aquariums, particularly in California, USA. A recent visit to Monterey Bay Aquarium, the California Academy of Sciences, The Aquarium of the Pacific, and Birch Aquarium at

Scripps was a trip designed to foster co-operative and collaborative relationships internationally. Napier City Council is seeking to work together with each of these institutions in a range of areas relating to education and research around marine sustainability.

Areas of partnership include:

- ☐ Marine science research and education programmes;
- ☐ Ocean conservation, sustainability and environmental issues;
- ☐ Marine conservation and care through tourism, education and research to inspire behaviour change;
- ☐ Exchanges of staff and personnel.
- ☐ Business modelling / mentorship.

### **Design Partners – Weta Workshop**

Weta Workshop has joined the Expansion project team as the lead designers and will work alongside the team of aquarium designers in order to achieve the vision and outcomes of the facility.

They will articulate through high-level design concepts, the following elements of the project:

- ☐ The story of New Zealand and its relation to Hawk Bay
- ☐ The unique indigenous story of Napier and Hawke's Bay
- ☐ The importance of the ocean to world
- ☐ The current state of the ocean (impact on activity occurring on land through to our waterways, estuaries and out to sea)
- ☐ Protection of native New Zealand endangered species (Kiwi / Little Fairy Penguins etc)
- ☐ Impact of plastic on the health of the ocean and the animals within
- ☐ Influencing behavior change for visitors to the facility

An independent tourism consultant was used to assess and advise on the visitor numbers for the expanded facility. Figures used in the business case are considered conservative and it is recognised that the brand power of Weta Workshop is substantial to the project. The association with Weta Workshop and the expansion project will result in increased visitors into Napier specifically to visit the aquarium. Napier City Council will be working alongside the Weta Workshop team to ensure all brand opportunities are maximized.

### **Sustainability Partner – Air New Zealand**

Air New Zealand has identified that there are many synergies with the expansion project. Air New Zealand has expressed support of the National Aquarium Expansion Project as a logical extension of their commitment to preserving and protecting New Zealand's unique natural environment for current and future generations. They have noted that they are behind the project and fully committed to working with Council and its other partners in seeing it through to fruition.

### **Education Partner - The University of Waikato**

The University of Waikato will also take a role in the project's development. Vice Chancellor Professor Neil Quigley has noted that the University of Waikato is committed to creating and building knowledge and technologies that support New Zealand's sustainable future.

As a partner in the Aquarium's expansion, they see this project as an exciting opportunity to further that research and teaching in a facility which reflects and enhances that intent.

### 5.3 Issues

This is an Indicative Business Case, which considers the information available at the present date. There is a high probability that some changes will be required for the proposal to be viable. Key to the success of this project is:

- ☐ Development of the design in conjunction with iwi representatives and marine researchers;
- ☐ Interpretation and delivery of the messages through Weta Workshop's technological expertise;
- ☐ Achievement of the funding targets as outlined in the Revenue Generation Strategy prepared for the project;
- ☐ Experienced project management;
- ☐ Best practice facility governance and management.

### 5.4 Significance and Consultation

Consultation has been held with key stakeholders through project group meetings and workshops, iwi, staff and the neighbouring properties of the National Aquarium.

### 5.5 Implications

#### Financial

The capital cost of the construction has been valued at \$45 million dollars with a Council contribution of \$7 million (loan funded) split over two financial years.

The revenue assumptions include three scenarios for visitor numbers:

- ☐ The low visitor scenario of 200, 000 visitors (most conservative, providing the visitor numbers are achievable) shows the NANZ will make a small loss in the first five years with a 1% or 2% impact on rates. This is an equivalent or lesser impact than what currently occurs.
- ☐ The medium visitor scenario of 250,000 visitors shows an initial surplus, then a couple of years of losses when maintenance costs begin. The loss once again is small with a 1% or 0% rating impact.
- ☐ The high visitor scenario of 325,000 visitors will see the NANZ making a profit from Year 0 and will have no negative impact on annual rates.

The impact of a capital contribution to the project (estimated at \$7M) is \$430,000 per year for 25 years.

#### Social & Policy

##### *Accessibility for Napier and Hawke's Bay locals*

\$100,000 has been placed to in the budget to allow for accessibility programmes for locals and initiatives with social providers and schools will be in place to ensure all locals can gain access to the facility.

Free open days for locals will continue and school programmes that provide free access for school children will be introduced.

A pricing strategy will be developed within the detailed business case to maximize revenue generation and will identify and assess the opportunities around the local and tourist market.

## **Risk**

The main risks fall into two categories: Construction/Delivery Risks and Operating Risks.

A risk register has been developed and can be progressively updated as more detailed analysis is undertaken. This is displayed in the Business Case.

## **5.6 Options**

The options available to Council are as follows:

### ***Option One***

*To accept the Indicative Business Case for the Expansion project of the National Aquarium of New Zealand and to instruct Council officers to proceed with the next steps of the project which include:*

- ☐ *Present the final indicative business case to Central Government agencies and seek their feedback and endorsement.*
- ☐ *Include funding in the draft Long Term Plan of \$3,500,000 within the 2019/20 financial year; and \$3,500,000 with the 2020/21 financial year.*
- ☐ *Report back to Council on the development of the next stage of the business case following endorsement from Central Government.*

### ***Option Two***

To not proceed any further with the expansion project.

## **5.7 Development of Preferred Option**

*The preferred option is to proceed with Option One which is to accept the Indicative Business Case for the Expansion project of the National Aquarium of the New Zealand and to instruct Council officers to proceed next steps of the project. This is based on the Business Case demonstrating a very strong strategic case for undertaking the project.*

The Business Case shows a positive picture in terms of the proposed expansion of the National Aquarium of New Zealand economically and financially, although the latter will need a long-term view in terms of attaining an operating surplus under the lowest projection scenario.

## **At the Meeting**

The Chair advised that an amendment had been made to recommendation b(ii), which now read: *“Include funding in the Long Term Plan of \$7,000,000 to be spread across two financial years with timings to be determined.”*

Councillors made the following points in their discussion on this item:

- ☐ The Indicative Business Case has had a lot of stakeholder involvement in the process.
- ☐ Significant support from other agencies will be required to progress the project but the funding in the Long Term Plan is important as a signal to Government of Council's desire to proceed with what has the potential to be an exciting facility on both a national and international stage. It has the potential to generate revenue that could be allocated towards other development for the City.
- ☐ It should be noted that the deferred maintenance costs are likely to be substantial, and it will be important to clearly quantify these prior to consultation. The implications are that 'status quo' will not necessarily be a cheap option and development may actually provide the better value for money.
- ☐ There are extremely exciting links to organisations such as Weta Design, Air New Zealand and Government as a primary sponsor that have already been indicated for the project.
- ☐ The development is expected to offer great scope for tertiary study enhancement in the region, and will provide a prime opportunity to engage youth, particularly Māori and Pasifika youth.

Concerns raised included:

- ☐ It is possible that Government funding may not eventuate, for example if there is a change of Government at the end of this year. In response it was noted that the project would not proceed if the required funding was not provided.
- ☐ There are many in the community that already cannot afford existing facilities such as the Museum, pool complexes and the Aquarium. Council needs to look at ways it can meet the needs of its residents and not just provide tourist focused attractions.
- ☐ The possible impact on rates from the development, and what the annual operating costs are likely to be with such a large complex.
- ☐ The potential for coastal erosion and inundation in the area needed to be assessed. A report from Tonkin-Taylor, advisor to the Clifton to Tangoio Coastal Hazards Committee, had advised that details of the floor levels are reviewed carefully as part of any progress forward with the project.

## 5.8 Attachments

- A Indicative Business Case

## 6. MULTI-USE SPORTS FACILITY BUSINESS CASE

<b>Type of Report:</b>	<i>Enter Significance of Report</i>
<b>Legal Reference:</b>	<i>Enter Legal Reference</i>
<b>Document ID:</b>	383123
<b>Reporting Officer/s &amp; Unit:</b>	Antoinette Campbell, Director Community Services

### 6.1 Purpose of Report

To seek a decision from Council to suspend further progress on the Detailed Business Case for the Multi-Use Sports Facility and that the information developed in the draft business case is provided to the Regional Indoor Sports and Events Centre (RISEC) Trust for the purpose of developing an independent Detailed Business Case for Indoor Courts.

### COMMITTEE'S RECOMMENDATION

#### Councillors Wise / Wright

- a. That the progress on the Multi-Use Sports Facility Business Case is suspended until such a time that national community recreation projects are prioritised and sequenced in the future by Sport New Zealand.
- b. That funding allocated for the Multi-Use Sports Facility be reallocated through the Long Term Plan 2018-28 process to other projects that support community well-being.
- c. That Council officers work with the Regional Indoor Sports and Events Centre (RISEC) Trust in the development of a detailed business case for additional indoor court space at Pettigrew Green Arena.

**CARRIED**

### 6.2 Background Summary

A proposed multi-use velodrome concept was consulted with the community in the drafting of the 2015/25 Long Term Plan. Strong support for the proposal was raised by the cycling community and others, however there was also significant support for the development of more indoor courts. It was agreed by Council to progress to a detailed business case for a Multi-Use Sports Facility (MUSF) that incorporated indoor court space into a velodrome complex. Funding of \$5,094,000 was allocated to the MUSF from the Capital Reserves Fund. It was proposed that the balance of the funding required would come from external grants and sponsorship opportunities.

A full business case has since been drafted which details the design and siting of the facility, the capital and operational costs, and the community-wide benefits of an integrated indoor multi-use court and velodrome complex. It is considered that the draft business case makes a compelling argument for the establishment of such a facility to complement the wider recreation offering in Hawke's Bay. The projections demonstrated that the proposed facility would contribute to meeting current and growing demand for indoor court provision as well as providing a unique additional sports component with the inclusion of an elevated velodrome track. It is this element of the design that provides a point of difference that would more likely attract external funding.

### 6.3 Issues

The draft detailed business case was delivered to Sport New Zealand for feedback in November 2016. Sport New Zealand commissioned APR Consultants Ltd to carry out an independent review of the business case. A summary of the reviewers' opinion follows:

- *The project rationale is well researched and the project objectives are SMART (specific, measureable, achievable, relevant and time bound).*
- *While the financial analyses are reasonable; there may be some pressure on the target amounts for other capital funding sources which require further clarification. This is important given the level of funding from NCC represents only around 25% of total project capital funding. Also there is an inherent risk in the level of debt funding proposed. Project debt on a project of this nature with uncertain income streams and operational costs raises significant project risks, particularly with uncommitted project capital.*
- *The wider socio-economic benefits are well described and conservatively estimated.*
- *The assessment of alternative delivery options is comprehensive and transparent.*
- *At a local authority level the proposed facility is well-aligned with other relevant projects, plans and budgets; supported by organisational strategies and policies; and has accounted for public feedback and stakeholder engagement. However there is further clarification required around other proposed regional projects and the Hawke's Bay Regions Facilities Network Plan.*
- *Options and preferences on governance and management aspects of the proposal have been clearly set out, subject to further consultation and refinement.*
- *Subject to the matters raised above and below the identification, measurement, mitigation and management of risks has been adequately accounted for.*

Sport New Zealand provided further feedback based on its own high level review identifying what were seen as gaps in information and made recommendations for further consideration by the project team in finalising the business case.

In Sport New Zealand's feedback the question was raised whether the proposed facility is an appropriate response to the priority needs identified and adopted in the Hawke's Bay Regional Facilities Plan (HBRFP). The HBRFP does however clearly state the following priority action for the sport of cycling;

*Develop a Better Business Cases study for a Velodrome in Hawke's Bay aligned with the National Cycling Major Events Strategy*

A key concern of Sport New Zealand's was that the proposal did not demonstrate adequately how it would meet the needs of Maori, particularly young Maori, in engaging in sport. It is considered that while this element has been covered within the business case, it will need to be strengthened within the final business case with the provision of greater supporting evidence.

At this stage Sport New Zealand do not maintain any position on the support or otherwise of the MUSF proposal and cannot state its position until the business case is complete. Sport New Zealand are currently developing their sports facilities strategy which will identify where velodromes are best located within New Zealand. Once this work is complete, the business case can be updated in response to gaps identified in the feedback provided by APR Consultants Ltd and Sport New Zealand.

It is therefore considered necessary to suspend progressing the business case until Sport New Zealand have worked through their national strategies for sporting infrastructure development. It would also be prudent to remove the funding allocated for the MUSF and have this funding available for community well-being projects in the Long Term Plan.

Suspending the business case development will not address the immediate need for indoor courts identified as high priority by the HBRFP and indoor sporting codes. The Regional Indoor Sports and Events Centre (RISEC) Trust are committed to progressing an independent business case proposing to develop additional indoor courts at the Pettigrew Green Arena. It is considered that much of the background work carried out in the development of the MUSF business case can be incorporated to the Trust's proposal. Council officers will work with the Trust in progressing their proposal.

#### **6.4 Significance and Consultation**

N/A

#### **6.5 Implications**

##### **Financial**

N/A

##### **Social & Policy**

N/A

##### **Risk**

N/A

#### **6.6 Options**

The options available to Council are as follows:

1. Suspend the progress on finalising the detailed business case and reallocate the funding for other community well-being projects identified through the Long Term Plan 2018/28 process.
2. Progress the detailed business case to completion and formally present to Council.

#### **6.7 Development of Preferred Option**

Sport New Zealand commissioned APR Consultants Ltd to provide an independent review of the detailed business case for the Multi-Use Sports Facility. The review and feedback from Sport New Zealand highlighted gaps in information and where further supporting evidence is required before they can state their position on the proposal. Sport New Zealand are also carrying out their own national strategies for sporting infrastructure development and until this has been completed it is unlikely that they will be able to provide a position statement on the proposal. The preferred option is to therefore suspend the development of the detailed business case until this has occurred.

#### **At the Meeting**

The Chair advised that the Chief Executive had confirmed the 'ring fencing' of \$4Million for an indoor facility in the Long Term Plan.

Councillors made the following points in their discussion on this item:

- ☐ It was disappointing that this project had not progressed to a Detailed Business Case being brought to Council, but there had been clear feedback from the community that they were not happy with the proposal as it stood and it was important to represent and respect this.
- ☐ The work that was undertaken clearly identified that more indoor courts are

required. The information brought together by Council during the Draft Business Case process will make a significant contribution towards a possible alternative that these be provided via Pettigrew Arena.

- ☐ While the provision of any further indoor courts will now be the responsibility of the Regional Indoor Sports and Events Centre Trust, Council will clearly demonstrate its commitment to the project through funding and the provision of the information it holds from the Draft Business Case.
- ☐ It is anticipated that the Trust will be able to present Council with a Business Case for the Pettigrew Arena option reasonably quickly.
- ☐ It was hoped that in future that engaging with third parties will be undertaken differently and the difficulties experienced in this process will be avoided.

## **6.8 Attachments**

Nil

## 7. OMARUNUI REFUSE LANDFILL JOINT COMMITTEE - DRAFT MINUTES 28 JULY 2017

<b>Type of Report:</b>	Information
<b>Legal Reference:</b>	N/A
<b>Document ID:</b>	382394
<b>Reporting Officer/s &amp; Unit:</b>	Deborah Smith, Governance Advisor

### 7.1 Purpose of Report

To present to Council the draft minutes of the Omarunui Refuse Landfill Joint Committee meeting of 28 July 2017.

### COMMITTEE'S RECOMMENDATION

#### Councillors Tapine / Wright

That Council

- a. Receive the draft minutes of the Omarunui Refuse Landfill Joint Committee meeting of 28 July 2017.

**CARRIED**

### 7.2 Background Summary

The Omarunui Refuse Landfill Joint Committee met on the 28 July 2017; the draft minutes of this meeting are shown at **Attachment A**.

### 7.3 Issues

N/A

### 7.4 Significance and Consultation

N/A

### 7.5 Implications

#### Financial

N/A

#### Social & Policy

N/A

#### Risk

N/A

### 7.6 Options

1. N/A

### 7.7 Development of Preferred Option

N/A

**At the Meeting**

There was no discussion on this item.

**7.8 Attachments**

- A Omarunui Refuse Landfill Joint Committee draft minutes - 28 July 2017

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**REPORTS FROM REGULATORY COMMITTEE**  
**HELD 30 AUGUST 2017**

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**1. FREEDOM CAMPING WORKING GROUP RECOMMENDATIONS**

<b>Type of Report:</b>	<i>Legal and Operational</i>
<b>Legal Reference:</b>	<i>Local Government Act 2002</i>
<b>Document ID:</b>	<i>382371</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Kim Anstey, Planner Policy/Analyst Paulina Wilhelm, Manager City Development</i>

**1.1 Purpose of Report**

The purpose of this report is to recommend that Council adopt the Napier City Council Freedom Camping Working Group recommendations to manage freedom camping in Napier.

**COMMITTEE'S RECOMMENDATION**

**Councillors Hague / Boag**

That the Council

- a. Adopt the following working group recommendations:
  - i. That the current provision of freedom camping sites for self-contained vehicles be confirmed.
  - ii. That the foreshore reserve site for non-self-contained vehicles be reduced from 35 spaces to 8 clearly marked spaces from 1 November 2017.
  - iii. That officers report back to Council on the monitoring outcomes for the foreshore reserve non-self-contained site by May 2018.
- b. That the revised programme of non-regulatory and regulatory methods and tools to manage freedom camping over the coming summer be undertaken and monitored.

**CARRIED**

**Crs Price and McGrath against**

**Cr Dallimore abstained**

**1.2 Background Summary**

Napier first introduced a Freedom Camping bylaw in December 2014. Due to ongoing and evolving issues, the bylaw was reviewed in 2015 and again in 2016. At the last review, Council identified that the issues surrounding freedom camping in Napier are complex, and proposed to create a working group to take a long-term strategic look at the provision of freedom camping in Napier. It was realised that an integrated, cross sector approach would be the best way to ensure that the activity of freedom camping meets the needs of both residents and visitors.

### 1.3 Working Group

The working group mandate was to examine the issues and options and assess these against the needs of all stakeholders and users. In particular was a request that the working group consider the impact of freedom camping on Napier residents. Council adopted the Terms of Reference for the working group at the Council meeting on 17 May 2017. Membership of the working group included representatives from:

Napier City Council  
 Taradale Residents Association  
 Westshore Residents Association  
 Te Taiwhenua O Whanganui a Orotu Inc  
 Maungaharuru-Tangitū Trust  
 Hastings District Council  
 Department of Conservation  
 Hawke's Bay Tourism  
 Napier i-SITE  
 NZTA  
 Police  
 NZ Motor Caravan Association  
 Backpacker Accommodation Rep  
 Holiday Parks Association of NZ

The working group had four meetings over a period of four months. Council staff presented the group with the following:

- a. Information on the history of the Napier freedom camping bylaw, including details of the issues that led to previous bylaw reviews
- b. Details of Napier's overall supply of camping options
- c. How Napier City Council manages the demand. i.e enforcement programmes and tools for monitoring freedom camping
- d. The national situational analysis report and other relevant reports were made available to members.

Robust discussions were held on freedom camping issues at a national and regional level, and from the perspective of the organisations represented. Attachment A is the guiding principles the working group developed to assist in their decision-making and the formulation of the recommendations.

### 1.4 Community Engagement

In order to examine the issues in detail, Council staff facilitated a programme of community engagement. The purpose of the community engagement was to speak directly with those affected by freedom camping. People identified as affected were Campground and Backpacker owners, communities in close proximity to the current freedom camping sites and the freedom campers themselves. Hawke's Bay Tourism and Napier Business Inc were identified as organisations with valuable perspectives. The following community engagement was undertaken:

Method	Group
Focus Group	Napier Backpacker Owner/Operators

	Napier Campground Owners/Operators
Community Meeting	Te Awa Ave residents (even numbers)
	Quayside Apartment Residents
Informal door to door survey	The Esplanade, Westshore
Interviews	Annie Dundas – HB Tourism
	Zoe Barnes – Napier Business Inc.
Surveys	Freedom Campers (33 self-contained and 27 non-self-contained)

Data gathered from the community engagement exercise was presented to the working group at the second meeting. This information enabled the group to understand the issues attributed to freedom camping and assess these against the benefits that freedom camping brings to Napier and the region. It also enabled the group to develop appropriate responses to mitigate the issues raised.

The group also spent time exploring ideas on how Council may be able to partner with the private sector to provide either freedom camping and/or low-cost camping. Possible ideas included conversations with hapu groups, Council marketing of campgrounds that provide a low-cost option and offering Council support for any public entity that wished to set something up on private land.

## 1.5 Issues and Responses

### 1.5.1 Westshore

#### Background

The 2017 review of the freedom camping bylaw resulted in changes to freedom camping at the Westshore Beach Reserve. The esplanade reserve carpark at Westshore that was previously fully available for freedom camping was reduced to allow freedom camping at four sites only, with the spaces moved north to be opposite the end of Domain Road and not immediately in front of houses. The remaining section of the carpark previously used for freedom camping reverted back to full public access and the remainder of the reserve became prohibited for freedom camping. A further restriction was introduced that closes the site over the peak summer period, 25 December to 7 February.

#### Issues

The community engagement exercise and email complaints to council indicate that a proportion of Westshore residents continue to dislike freedom camping on the reserve, despite the changes that came into effect on 1 February 2017. These concerns are a perceived lack of monitoring and enforcement to ensure vehicles adhere to the four spaces only rule, the perceived amenity effects from the presence of campervans on the landscape and a general assertion that freedom camping should not be allowed in front of their properties.

#### Response

The majority view of the working group was that freedom camping should continue to be made available at Westshore Beach Reserve. The perceived harms experienced by the Westshore residents can be mitigated through improvements to signage and camper education. Moving the sites so they are not directly in front of houses has mitigated some of the concerns regarding the obstruction of views and amenity effects. It was also discussed that by closing the freedom camping sites at Westshore the perceived issues will not be avoided. The foreshore reserve is a public carpark area where any vehicle, including a caravan, motorhome or car are allowed to park in the reserve during the day.

The Westshore Beach and Reserve are one of Napier's most valuable assets for residents and tourist and therefore needs to be managed for everyone to enjoy now and in the future.

### **1.5.2 Perfume Point**

#### **Background**

The 2017 review of the freedom camping bylaw also resulted in changes to freedom camping at the Perfume Point carpark. Congestion issues were occurring as a result of large converted buses and a number of vehicles parking all day, restricting access for other users of this carpark. The 2017 bylaw amended the restrictions at this site to four vehicles only. Signage was improved with instructions to freedom campers on using the four marked spaces only and that the site is not suitable for vehicles longer than 7m.

#### **Issues**

Residents at Perfume Point submitted on the 2017 bylaw review to express their concern on the congestion issues. Subsequently, a meeting was held with Perfume Point residents as part of the community engagement process. Residents reported that the change to four vehicles only was a vast improvement to freedom camping at this site and no other significant issues were reported. Residents did comment that signage at the entrance could be improved and suggested parking officers visit this carpark to monitor that campervan vehicles using this site during the day were keeping within formed parking spaces.

#### **Response**

As a result of this feedback from the residents, the working group recommend no changes to the Perfume Point carpark for freedom camping

### **1.5.3 Pump Track**

The pump track carpark has been available for freedom camping since the bylaw was introduced in 2014. The site has 12 large spaces marked for self-contained campervans and no restrictions on the number of vehicles. The site also has a dump station and water supply. Council have received no complaints on the activity of freedom camping at this site, other than it is sometimes frequented by non-self-contained vehicles. Responses from campers surveyed included an appreciation of the convenient location and views of our coastal sites for freedom camping.

### **1.5.4 Foreshore Reserve Site for non-self-contained.**

#### **Issues**

The foreshore site for non-self-contained vehicles allows for up to 35 vehicles. The site is very popular and is generally full by 3pm in the summer months. Council have received a number of complaints relating to health and safety at this site and nearby residents raised a number of issues at the Te Awa Ave community meeting.

The congestion at this site has led to the following health and safety concerns:

1. The high ratio of campers to toilets when the site is full
2. The frequent emptying of the toilets holding tank in the summer months and the smell this emanates.
3. Antisocial behaviour of both tourists and locals

4. The traffic dangers from entering and exiting on a main road.

In addition to these health and safety issues is the concern that freedom camping at this site has led to a loss of public space as freedom camping has effectively taken over the carpark. The scale of the freedom camping activity at this site has led to an increase in concern over community and public safety.

## Responses

The working group have assessed the costs and benefits of providing for non-self-contained tourists and recommend that Napier continues to provide a limited number of sites for non-self-contained vehicles. The working group recommend that the spaces available at the Foreshore Reserve site be reduced to 8 vehicle spaces only, located directly behind the toilet block. The working group also recommend that other non-regulatory tools are introduced alongside regulatory tools to effectively manage non-self-contained vehicles in Napier. The working group carefully considered the effect of fully closing the site. The purpose of reducing the numbers available is to mitigate the health and safety concerns raised above and offering a small number of sites provides the opportunity to actively guide the overflow to appropriate locations. This would include promoting Napier's paid accommodation options and improving signage.

## 1.6 Implications

### Financial

The working groups recommendations will result in no increases to the current operational costs for providing freedom camping

### Social & Policy

There are social and policy implications if Council chose not to adopt the working recommendations. Any other changes to the provision of freedom camping in Napier in addition to what is recommended by the working group may require a review of the bylaw. Amending or reviewing a bylaw under the Freedom Camping Act 2011 can be expensive, time consuming and will require further community engagement through submissions and a hearing. The Act determines the criteria for making and amending a bylaw, which includes:

- a. to protect an area
- b. to protect the health and safety of people who may visit the area
- c. to protect access to the area

Issues relating to freedom camping outside of these criteria are considered out of scope, thus limiting the legal justification for closing a site. It also needs to be considered if a bylaw review is the most appropriate and proportionate way of dealing with a perceived problem. Other non-regulatory management tools may be sufficient to deal with certain issues.

Council officers will inform Council of the success of managing the demand for freedom camping at the Foreshore Reserve and Westshore over the coming summer. Operational changes will be made in response to issues as they arise.

## 1.7 Options

The options available to Council are as follows:

1. To not adopt the working group recommendations

2. To adopt the working group recommendations

**1.8 Development of Preferred Option**

The working group considered the issues and options for managing freedom camping in detail. The process involved a programme of community engagement and robust discussion on the issues and options from the perspective of the organisations represented. The information provided to the group enabled the group to understand the issues and assess these against the benefits that freedom camping brings to Napier and the region. It also enabled the group to develop appropriate responses to mitigate the issues raised. Considering due process has been followed, Officers recommend that Council adopt the working group recommendations

**At the Meeting**

Cr Price noted an interest in the Foreshore site, and directed his comments to the Westshore site only.

The Chair invited Cr Hague, Chair of the Freedom Camping Working Group, to speak to the item. Cr Hague provided an overview of the process undertaken and noted that the recommendations brought to Council today are supported by the majority of the Group but consensus was not reached; an indication of the complexity of the matter at hand. The officers involved were thanked for the support they had provided to the Working Group.

In response to questions from Councillors, it was clarified that:

- ☐ The numbers of freedom campers in the area were calculated from observations across the city and not just allocated sites.
- ☐ If the recommendations are not passed into resolution by Council the status quo is maintained, including the current number of berths at each site.

Councillors made the following points in their discussion on the item:

- ☐ The current Bylaw has not been in place long enough to have been tested fully; the proposed changes provide the opportunity to assess a peak season with reduced sites, following which the success or otherwise of the approach can be reviewed.
- ☐ Freedom Camping is under discussion not just in Napier but at a national level and it is yet to be seen what legislative changes may be made in this space.
- ☐ Napier is relatively small in size and there are only so many options where the approximately 6,600 campers per 3 months can be directed. It is expected that numbers of campers will only grow.
- ☐ The different sites were looked at from a 'footprint' perspective; hence, the non-self-contained camper site has more berths as overall the size of the vehicles tends to be much smaller.
- ☐ Having created the Working Group and tasked them with making considered recommendations, Council would be best to then listen to the recommendations made.

Concerns expressed were primarily centred around a need to protect local ratepayers, rather than prioritising campers. There were no complaints about camp grounds that did not have residents overlooking them. Trepidation was also expressed that bad behaviours will continue around Westshore and that reducing the number of berths will only create expensive and challenging monitoring requirements.

**1.4 Attachments**

- A Freedom Camping Working Group Principles

## 2. SET TIME RESTRICTIONS FOR RIVERSIDE PARK PARKING

<b>Type of Report:</b>	<i>Legal and Operational</i>
<b>Legal Reference:</b>	<i>Traffic Regulations</i>
<b>Document ID:</b>	<i>380071</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Hayleigh Brereton, Manager Regulatory Solutions</i>

### 2.1 Purpose of Report

To consider enforcing P120 time restriction for parking at the recreational facilities at Riverside Park.

### COMMITTEE'S RECOMMENDATION

#### Councillors Wise / Wright

- a. That a P120 time restriction apply to the Riverside Park parking area accessed from Gloucester Street.

**CARRIED**

### 2.2 Background Summary

Riverside Park was established in 1975, with road access from both Gloucester Street and Murphy Road. The Park has a number of amenities frequented by the community, including a children's playground, picnic areas and toilet facilities. In September 2015 the Napier Dog Park was opened in Riverside Park, offering a fully fenced dog exercise area with a dog agility track.

The increasing popularity of both the park and the Eastern Institute of Technology has added stress to the available parking at the park. The parking is being utilised by all day parkers, preventing Riverside Park users accessing the recreational facilities. The parking area is intended to allow users of the park to utilise the park for a time limited period.

In response to complaints, Council installed P120 signs at the area to act as a deterrent to all day parkers, however complaints have continued to be received. Complaints were received regarding cars parking over the footpath entrance to the Napier Dog Park. Barriers have been installed to prevent this and allow mobility users to access the park.

### 2.3 Issues

These current mechanisms have not adequately mitigated the issues as there is no enforcement of the p120 parking time restriction. A council resolution is required to allow enforcement of the P120 hour parking restriction.

### 2.4 Significance and Consultation

N/A

## 2.5 Implications

### Financial

There will be costs associated with enforcement and installing signage. These are considered to be minor and can be incorporated within existing operational budgets.

### Social & Policy

The car parks at Riverside Park are all designed to allow easy and convenient access to the reserve facilities. There is a social benefit of expanding the P120 restricted parking in line with this philosophy. It will provide flexibility for the community to park alongside the facilities they are visiting, but will also limit the duration of the stay to allow opportunities for other visitors to access the facility and prevent parks being occupied all day.

### Risk

There is risk that increasing frustrations by users will escalate if enforcement action is not taken.

## 2.6 Options

The options available to Council are as follows:

1. To use the mitigation measures in place to manage the parking without enforcement.
2. That a P120 time restriction apply to the Riverside Park car parking accessed from Gloucester Street.

## 2.7 Development of Preferred Option

*Mitigation measures have been implemented since the opening of the Napier Dog Park in September 2015, this includes P120 signage, barriers to prevent parking over the footpath and frequent visual inspections but the parking team. This has had little effect on the use and availability of parking facilities for Riverside Park users. Enforcement is the logical next step.*

### At the Meeting

In response to questions from Councillors, it was clarified that:

- ☐ Although the riverside parking area is separate from other parking areas in Taradale, the beat is still readily accessible for the parking officers in that area.
- ☐ There is no desire to penalise those using the bike trails and infringement notices may be appealed by those who are bona fide cyclists.
- ☐ Flyers will be placed on windscreens around the area and communications will take place with EIT on the change.

## 2.8 Attachments

- A Riverside Park Location Map
- B Napier Dog Park Entrance

### 3. ANNUAL DOG CONTROL REPORT 2016/17

<b>Type of Report:</b>	<i>Legal</i>
<b>Legal Reference:</b>	<i>Dog Control Act 1996</i>
<b>Document ID:</b>	<i>380169</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Hayleigh Brereton, Manager Regulatory Solutions</i>

#### 3.1 Purpose of Report

To present the territorial authority report on dog control policies and practices for the dog control registration year 1 July 2016 – 30 June 2017, for adoption by Council as required under Section 10A of the Dog Control Act 1996, prior to being submitted to the Secretary for Local Government and being made publically available.

#### COMMITTEE'S RECOMMENDATION

##### Councillors Brosnan / Price

- a. That the Napier City Council Annual Dog Control Report 2016/17 be adopted by Council, submitted to the Secretary for Local Government, and published in accordance with the Dog Control Act 1996.

**CARRIED**

#### 3.2 Background Summary

Section 10A of the Dog Control Act 1996 requires territorial authorities to report on their dog control policy and activities annually.

The law requires that:

- ☐ the report be adopted by Council and made publically available each year (subsection 1);
- ☐ notice of adoption of the report be published in a daily paper or other newspaper that has an equivalent circulation within the district, or by any other means the territorial authority thinks is desirable (subsection 3); and
- ☐ within one month of adoption, a copy of the report must also be submitted to the Secretary for Local Government (subsection 4).

#### 3.3 Issues

The Napier City Council Annual Dog Control report 2016/17 is shown at Attachment A. In summary:

- ☐ Napier City Council has 7,462 dogs registered.
- ☐ 2,244 complaints relating to dog control were received over the year.
- ☐ A total of 9 dogs were assessed as dangerous and 218 as menacing.
- ☐ 26 infringements were issued. There was one prosecutions.

#### 3.4 Significance and Consultation

Council officers have prepared the attached report in accordance with the Section 10A reporting requirements provided by the Department of Internal Affairs. No consultation is required for this report as it is a legislative requirement.

### 3.5 Implications

#### Financial

N/A

#### Social & Policy

N/A

#### Risk

Failure to adopt the report and make it available to the public would put Napier City Council in breach of the Dog Control Act 1996.

### 3.6 Options

The option available to Council is as follows:

1. To meet its legislative requirements under the Dog Control Act 1996 and adopt the report, submit it to the Secretary for Local Government, and publish it so that the information is publicly available.

### 3.7 Development of Preferred Option

N/A

#### At the Meeting

In response to questions from Councillors, it was clarified that:

- ☐ With regards to the nature of complaints “worrying stock” referred to incidents where dogs were worrying stock and “other stock” referred to incidents involving stock other than dogs, for example where an animal had been found on the road.
- ☐ The wording in the report draws directly from terms used when someone reported an incident, so it may have been reported as a “dog attack” when investigation sometimes found that this was not necessarily the case. Reporting will be refined to address this in future.
- ☐ Officers are very proud of the increased number of dogs rehomed this year.
- ☐ Councils are not required to report on all the areas we cover in our report. However, other Councils’ statistics will be available over the next couple of months allowing for a comparison in areas such as numbers euthanised.
- ☐ While education continues to be important, the statistics demonstrate that a regulatory presence is still required in relation to dogs.

### 3.8 Attachments

- A Annual Dog Control Report 2016/17

#### 4. CITY STRATEGY REGULATORY ACTIVITY REPORTS

<b>Type of Report:</b>	Information
<b>Legal Reference:</b>	N/A
<b>Document ID:</b>	374549
<b>Reporting Officer/s &amp; Unit:</b>	Hayleigh Brereton, Manager Regulatory Solutions Malcolm Smith, Manager Building Consents Paul O'Shaughnessy, Team Leader Resource Consents

##### 4.1 Purpose of Report

To provide an information update on regulatory activity in the city in each quarter. The attached reports covers cover the quarters from 1 January until 31 March 2017 and 1 April until 30 June 2017.

##### COMMITTEE'S RECOMMENDATION

##### Councillors Brosnan / Wright

That Council

- a. Receive the Quarterly City Strategy Regulatory Activity Report for the period 1 January 2017 to 31 March 2017.
- b. Receive the Quarterly City Strategy Regulatory Activity Report for the period 1 April 2017 to 30 June 2017.

**CARRIED**

##### 4.2 Background Summary

The City Strategy Regulatory activity reports provide a planning and regulatory activity overview for information purposes. The reports covers activity in building control, resource consents, environmental health, animal control, noise, parking and liquor licensing.

##### 4.3 Issues

Quarterly City Strategy Regulatory Activity Report for the period 1 January 2017 to 31 March 2017 is provided as attachment A.

Quarterly City Strategy Regulatory Activity Report for the period 1 April 2017 to 30 June 2017 is provided as attachment B.

Highlights over the period 1 January 2017 – 31 March 2017 include:

- ☐ Over \$24 million dollars' worth of building consents issued.
- ☐ Building consents issued for 40 new dwellings.
- ☐ Over 6,600 freedom campers recorded in the city
- ☐ 49 Special liquor licenses received, an increase of 50% on the same period in 2016.
- ☐ 101 Land Information Memorandums issued.
- ☐ 7341 dogs are registered
- ☐ Operation Underdog program commenced.

Highlights over the period 1 April 2017 – 30 June 2017

- ☐ Over \$35 million dollars' worth of building consents issued.

- ☐ 81 building consents issued for new dwellings.
- ☐ 40 resource consents for subdivisions.
- ☐ 51 freedom campers per night on average in April
- ☐ 46 Special liquor licences received, highlighting the number of events in the city.
- ☐ 105 Land Information Memorandums issued.
- ☐ 26 dogs neutered under Operation Underdog.

#### **4.4 Significance and Consultation**

N/A

#### **4.5 Implications**

##### **Financial**

N/A

##### **Social & Policy**

N/A

##### **Risk**

N/A

#### **4.6 Options**

The option available to Council is as follows:

1. To receive the Quarterly City Strategy Regulatory Activity Reports for January to March 2017 and April to June 2017 for information purposes.

#### **4.7 Development of Preferred Option**

N/A

#### **At the Meeting**

In response to questions from Councillors, it was advised that the response from Police had been mixed to noise complaints; they attend when they can, but there had been a reduction in seizures over the last two quarters. It was noted that the public need to be able to rely on Police to respond promptly.

More formal detail will be provided in future reports on commercial and residential consents.

#### **4.8 Attachments**

- A City Strategy Regulatory Activity Report - January - March 2017
- B City Strategy Regulatory Activity Report - April - June 2017

# REPORTS FROM FINANCE COMMITTEE HELD 13 SEPTEMBER 2017

## 1. STATEMENT OF PROPOSAL - CIVIC SITE OPTIMISATION

<b>Type of Report:</b>	<i>Procedural</i>
<b>Legal Reference:</b>	<i>Local Government Act 2002</i>
<b>Document ID:</b>	<i>383441</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Fleur Lincoln, Strategic Planning Lead</i>

### 1.1 Purpose of Report

The purpose of this report is to approve the Statement of Proposal that provides Council with the option to divest, by way of sale or long-term lease, the site currently occupied by the Civic Administration Building to a private developer for commercial development. The Statement of Proposal contains an outline of what is proposed; the reasons for the proposal; the options being considered their advantages and disadvantages; and the feasibility of the preferred option.

The Business Case contains the detailed information and analysis supporting the option put forward in the Statement of Proposal.

An Engagement Plan summary and methodology is also provided for Council approval.

### COMMITTEE'S RECOMMENDATION

#### Councillors Jeffery / Wright

- a. That the Statement of Proposal – Civic Site Optimisation be approved for consultation in accordance with the Engagement Plan Summary.
- b. That the Statement of Proposal is notified to the public on the 4<sup>th</sup> October 2017, with submissions closing 3 November 2017.

**CARRIED**

### 1.2 Background Summary

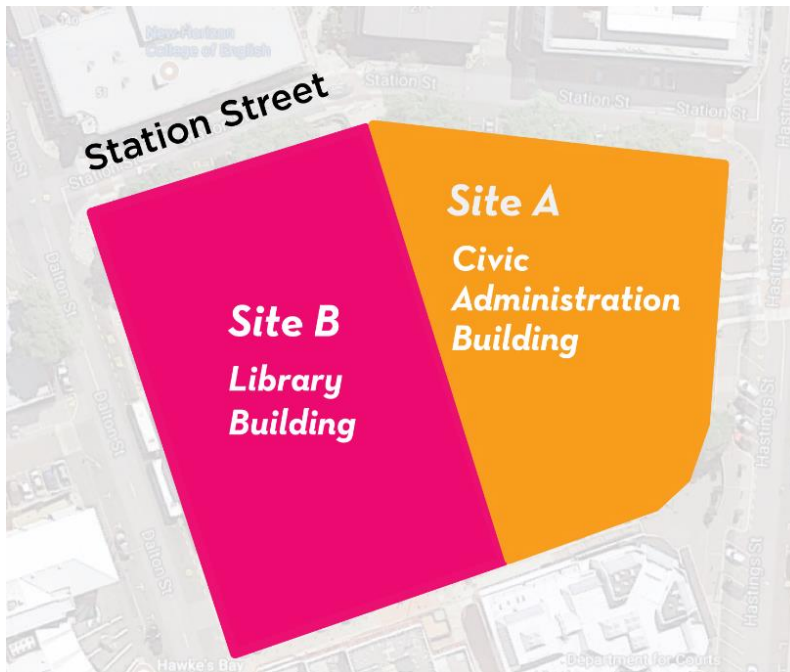
Prior to undertaking programmed refurbishment work on the Civic Administration and Library Buildings, Council engaged Strata Group to undertake a seismic assessment on both buildings, using the new method of assessment introduced following the Christchurch and Kaikoura earthquakes. The assessment returned a seismic strength result of 10% New Building Standard (NBS) for the Civic Administration Building and 15% NBS for the Library Building, making both buildings earthquake prone. Government departments typically require buildings to achieve at least 67% NBS, and to be accommodated within earthquake-prone buildings for as little time as possible.

In addition, there are a number of issues with these buildings including their current condition, design and configuration that need to be addressed in conjunction with this project.

Following the June 2017 discovery of the buildings earthquake-prone status, it was necessary for Council to consider the options for the redevelopment of this site. A number of options have been considered for this site, but the key question being presented is whether to strengthen and refurbish both buildings, or whether to redevelop one of these

buildings while presenting an opportunity to utilise a part of the Hastings Street site for a commercial development. The Statement of Proposal that Council is being asked to approve for consultation addresses the future of the part of the site currently occupied by the Civic Administration Building.

The Proposal being presented to the public provides Council with the option to divest, either by way of sale or long-term lease, the part of the site shown as Site A in the plan below for commercial use, and to retain and consolidate Council's administrative functions on Site B. The Statement of Proposal is analysed in the Business Case which presents the options, benefits, costs, and risks, and finally recommends a preferred option.



### 1.3 Issues

The main issue for the proposal presented is whether Council's administrative functions can be accommodated within the part of the site currently occupied by the Library Building and the Library. Council's functions are currently spread across two buildings and a large site. Consolidating Council into one of these buildings, or one half the site, would free up the remainder of this site for another opportunity that could provide benefits to the city of Napier.

Officers undertook a spatial planning exercise for Sites A and B to determine if Council's administrative functions could be accommodated within either of these two sites. It was found that although both sites could do this, as well as accommodating a new Library, Site B was a significantly better site given that all of Council's administrative staff and the majority of the Library could be accommodated within the existing strengthened and refurbished Library Building. In addition, the development would require very little earth moving work, and a new Library extension, Council chambers and customer services area could be built as an annex on the Station Street side of the Library Building, which would improve accessibility and activate this street edge.

Council Officers also explored the feasibility of a number of commercial options on Site A to ensure that offering this site for commercial development would result in a feasible development that would provide wider benefits to the city. Council sought expressions of interest from well-known local property developers to canvas their thoughts on the best commercial use of the site. Council also approached international-brand hotels for expressions of interest. A hotel feasibility assessment and an economic impact

assessment (which considered three types of commercial development) were commissioned. These found that the hotel was the most feasible option that provided the greatest initial and long-term economic benefit to the city. An urban design assessment confirmed that Site A was the preferred site for commercial development given its extension of a main retail/commercial street, good connections to the CBD and waterfront, and the potential for sea views from upper storeys.

#### **1.4 Significance and Consultation**

The Statement of Proposal has been prepared in accordance with section 83 of the Local Government Act 2002.

Although the site itself is not deemed a strategic asset under Council's Significance and Engagement Policy, Council has opted to utilise the Special Consultative procedure under the Local Government Act 2002 as it is a clear decision-making process that is familiar to both the public and Council.

#### **1.5 Implications**

##### **Financial**

The Statement of Proposal does not request a change to the Long Term Plan. Costs associated with the demolition of the Civic Administration Building can be met through existing budgets and by using the proceeds of the sale or lease of this site.

##### **Social & Policy**

The proposal is consistent with the principles of the City Vision. The City Vision recognises the location of Council's Hastings Street offices as a key opportunity for activation and improved urban design. It recognises the connection through to the waterfront and ease of access to the CBD, and its principles seek to ensure decision-making supports a compact, vibrant city centre with excellent design and connectivity across the city.

##### **Risk**

Risk associated with the proposal has been assessed and is included as a summary in the Statement of Proposal and in full in the Business Case. An additional risk not outlined in the risk schedule is that of making a decision not to divest or lease Site A for commercial use. The benefits included in both the Statement of Proposal and Business Case will in all likelihood not be realised if the decision is made to reject the proposal.

#### **1.6 Options**

The options, as they are presented in the Statement of Proposal and accompanying Business Case are as follows

:

1. **Option 1** – Do nothing
2. **Option 2** – Consolidate Council administrative functions within a strengthened and refurbished existing building with new building extensions on half of the Hastings Street site and divest either: **a)** Site A; or **b)** Site B for commercial development
3. **Option 3** – Strengthen and refurbish both the Civic Administration Building and the Library Building, and remain within both buildings
4. **Option 4** – Demolish both Council buildings and build new in the same location
5. **Option 5** – Dispose both Site A and Site B and either rebuild or lease elsewhere.

## 1.7 Development of Preferred Option

The Statement of Proposal, supported by the Business Case, narrows the viable options down to either Option 2(a) or 2(b).

The spatial analysis undertaken to determine if Council could be accommodated more effectively within either Site A or Site B recommended that Council be sited on Site B. An urban design assessment then considered which site would be better suited (from an urban design perspective) to civic administration and which to commercial. It concluded that Site A would be the preferred site for a commercial activity.

Various commercial activity scenarios were then assessed for feasibility and their economic impact to the city. Although it was found that all commercial options were feasible and provided a positive economic impact, the hotel option presented the most valuable case. It is important to note however, that the Statement of Proposal does not specify which type of commercial activity it recommends for Site A.

**The recommended option put forward in this Statement of Proposal will provide Council with the option to divest, either by way of sale or long-term lease, Site A (part of the Hastings Street site).** This approach to leveraging Council's assets has many benefits:

- ☐ Affordability – the proposal presents the most affordable option to the community. Council can offset some of the costs through the sale of part of the site.
- ☐ Positive economic impacts for the city – all three commercial types assessed showed that commercial use on part of the site would bring positive economic benefits to the city, with the option for an international-brand hotel providing the greatest benefit (and to the region).
- ☐ Improved amenity – redevelopment of this site presents the opportunity to work with the developers to provide improved amenity of the building and in the streetscape.
- ☐ Improved working environment for staff, better access to Council services for customers, and increased safety for all.

### At the Meeting

In response to questions from Councillors, it was clarified that:

- ☐ Occupancy rates are exclusive of WINZ clients
- ☐ Today's decision is about the statement of proposal; the next stage is that feedback from the engagement will be presented to Council for consideration of the best use of the Civic site and options around the land.
- ☐ Staff will look at how to increase pedestrian traffic.
- ☐ The impact on hotels and motels was considered part of the occupancy rates in the feasibility study.
- ☐ HB Tourism is promoting visitors to Napier which will help bring in more people so that the impact on similar hotels will be mitigated.
- ☐ The visitors that a new hotel would be trying to tap into are a new market that is not prevalent currently in Napier.

Staff were congratulated on the comprehensive information provided and the clear rationale as to why this piece of work is being done now rather than delaying it as part of the Long Term Plan. Staff were also congratulated on the great presentation on the topic they have provided and their offer to provide this to any community group that is interested.

## 1.8 Attachments

- A Statement of Proposal
- B Site Optimisation Business Case\_Final
- C Business Case App B\_Strata Group\_DSA - Library Building
- D Business Case App B\_Strata Group\_DSA - Napier Civic Admin building
- E Business Case App C\_Spatial Analysis
- F Business Case App D\_Economic Impact Assessment
- G Business Case App E\_Hotel Feasibility Assessment
- H Business Case App F\_Urban Design Assessment
- I Business Case App G\_Risk Assessment Schedule
- J Business Case App G-NCC Risk Strategy
- K High Level Engagement Plan\_Council Buildings

## 2. LOAN RAISING 2017/18

<b>Type of Report:</b>	<i>Procedural</i>
<b>Legal Reference:</b>	<i>Local Government Act 2002</i>
<b>Document ID:</b>	<i>371199</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Ian Condon, Revenue and Treasury Manager</i>

### 2.1 Purpose of Report

To approve new loan authorities and loan raising for 2017/18.

### COMMITTEE'S RECOMMENDATION

#### Councillors Jeffery / Price

That the Council resolve as follows:

- a. That Council borrow such amounts and enter into such incidental arrangements on such terms and conditions as any of the Authorised Persons named in Resolution d. below may determine from time to time.
- b. That every borrowing or incidental arrangement incurred or entered into by the Council on the terms and conditions determined by any of the Authorised Persons shall:
  - i. Be for the purposes specified below, or for general working capital purposes of the Council, subject, in each case, to the financial limitations contained in the Liability Management Policy.

NAME	PURPOSE	AMOUNT
Roading Loan 2017	Embankment Road Bridge	1,050,000
CBD Development Loan 2017	CBD Development	833,000
Whakarire Loan 2017	Whakarire Ave Groyne	500,000
Park Island Loan 2017	Park Island Expansion	1,260,000
Sportsgrounds Loan 2017	Sportsgrounds Infrastructure	2,268,000
Sportsgrounds Growth Loan 2017	Sportsgrounds Development	657,000
City General Loan 2017	General Borrowing	400,000
CBD Stormwater Loan 2017	CBD Stormwater Upgrade	355,000
Taradale Stormwater Loan 2017	Taradale Stormwater Upgrade	350,000
Conference Centre Loan 2017	Conference Centre Upgrade	1,115,000
		\$8,788,000

- ii. Be secured by and have the benefit of a Debenture Trust Deed, creating a charge over rates.
- c. That the Council considers that the financial limitations contained in the Ten Year Plan and Liability Management Policy address the risks and benefits of the proposed loan and security to be given by the Council.
- d. That the persons holding the following offices with the Council be designated as

“Authorised Persons”:

- i. Director Corporate Services
  - ii. Chief Financial Officer
  - iii. Revenue and Treasury Manager
- e. That any of the Authorised Persons are hereby authorised, empowered and appointed, on behalf of the Council, (but subject to Resolutions a. and b. above) to:
- i. Negotiate and approve the specific terms and conditions of the borrowing in accordance with the financial limitations contained in the Liability Management Policy;
  - ii. Negotiate, execute and deliver such documents and take all actions as any of the Authorised Persons may consider necessary for the purpose of giving effect to the borrowing and the security which may be given in respect thereof; and
  - iii. Sign, despatch, any letter, acknowledgement, notice, certificate, authority, approval, payment, or other document on behalf of the Council as any of the Authorised Persons may consider necessary or desirable in connection with, or incidental to, the matters referred to or authorised in paragraphs i or ii above.
- f. That all further actions, documents, agreements, authorities, letters, payments, approvals or notices required in connection with the matters approved and authorised by these Resolutions be from time to time undertaken, executed, entered into, or given on behalf of the Council by any Authorised Persons, such further matters to be in the form and/or on the terms and conditions approved by an Authorised Person and the execution of any document/s relating to such matters by an Authorised Person shall be conclusive evidence of the agreement to and authorisation, approval and confirmation of that matter by the Council and the Authorised Persons.
- g. That the authorisations set out in Resolutions d. to f. inclusive above shall remain in full force and effect until written notice of their revocation by resolution of the Council has been received by the Authorised Persons, provided that any person dealing with the Authorised Persons shall be entitled to assume that the Authorisations have not been revoked and remain in full force and effect and, in so assuming, shall be protected unless and until he or she has actual notice of such revocation
- h. That the Council provides for the repayment of loans through the establishment of Redemption Funds or by such other mechanisms that are in accordance with the Liability Management Policy.
- i. That copies of this resolution and all other resolutions, orders and documents relating to the said loans, certified by the Mayor and Chief Executive as correct extracts from the minutes of all proceedings of the Council may from time to time be sealed with the Common Seal of the Council as evidence of the same and issued as required.

**CARRIED**

## **2.2 Background Summary**

Council's borrowing is governed by the Local Government Act 2002, the adopted Annual Plan and Liability Management Policy. Prior to raising any of the loans contained within the Annual Plan, Council is required to authorise each of the new loans by resolution.

## 2.3 Issues

For 2017/18, the Annual Plan provides for new borrowing of \$7.323 million for projects contained in the Capital Plan.

In addition to the new borrowing contained in the Annual Plan, loan authority is also sought to formalize additional borrowing previously approved by Council and expended during 2016/17 as follows:

- a. Conference Centre upgrade \$1,115,000. This loan funding was approved by Council 6/4/2016 as part of the overall project funding.
- b. Taradale Stormwater Upgrade \$350,000. Council approved this expenditure budgeted for 2017/18 to be brought forward to 2016/17 due to a timing variance in the project spend. (Council Meeting 5/4/2017)

\*\*\*

The new loans scheduled as per **Attachment A** totaling \$8.788 million are now submitted to be approved by resolution for 2017/18.

## 2.4 Significance and Consultation

Not Applicable

## 2.5 Implications

### Financial

Budget provision has been made within the Annual Plan to provide for these loans.

### Social & Policy

Not Applicable

### Risk

Not Applicable

## At the Meeting

It was clarified that these loans have already been approved by Council and then the work is undertaken and reported on in arrears.

## 2.6 Attachments

- A Loans 2017/18

### 3. BUDGETS TO BE CARRIED FORWARD TO 2017/18

<b>Type of Report:</b>	<i>Enter Significance of Report</i>
<b>Legal Reference:</b>	<i>Enter Legal Reference</i>
<b>Document ID:</b>	384406
<b>Reporting Officer/s &amp; Unit:</b>	Mary Quinn, Senior Management Accountant Caroline Thomson, Chief Financial Officer

#### 3.1 Purpose of Report

To seek Council approval to carry forward budgets into 2017/18.

#### COMMITTEE'S RECOMMENDATION

##### Councillors Hague / Brosnan

That Council

- a. Approve carrying forward budgeted expenditure of \$1,499,000 from 2016/17 into 2017/18.
- b. Approve the release of additional budget of \$200,000 for the skate ramps at Bay Skate funded from the capital reserve.
- c. Approve unbudgeted expenditure of \$35,000 for street lighting for safety purposes at the Dickens Street West carpark, funded from the parking fund.

**CARRIED**

#### 3.2 Background Summary

Provision is made at the end of a financial year to carry forward project expenditure budgeted but not incurred either fully or in part. The provision relates only to expenditure of a project nature and only applies to capital works. Requests are subject to approval by Council.

At the Finance Committee meeting on 29 November 2016, Council approved \$200,000 of capital expenditure for the purchase of skate ramps at Bay Skate to be funded from the Capital Reserve. This project is now being undertaken in 2017/18 and approval is sought from Council to release this budget.

The community strategies team were approached by Napier Business Inc because a number of retailers were feeling unsafe walking to their cars in the early mornings and evenings due to insufficient lighting. A lighting audit was completed and areas identified for improvement were Dalton Street, Raffles Street and the Dickens Street West carpark and attached alleyway.

A project is underway called 'light the way' to improve lighting in these areas and create a safer pathway for members of the public to reach the areas where their cars are most often parked. Improvements include a redesign of street lighting in Raffles and Dalton streets, fairy lit trees on the corner of Raffles and Dalton streets and a redesign of lighting in the Dickens Street West carpark and attached alleyway. This project has been partially funded from CEPTED funding and Roadking. Approval is sought to fund the remaining expenditure of \$35,000 from the parking fund.

### 3.3 Significance and Consultation

Not applicable.

### 3.4 Implications

#### Financial

The proposed carry forward amounts have been reviewed by Council management.

The carry forward amounts are based on the final general ledger figures at 30 June 2017 and total \$1,499,000.

The following table summarises by activity group carry forward expenditure that was budgeted but not incurred in 2016/17 together with the additional budget for Bay Skate and Parking.

Activity Name	Carry/Fwd	Additional budget	Total funding	Principal Components
Roading	350,000		350,000	Embankment Road Bridge
Water Supply	268,000		268,000	New Reservoir Taradale
Wastewater	80,000		80,000	Wastewater Outfall IAR - Major diffuser maintenance
Recreation	200,000	200,000	400,000	Bay Skate - Ramps and the completion of the Marine Parade Reef garden
City Activities	50,000		50,000	War Memorial & Eternal Flame
Planning & Regulatory		35,000	35,000	Parking Security Upgrade
Property Assets	551,000		551,000	Civic Buildings Upgrade
<b>TOTAL</b>	<b>\$1,499,000</b>	<b>\$235,000</b>	<b>\$1,734,000</b>	

<b>Funding of Requests</b>			
<b>Loans</b>			<b>\$900,000</b>
<b>Special Funds</b>			
Financial Contributions			268,000
L/Farm Res Dev (Parklands) Fund			217,000
Prior Years Project Funding			34,000
Wastewater Outfall IAR			80,000
Capital Reserve			200,000
Parking			35,000
			<b>\$834,000</b>
<b>Rates</b>			<b>0</b>
<b>TOTAL</b>			<b>\$1,734,000</b>

#### Social & Policy

Not applicable.

**Risk**

Not applicable.

**3.5 Options**

The preferred options are as follows:

1. Approve carrying forward total project expenditure of \$1,499,000 to 2017/18.
2. Approve releasing budget of \$200,000 for Bay Skate ramps.
3. Approve unbudgeted expenditure of \$35,000 for car park street lighting.

**3.6 Development of Preferred Option**

N/A

**At the Meeting**

In response to questions from Councillors, it was clarified that:

- The skate ramps are currently being installed.
- Budget for the war memorial flame will be included later once costs are known.

**3.7 Attachments**

Nil

#### 4. CHRISTMAS CHEER FUNDING APPLICATIONS

**Type of Report:** Operational  
**Legal Reference:** N/A  
**Document ID:** 382414  
**Reporting Officer/s & Unit:** Belinda McLeod, Community Funding Advisor

##### 4.1 Purpose of Report

To seek approval to apply for external funding to support the Christmas Cheer Appeal for 2017.

#### COMMITTEE'S RECOMMENDATION

**Councillors Wright / McGrath**

- a. That the Council apply to external funders as outlined in **Table a**.

**Table a**

<b>Funder</b>	<b>Up To</b>
Returned Service Association Napier	6,000
Returned Service Association Taradale	6,000
Infinity Foundation	6,000
<b>Total</b>	<b>\$18,000</b>

That a **DECISION OF COUNCIL** is required as the funders close dates are before the next Council meeting. This will require the following resolution to be passed before the decision of Council is taken:

That, in terms of Section 82 (3) of the Local Government Act 2002, that the principles set out in that section have been observed in such manner that the Napier City Council considers, in its discretion, is appropriate to make decisions on the recommendation.

**CARRIED**

#### DECISION OF COUNCIL

**Councillors Wright / Taylor**

That, in terms of Section 82 (3) of the Local Government Act 2002, that the principles set out in that section have been observed in such manner that the Napier City Council considers, in its discretion, is appropriate to make decisions on the recommendation.

**CARRIED**

**COUNCIL  
RESOLUTION**

**Councillors Brosnan / Price**

That the Council apply to external funders as outlined in **Table a**.

**Table a**

<b>Funder</b>	<b>Up To</b>
Returned Service Association Napier	6,000
Returned Service Association Taradale	6,000
Infinity Foundation	6,000
<b>Total</b>	<b>\$18,000</b>

**CARRIED**

**4.2 Background Summary**

Napier Christmas Cheer has been operating for approximately 35 years, and is managed by Community Services. It operates independently, but in conjunction with Hastings Christmas Cheer.

This community project attracts donations from Napier businesses and the public of around \$9000-\$12,000 per year, and with the external funding received (average amount \$2000 per year), allows us to purchase gifts (as/if required) and food vouchers to distribute to disadvantaged families in Napier.

The parcel recipients are provided by community organisations. On an average 500 parcels are packed and distributed every year to families in Napier.

**4.3 Issues**

No Issues

**4.4 Significance and Consultation**

N/A

**4.5 Implications**

**Financial**

External funding enables the project to continue, and distribute around 500 parcels to families in need. If our funding applications are not successful, the number of parcels would have to be reduced.

**Social & Policy**

N/A

**Risk**

N/A

#### **4.6 Options**

The options available are as follows:

1. **Reduce** the number of parcels packed and distributed.
2. **Reduce** the value of the grocery vouchers.
3. **Status Quo** (preferred option) to apply for external funding to enable the project to continue at the same level as it has for the past several years.

#### **4.7 Development of Preferred Option**

N/A

#### **At the Meeting**

It was clarified that Council has previously applied for this funding from external funders.

#### **4.8 Attachments**

Nil



## NAPIER CITY COUNCIL

Civic Building  
231 Hastings Street, Napier  
Phone: (06) 835 7579  
[www.napier.govt.nz](http://www.napier.govt.nz)

# Māori Consultative Committee

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## OPEN MINUTES

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Meeting Date: **Wednesday 9 August 2017**  
Time: **3pm-4.02pm**  
Venue: **Pukemokimoki Marae  
191 Riverbend Rd  
Onekawa**

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**Present:** Piri Prentice (Chair), Councillor Api Tapine, Tiwana Aranui, Liz Ratima, Mayor Bill Dalton

**In Attendance:** Director Community Services, Manager Community Strategies, Team Leader Governance, PA to the Mayor, Director City Strategy, Strategic Maori Advisor, Strategic Planning Lead, Manager Environmental Solutions, Manager City Development, Urban Design Lead

### KARAKIA

A mihi was given from Mr Tiwana Aranui and followed by a Karakia.

### APOLOGIES

### APOLOGIES

### MAORI CONSULTATIVE COMMITTEE'S RECOMMENDATION

L Ratima / T Aranui

That the apology from George Reti be accepted.

**CARRIED**

**CONFLICTS OF INTEREST**

Nil

**PUBLIC FORUM**

Nil

**ANNOUNCEMENTS BY THE CHAIRPERSON**

Nil

**ANNOUNCEMENTS BY THE MANAGEMENT**

Management made the following announcements:

- 1) Cato Road
  - Council is considering an application for a licence to occupy a current driveway as an accessway for a new childcare facility (on private land) and some public land as part of a carpark. The land in question is part of the Wharerangi Cemetery. Council are currently undertaking engagement with the public and there is an opportunity to provide feedback via the Council's website.
- 2) Composition of Māori Consultative Committee
  - The Mayor noted that he selects the members of the committee and takes advice from the Chair on this.
- 3) Official Opening of Marine Parade
  - The Māori Consultative Committee were invited to attend the official opening of the Marine Parade by Council.
- 4) Council's Strategic Maori Advisor
  - Mr Charles Ropitini, Council's Strategic Māori Advisor, originally based at the MTG, is now reporting directly to the Community Services Director and will take on a role of advising on Māori issues across Council and establishing partnerships with Māori across Council's work.

**CONFIRMATION OF MINUTES**

**Mayor Dalton / Councillor Tapine**

That the Minutes of the meeting held on 10 May 2017 were taken as a true and accurate record of the meeting.

**CARRIED**

A comment on the ongoing discussion around the cemetery was made. Since the last meeting, Mr Tiwana Aranui has been working with the Board of Trustees of the Marae on how to address their concerns about the high cost of funerals. In particular, how expenses could be reduced with less time on the Marae.

Officers will report back to the Committee on whether there is a facility in Napier for cremation.

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## NEW ITEMS FOR MAORI CONSULTATIVE COMMITTEE

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### 1. UPDATE ON REVIEW OF MAORI CONSULTATIVE COMMITTEE TOR

<b>Type of Report:</b>	<i>Information</i>
<b>Legal Reference:</b>	<i>N/A</i>
<b>Document ID:</b>	<i>380264</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Jane McLoughlin, Team Leader Governance</i>

#### 1.1 Purpose of Report

To outline progress since the last update on the review of the Maori Consultative Committee's Terms of Reference (TOR).

#### At the Meeting

Councillor Tapine spoke to this item.

In particular, there had been some difficulty in progressing this work, and it was noted that the committee members had large workloads. To date, one out of four proposed meetings had been undertaken as well as a meeting with Wairoa District Council.

#### MAORI CONSULTATIVE COMMITTEE'S RECOMMENDATION

##### T Aranui / L Ratima

That the Maori Consultative Committee:

- a. Receive a verbal update on progress of the review of the Maori Consultative Committee.

**CARRIED**

### 2. MAORI WARDS

<b>Type of Report:</b>	<i>Legal</i>
<b>Legal Reference:</b>	<i>Local Electoral Act 1991</i>
<b>Document ID:</b>	<i>378551</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Jane McLoughlin, Team Leader Governance</i>

#### 2.1 Purpose of Report

To outline the process for consideration of Māori Wards for the 2019 elections.

#### At the Meeting

Key points of discussion included:

- Across the country, the results of a poll on Māori Wards have generally been against establishing them.
- Voter turnout is low, particularly for Māori.
- If Māori Wards were introduced in Napier, this may reduce the number of votes for Māori representatives.

- Despite some reservations about Māori Wards, the Committee welcomed the opportunity to consult on it.

## MAORI CONSULTATIVE COMMITTEE'S RECOMMENDATION

**L Ratima / T Aranui**

That the Māori Consultative Committee

- Receive the report titled Māori Wards.
- Note that there is an opportunity to discuss and consult with local Māori prior to the decision on Māori Wards being put to Council.
- Discuss and provide direction on preferred consultation options for Māori Wards.
- Note that staff will undertake consultation and report back to the Māori Committee and the Council on views received to inform Council's decision-making. A report back will be provided at the 20 September Māori Consultative Committee meeting.

**CARRIED**

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## REPORTS FROM STANDING COMMITTEES

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### MAORI CONSULTATIVE COMMITTEE RECOMMENDATION

That the Maori Consultative Recommendations arising from the discussion of the Committee reports, be submitted to the Council meeting for consideration.

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## REPORTS FROM STRATEGY AND INFRASTRUCTURE COMMITTEE HELD 19 JULY 2017

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### 1. MATARIKI REGIONAL ECONOMIC DEVELOPMENT STRATEGY

<i>Type of Report:</i>	<i>Enter Significance of Report</i>
<i>Legal Reference:</i>	<i>Enter Legal Reference</i>
<i>Document ID:</i>	375927
<i>Reporting Officer/s &amp; Unit:</i>	Wayne Jack, Chief Executive

#### 1.1 Purpose of Report

To endorse the governance structure, delivery and funding model for Mataraki – Hawke's Bay Regional Economic Development Strategy.

#### At the Maori Consultative Committee meeting

A brief discussion was had on this item, noting that benefits of the Matariki Regional Economic Development Strategy are already being realised. In particular, an increase in

employment, and a number of workshops to assist people around starting a business and running a small business.

**Councillor Tapine / T Aranui**

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

**COMMITTEE'S RECOMMENDATION**

**Councillors White / Wise**

That Council

- a. Endorse the governance structure, delivery and funding model for the Matariki Regional Economic Development Strategy.

**CARRIED**

**2. NAPIER AQUATIC CENTRE BUSINESS CASE: OPTIONS FOR EXPANSION**

<i>Type of Report:</i>	<i>Enter Significance of Report</i>
<i>Legal Reference:</i>	<i>Enter Legal Reference</i>
<i>Document ID:</i>	375027
<i>Reporting Officer/s &amp; Unit:</i>	Glenn Lucas, Manager Sport & Recreation

**2.1 Purpose of Report**

To seek Council approval of the Napier Aquatic Centre Expansion Business Case and engage with the community on the recommended options.

**At the Maori Consultative Committee meeting**

Officers noted the three options that have been put out for public consultation.

**L Ratima / T Aranui**

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

**COMMITTEE'S RECOMMENDATION**

**Councillors Brosnan / Taylor**

That Council

- a. Approves the Napier Aquatic Centre: Options for Expansion Business case
- b. Progresses community engagement and consultation on the recommended three options.

**CARRIED**

**3. DRAFT AHURIRI ESTUARY & COASTAL EDGE MASTERPLAN - CONSULTATION**

<i>Type of Report:</i>	<i>Procedural</i>
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	373788

**Reporting Officer/s & Unit:** Fleur Lincoln, Strategic Planning Lead

### 3.1 Purpose of Report

The purpose of the report is to obtain endorsement of the Final Draft Ahuriri Estuary and Coastal Edge Masterplan, and of the community engagement plan in advance of the community consultation phase.

#### At the Maori Consultative Committee meeting

A brief discussion was had on this item; it was noted that the Masterplan is robust and now moving into the consultation period. A seminar will be provided to the Committee on the Masterplan.

#### Councillor Tapine / T Aranui

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

### COMMITTEE'S RECOMMENDATION

#### Councillors Boag / Taylor

That Council

- a. endorse the Final Draft Ahuriri Estuary and Coastal Edge Masterplan.
- b. endorse the Community Engagement Plan.

**CARRIED**

## 4. PERMANENT COMMERCIAL ACTIVITY ON MARINE PARADE

<b>Type of Report:</b>	Operational
<b>Legal Reference:</b>	N/A
<b>Document ID:</b>	352651
<b>Reporting Officer/s &amp; Unit:</b>	Fleur Lincoln, Strategic Planning Lead

### 4.1 Purpose of Report

The purpose of this report is to obtain a Council decision on whether to allow a commercial activity to operate on Marine Parade's foreshore reserve throughout the year on a more permanent basis.

#### At the Maori Consultative Committee meeting

No discussion was held on this item.

#### Mayor Dalton / Councillor Tapine

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

### COMMITTEE'S RECOMMENDATION

#### Councillors Jeffery / White

That Council

- a. Agree to grant a 'licence to occupy' for the northern end of the Marine Parade foreshore reserve (adjacent to the petanque court) to a food and beverage-related commercial business.
- b. Agree that the license to occupy be managed as a 3 year contract with a review after each year.
- c. Direct officers to hold an open tender process to determine who will be granted this licence to occupy.
- d. Require the future proprietor to cover all costs associated with the provision of infrastructure.

**CARRIED**

## **5. HAWKE'S BAY AIRPORT LTD - REAPPOINTMENT OF DIRECTOR**

<i>Type of Report:</i>	<i>Operational</i>
<i>Legal Reference:</i>	<i>Enter Legal Reference</i>
<i>Document ID:</i>	<i>376916</i>
<i>Reporting Officer/s &amp; Unit:</i>	<i>Caroline Thomson, Chief Financial Officer</i>

### **5.1 Purpose of Report**

To seek endorsement from Council for the re-appointment of Sarah Park as a Director to Hawke's Bay Airport Ltd.

#### **At the Maori Consultative Committee meeting**

No discussion was held on this item.

#### **Mayor Dalton / T Aranui**

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

### **COMMITTEE'S RECOMMENDATION**

#### **Mayor Dalton / Councillor Brosnan**

That Council

- a. Endorse the re-appointment of Sarah Park for a further term as Director of the Hawke's Bay Airport Ltd.

**CARRIED**

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## **REPORTS FROM REGULATORY COMMITTEE HELD 19 JULY 2017**

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## **1. GAMBLING VENUES POLICY - HEARING REPORT**

<i>Type of Report:</i>	<i>Legal</i>
<i>Legal Reference:</i>	<i>Gambling Act 2003</i>
<i>Document ID:</i>	<i>356506</i>
<i>Reporting Officer/s &amp; Unit:</i>	<i>Kim Anstey, Planner Policy/Analyst</i>

### 1.1 Purpose of Report

This report provides an analysis of submissions received on the Gambling Venues Policy review and outlines the officer's recommendations on these submissions.

#### At the Maori Consultative Committee meeting

The Mayor gave an update on the Hearing.

#### Mayor Dalton / T Aranui

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

### COMMITTEE'S RECOMMENDATION

#### Councillors Jeffery / Brosnan

That Council

- a. Hear the submissions on the Gambling Venues Policy and determine whether any changes are required to the proposed policy.

**CARRIED**

## 2. SET PARKING FEES AND CHARGES - 292 HASTINGS STREET

<b>Type of Report:</b>	<i>Operational</i>
<b>Legal Reference:</b>	<i>Traffic Regulations, Parking Control Bylaw 2008</i>
<b>Document ID:</b>	<i>374136</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Hayleigh Brereton, Manager Regulatory Solutions</i>

### 2.1 Purpose of Report

To seek Council's approval for establishing parking fees for a property at 292 Hastings Street, Napier, which has recently been acquired by Council to bolster the supply of parking options in the city.

#### At the Maori Consultative Committee meeting

No discussion was held on this item.

#### Mayor Dalton / T Aranui

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

### COMMITTEE'S RECOMMENDATION

#### Councillors Wright / White

That Council

- a. Establish the property at 292 Hastings Street, Napier, as an all-day casual car park.
- b. Agree that the parking fees be set at \$1 per hour with an all-day rate of \$5 per

day

- c. Agree that the car park be trialled as a technology only payment system, with payment made by car parking App Parkmate.

**CARRIED**

### **3. FUNDING APPLICATION FOR ELITE ROAD NATIONAL CYCLING CHAMPS**

<b>Type of Report:</b>	<i>Operational</i>
<b>Legal Reference:</b>	<i>N/A</i>
<b>Document ID:</b>	<i>374244</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Kevin Murphy, Event Manager</i>

#### **3.1 Purpose of Report**

To seek approval for the Marketing Department to apply for external funding to support the Elite Road National Cycling Champs to be held in Napier 5-8 January 2018

#### **At the Maori Consultative Committee meeting**

No discussion was held on this item.

#### **Mayor Dalton / T Aranui**

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

#### **COMMITTEE'S RECOMMENDATION**

#### **Mayor Dalton / Councillor Taylor**

That Council

- a. Approve an application for funding being made to the Lion Foundation for \$50,000 to assist with costs to manage the Elite Road national Cycling Champs in January 2018.

**CARRIED**

### **4. STREET NAMING**

As a courtesy to the Committee, the Committee was advised of the Street Naming paper of 150 Guppy Road which was submitted to Council. The Committee noted the paper and the relationship between Chinese and Tangata Whenua.

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## **REPORTS FROM FINANCE COMMITTEE HELD 2 AUGUST 2017**

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### **1. CATO ROAD ACCESSWAY**

<b>Type of Report:</b>	<i>Legal</i>
<b>Legal Reference:</b>	<i>Public Works Act 1981</i>
<b>Document ID:</b>	<i>377905</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Debra Stewart, Team Leader Parks, Reserves, Sportsgrounds</i>

### 1.1 Purpose of Report

To gain Council approval for a Licence to Occupy. The proposed Licence to Occupy relates to a piece of land which forms part of the Wharerangi Cemetery and a portion of Council's Paper Road.

The purpose of the Licence is for a road to access a commercial childcare centre that is proposed on an adjoining site. The childcare centre is subject to Resource Consent which is currently being considered by Council's Planning Team.

#### At the Maori Consultative Committee meeting

No further discussion on this item was held.

#### Councillor Tapine / Mayor Dalton

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

### COMMITTEE'S RECOMMENDATION

#### Councillors Taylor / Tapine

That Council

- a. Receive the report titled *Cato Road Accessway*.
- b. Consider the information provided, including the issues and options outlined in this report.
- c. Approve the Licence to Occupy for the part of the cemetery and paper road as shown in Attachment A.
- d. Direct officers to undertake engagement with neighbouring residents and cemetery users on the proposed accessway (for example through a letter drop to neighbouring residents, a site notice in the area and social media) prior to the final decision of Council at its meeting scheduled for 16 August 2017.

**CARRIED**

## 2. COMMUNITY OUTCOME, ACTIVITIES AND ACTIVITY GROUPS

<b>Type of Report:</b>	<i>Legal and Operational</i>
<b>Legal Reference:</b>	<i>Local Government Act 2002</i>
<b>Document ID:</b>	<i>371697</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Elaine Cooper, Corporate Planner</i>

### 2.1 Purpose of Report

In preparation for the 2018–2028 Long Term Plan (LTP) a number of Policies, Strategies and building blocks are required to be adopted by Council. This report outlines the first set of building blocks to define Council's overall direction for this LTP: Council's Mission, Vision, Community Outcomes, Activities and Activity Groups through which Council will deliver on its outcomes. The report also identifies the community outcome to which each activity primarily contributes.

These statements provide the strategic direction for the preparation of activity and asset management plans and in the preparation of required policies and strategies.

**At the Maori Consultative Committee meeting**

No discussion on this item was held.

**Councillor Tapine / Mayor Dalton**

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

**COMMITTEE'S RECOMMENDATION**

**Councillors Hague / Brosnan**

- a. That Council adopt the Mission, Vision, Community Outcomes and Council's Activities and Activity Groups to be used for the preparation of the 2018 – 2028 LTP and supporting plans, policies and strategies.

**CARRIED**

**3. CIVIC AND LIBRARY BUILDING**

<i>Type of Report:</i>	<i>Legal and Operational</i>
<i>Legal Reference:</i>	<i>Building Act 2004</i>
<i>Document ID:</i>	<i>378350</i>
<i>Reporting Officer/s &amp; Unit:</i>	<i>Adele Henderson, Director Corporate Services</i>

**3.1 Purpose of Report**

To formally receive the Detailed Seismic Assessment (DSA) undertaken on the Civic and Library buildings and to approve the decanting of staff into alternative locations until such time a fit for purpose Council building is available.

**At the Maori Consultative Committee meeting**

Acknowledgement was made of the courage of Napier City Council staff for remaining in an earthquake prone building.

**Councillor Tapine / Mayor Dalton**

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

**Item(s) of business to lie on the table**

**Councillors Brosnan / Jeffery**

That pursuant to Standing Order 3.12.1 that Item 3 – Civic and Library Building lie on the table and will not be further discussed at this meeting but will be reconsidered at the Council meeting scheduled to be held on 16 August 2017.

**LOST**

**COMMITTEE'S RECOMMENDATION**

## Councillors Wise / Brosnan

That Council:

- a. Receive the Detailed Seismic Assessment report undertaken by Strata Group.
- b. Approve the relocation of staff to alternative locations within Napier that meet the due diligence requirements.
- c. Approve the capitalisation of improvement and lease costs associated with alternative premises to be funded from the building upgrade budget.
- d. Seek any variance in funding through the Long Term Plan 2018-28.
- e. Note that Council will undertake a Special Consultative Procedure on the proposed options for the Civic Building and potential Commercial development opportunities approximately October 2017. A separate consultation on Library options will be undertaken once the Library Strategy has been completed.
- f. Provide the Chief Executive delegation up to \$1m per annum to undertake and sign lease negotiations to accommodate staff, customer services and a library service centre for a period of 2/3 years with rights of renewals up to 5 years
- g. Provide the Chief Executive delegation up to \$1m to undertake fitout requirements for staff, customer services and library service centre requirements
- h. That a DECISION OF COUNCIL is required urgently due to the timeframe within which lease agreements must be finalised to secure appropriate alternative office space.
- i. This will require the following resolution to be passed before the decision of Council is taken:

That, in terms of Section 82 (3) of the Local Government Act 2002, that the principles set out in that section have been observed in such manner that the Napier City Council considers, in its discretion, is appropriate to make decisions on the recommendation.

**CARRIED**

## 4. REMUNERATION OF ELECTED MEMBERS

<b>Type of Report:</b>	<i>Operational and Procedural</i>
<b>Legal Reference:</b>	<i>Local Government Act 2002</i>
<b>Document ID:</b>	<i>378660</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Adele Henderson, Director Corporate Services</i>

### 4.1 Purpose of Report

*To advise Council of the proposed remuneration levels to apply for the 2017/2018 year, as received from the Remuneration Authority, and to seek Council approval of these.*

### At the Maori Consultative Committee meeting

No discussion on this item was held.

### Councillor Tapine / Mayor Dalton

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

**COMMITTEE'S RECOMMENDATION**

**Councillors Wright / White**

- a. That the remuneration levels proposed by the Remuneration Authority for the 2017/18 year be adopted.
- b. That confirmation be sent to the Remuneration Authority that the adopted remuneration levels will be implemented from 1 July 2017.

**CARRIED**

**5. ELECTORAL SYSTEMS FOR ELECTIONS**

<i>Type of Report:</i>	<i>Legal</i>
<i>Legal Reference:</i>	<i>Local Electoral Act 1991</i>
<i>Document ID:</i>	<i>377703</i>
<i>Reporting Officer/s &amp; Unit:</i>	<i>Jane McLoughlin, Team Leader Governance</i>

**5.1 Purpose of Report**

To outline the process for making any changes to the electoral system to be used for the 2019 elections.

**At the Maori Consultative Committee meeting**

The Mayor outlined that there are two choices, whether to retain First Past the Post or move to Single Transferable Vote.

**Councillor Tapine / Mayor Dalton**

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

**COMMITTEE'S RECOMMENDATION**

**Councillors Price / McGrath**

That Council

- a. Receive the report titled Electoral Systems for Elections.
- b. Note that if Council wishes to make a decision to change the electoral system to STV for the 2019 elections, a decision will need to be made by 12 September 2017.
- c. Note that staff will undertake an education campaign and consultation process and report back to Council on the community's views to inform Council's decision-making. A report back will be provided at the Strategy and Infrastructure Committee meeting on 30 August for Council to make a decision on the electoral system.

**CARRIED**

## 6. NEW YEAR'S EVE EVENT - FUNDING APPLICATIONS

**Type of Report:** Operational  
**Legal Reference:** N/A  
**Document ID:** 376879  
**Reporting Officer/s & Unit:** Belinda McLeod, Community Funding Advisor

### 6.1 Purpose of Report

To seek approval to apply for external funding to support the New Year's Eve event for 2017-18.

#### At the Maori Consultative Committee meeting

No discussion was held on this item.

#### Councillor Tapine / Mayor Dalton

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

### DECISION OF COUNCIL

#### Councillors Price / Wright

That, in terms of Section 82 (3) of the Local Government Act 2002, that the principles set out in that section have been observed in such manner that the Napier City Council considers, in its discretion, is appropriate to make decisions on the recommendation.

**CARRIED**

#### COUNCIL RESOLUTION

#### Councillors Wright / Brosnan

That the Council apply to external funders as outlined in Table a:

External Funder	Apply for funding up to:
Pub Charity Ltd	23,000
Eastern & Central Community Trust	14,000
Youthtown	6,000
North and South Trust	4,000
First Sovereign Trust	4,000
Infinity Foundation	10,000

Grassroots Trust	9,000
<b>Total</b>	<b>\$70,000</b>

**CARRIED**

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## REPORTS FROM COMMUNITY SERVICES COMMITTEE HELD 2 AUGUST 2017

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### 1. NAPIER SOCIAL MONITOR REPORT - 2017

*Type of Report:* Enter Significance of Report  
*Legal Reference:* Enter Legal Reference  
*Document ID:* 377356  
*Reporting Officer/s & Unit:* Michele Grigg, Senior Advisor Policy

#### 1.1 Purpose of Report

To provide a summary of findings from the Napier Social Monitor report 2017.

#### At the Maori Consultative Committee meeting

No discussion on this item was held.

#### Mayor Dalton / L Ratima

That the Council resolve that the Committee's recommendation be adopted.

**CARRIED**

#### COMMITTEE'S RECOMMENDATION

#### Councillors Jeffery / Taylor

That Council

- a. receives the Napier Social Monitor report 2017.

**CARRIED**

#### Closing comments

In response to a question on whether there might be opportunities to receive external funding for a Waka-Ama event and Waitangi day for 2018, Councillors invited Councillor Tapine to discuss this directly with the Events Manager and Community Services Director.

The Mayor noted that during his recent sister-city visit to British Colombia, the tangata whenua in that particular area were always honoured in every speech.

Mr Tiwana Aranui requested the Veronica Bell for the 10 year celebrations of the Marae, and advised that invites will be sent to Council for the event.

The Chair requested Mr Charles Ropitini to close the meeting.

*The meeting concluded at 4.02pm*

**APPROVED AND ADOPTED AS A TRUE AND ACCURATE RECORD OF THE MEETING**

**CHAIRPERSON:**\_\_\_\_\_

**DATE OF APPROVAL:**\_\_\_\_\_