



ORDINARY MEETING OF COUNCIL

Open Minutes

Meeting Date: Tuesday 28 May 2019

Time: 3.00pm-3.29pm

Venue Council Chambers
Hawke's Bay Regional Council
159 Dalton Street
Napier

Present Acting Mayor White (In the Chair), Councillors Boag, Brosnan, Dallimore, Hague, Jeffery, McGrath, Price, Tapine, Taylor, Wise and Wright

In Attendance Chief Executive, Director Corporate Services, Director Community Services, Director Infrastructure Services, Director City Services, Director City Strategy, Manager Communications and Marketing, Manager Regulatory Solutions

Administration Governance Team

Apologies

Council resolution

Councillors Wright / Tapine

That the apology from Mayor Dalton be accepted.

Carried

Conflicts of interest

It was noted that Councillor Taylor would not participate in the vote or discussion for Agenda Item 1 – Appointment to District Licensing Committee.

Public forum

Nil

Announcements by the Acting Mayor

Nil

Announcements by the management

Nil

Confirmation of minutes

Council resolution

Councillors Wise / Hague

That the Draft Minutes of the Ordinary meeting held on 16 April 2019 be confirmed as a true and accurate record of the meeting.

Carried

Questions from Councillors for Further Action

<i>Item</i>	<i>Requestor</i>	<i>Action</i>	<i>Responsible</i>
2	Cr Tapine	Council officers to report back to Councillors with further information regarding the delays around stormwater modelling.	Infrastructure Services
Reports under delegated authority	Cr Hague	Council officers to follow up regarding street light poles being removed by Spark NZ and confirm whether the street lights will be reattached to the new structure.	Infrastructure Services

AGENDA ITEMS

1. APPOINTMENT TO DISTRICT LICENSING COMMITTEE

Type of Report: Procedural

Legal Reference: Sale and Supply of Alcohol Act 2012

Document ID: 735790

Reporting Officer/s & Unit: Rachael Horton, Manager Regulatory Solutions

1.1 Purpose of Report

To seek Council's approval to appoint Councillor Graeme Taylor as an approved person to be a member of the District Licensing Committee for a period of six months to 29 November 2019.

At the meeting

In response to questions from Councillors, the Manager Regulatory Solutions advised that based on applications received only two hearings would likely be held during the term of this appointment. Councillor Price, as a current member of the Committee, noted that only two of the four members attend each hearing and he has attended two hearings in the last six months. He also expressed his confidence in Councillor Taylor being a good fit for this role.

Council resolution

Councillors Price / Hague

That Council:

- a. Approve the appointment of Councillor Graeme Taylor as an approved person to be a member of the District Licensing Committee for a period of six months to 29 November 2019.

Councillor Taylor did not participate in the discussion or vote on this agenda item due to his declared interest.

Carried

2. QUARTERLY REPORT FOR THE NINE MONTHS ENDED 31 MARCH 2019

<i>Type of Report:</i>	Legal
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	732210
<i>Reporting Officer/s & Unit:</i>	Caroline Thomson, Chief Financial Officer

2.1 Purpose of Report

To consider the Quarterly Report for the nine months ended 31 March 2019.

At the meeting

In response to questions from Councillors, the following points were clarified:

- The Quarterly Report captures past data and events; the determination received in January 2019 regarding the changes to the electoral system will likely be included after this takes effect from 1 July 2019.
- The new water treatment plant is required to bring multiple treatment facilities into a single permanent location.
- District licensing hearings occur when one of the parties (i.e. the Police or the District Health Board) object to an application. An unprecedented number of hearings have been required recently. It was noted that licensing inspections undertaken by the Police are typically for high risk premises only.
- NPS housing referred to under the Senior Strategy section is in reference to the National Policy Statement which is concerned with growth and providing for growth.
- Performance reporting from the contractor responsible for responding to noise control complaints outlined that a 25 minute response time was not always achievable.
- The aims and outcomes set out under Democracy and Governance will be reassessed by the new Council.
- Council officers advised that they will come back to Councillors with further information regarding the delays around stormwater modelling.
- It was noted that Council officers were unaware of stormwater impacts on eels raised by Councillor Tapine and requested that he provide further data to assist officers in addressing these concerns.

A number of Councillors acknowledged Council officers' quick response rate to recent roading and footpath issues and continued work in relation to water clarity complaints.

Council resolution	<u>Councillors Wise / Hague</u>
	That Council:
	a. Receive the Quarterly Report for the nine months ended 31 March 2019
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	Carried

3. DRAFT MINUTES - CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE MEETING 18 MARCH 2019

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	Local Government Official Information and Meetings Act 1987
<i>Document ID:</i>	746547
<i>Reporting Officer/s & Unit:</i>	Devorah Nicuarta-Smith, Team Leader Governance

3.1 Purpose of Report

To present the draft minutes of the Clifton to Tangoio Coastal Hazards Strategy Joint Committee Meeting held on 18 March 2019

At the meeting

It was noted that the minutes do not accurately record that Councillor Brosnan has now been appointed to the Joint Committee.

Council resolution Councillors Brosnan / Dallimore

That Council:

- a. Adopt the draft minutes of the Clifton to Tangoio Coastal Hazards Strategy Joint Committee Meeting held on 18 March 2019
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Carried

4. DRAFT MINUTES - HAWKE'S BAY DRINKING WATER GOVERNANCE JOINT COMMITTEE 11 APRIL 2019

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	Local Government Official Information and Meetings Act 1987
<i>Document ID:</i>	747536
<i>Reporting Officer/s & Unit:</i>	Devorah Nicuarta-Smith, Team Leader Governance

4.1 Purpose of Report

To present the draft minutes of the Hawke's Bay Drinking Water Joint Committee meeting which was held on 11 April 2019.

At the meeting

In response to questions from Councillors it was noted that other Territorial Authorities have been chlorinating their water supply for some time and the public are used to that activity taking place by default. They are therefore not receiving the same level of negative feedback from residents that Council is currently experiencing.

It was also noted that the Joint Committee members had agreed to remain open to considering alternatives to chlorination.

Council resolution

Councillors Wise / Price

That Council:

- a. Adopt the draft minutes of the Hawke's Bay Drinking Water Joint Committee meeting which was held on 11 April 2019.
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Carried

5. DRAFT MINUTES - CDEM JOINT COMMITTEE 3 DECEMBER 2018

Type of Report: Operational

Legal Reference: Local Government Official Information and Meetings Act 1987

Document ID: 747754

Reporting Officer/s & Unit: Devorah Nícuarta-Smith, Team Leader Governance

5.1 Purpose of Report

To present the draft minutes of the CDEM Joint Committee meeting of 3 December 2018

At the meeting

There was no discussion on this item.

Council resolution Councillors Wright / Taylor

That Council:

- a. Adopt the draft minutes of the CDEM Joint Committee meeting of 3 December 2018

Carried

REPORTS / RECOMMENDATIONS FROM THE STANDING COMMITTEES

MĀORI CONSULTATIVE COMMITTEE MEETING - 21 May 2019

**Council
resolution**

Councillors Tapine / Boag

That the Māori Consultative Committee Minutes be received.

Carried

Note: The Māori Consultative Committee Recommendations in relation to the Standing Committees items are recorded with each specific item.

REPORTS FROM REGULATORY COMMITTEE HELD 30 APRIL 2019

1. EARTHQUAKE-PRONE BUILDINGS - IDENTIFICATION OF PRIORITY BUILDINGS - CONSULTATION

<i>Type of Report:</i>	Legal
<i>Legal Reference:</i>	Building Act 2004
<i>Document ID:</i>	726241
<i>Reporting Officer/s & Unit:</i>	Malcolm Smith, Manager Building Consents

1.1 Purpose of Report

To advise Council of the requirements under the Building Act 2004 in relation to the identification of priority buildings under the earthquake-prone building legislation, and to seek approval to release the draft Statement of Proposal for public submissions prior to adoption by Council.

At the meeting

There was no discussion on this item.

Council resolution	Councillors Taylor / Brosnan
	The Regulatory Committee:
	a. Approve the release of the draft Statement of Proposal for public submissions.
	<i>Councillor Jeffery did not participate in the vote due to his previously declared interest in this matter.</i>
	Carried

2. STREET NAMING - 250 GUPPY ROAD TARADALE NAPIER

<i>Type of Report:</i>	Procedural
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	723801
<i>Reporting Officer/s & Unit:</i>	Paul O'Shaughnessy, Team Leader Resource Consents

2.1 Purpose of Report

The purpose of this report is to obtain Councils approval for one new street name to replace a previously approved street name within the recently approved residential subdivisions at 250 Guppy Road. The street in question has already been subject to a previous street name approval by Council (Chue Court), however a mistake by the developer has led to a request for a re-naming to Gee Place.

At the meeting

As a Decision of Council was made at the Regulatory Committee meeting there was no further discussion on this item.

At the Regulatory Councillors Brosnan / Hague

Committee

meeting held on That Council:

Tuesday, 30 April a. Approve one new street name at 250 Guppy Road as follows:
2019 the following • Gee Place-250 Guppy Road
committee

recommendation

was ratified as a Carried

DECISION OF
COUNCIL.

REPORTS FROM FINANCE COMMITTEE HELD 14 MAY 2019

1. FINANCIAL FORECAST TO 30 JUNE 2019

Type of Report: Legal and Operational

Legal Reference: Local Government Act 2002

Document ID: 731958

Reporting Officer/s & Unit: Caroline Thomson, Chief Financial Officer

1.1 Purpose of Report

To report to Council the financial forecast to the 30 June 2019 for the whole of Council.

At the meeting

There was no discussion on this item.

Council resolution Councillors Wise / Tapine

That Council:

- a. Receive the financial forecast to 30 June 2019.
 - b. Approve the 2018/19 financial forecast to 30 June 2019 including the proposed carry forward commitments to 2019/20.
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Carried

2. POLICIES - CCTV AND DISPOSAL OF SURPLUS ASSETS

Type of Report: Operational

Legal Reference: N/A

Document ID: 727324

Reporting Officer/s & Unit: Duncan Barr, Manager Information Services
Bryan Faulknor, Manager Property

2.1 Purpose of Report

To present the CCTV and Disposal of Surplus Assets Policy to Council to be approved.

At the meeting

There was no discussion on this item.

Council resolution Councillors Wise / Tapine

That Council:

- a. Approve the updates made to the CCTV Policy for finalisation and publication.
 - b. Approve the updates made to the Disposal of Surplus Assets Policy for finalisation and publication.
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Carried

REPORTS FROM COMMUNITY SERVICES COMMITTEE HELD 14 MAY 2019

1. IRON MĀORI EVENT - HARDINGE ROAD AND MARINE PARADE PROPOSED ROAD CLOSURES

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	730705
<i>Reporting Officer/s & Unit:</i>	Sera Chambers, Transportation Team Administrator Kevin Murphy, Event Manager

1.1 Purpose of Report

To seek approval for the proposed course change and proposed road closures for the Iron Māori event to be held in 2019 and future years.

At the meeting

Council officers were asked to engage with the Napier Market organisers early in relation to these events.

As a Decision of Council was made at the Community Services Committee meeting there was no further discussion on this item.

At the Community Councillors Price / Boag Services Committee

meeting held on Tuesday, 14 May 2019 the following committee recommendation was ratified as a DECISION OF COUNCIL.

That Council:

- a. Note the proposed course change and road closures for the Iron Māori event and other events.
- b. Approve the road closures noting that the event traffic management plan may be modified to account for feedback obtained through the targeted consultation by the event management.

Carried

2. CREATIVE COMMUNITIES FUNDING MARCH 2019

Type of Report: Operational

Legal Reference: N/A

Document ID: 728363

Reporting Officer/s & Unit: Belinda McLeod, Community Funding Advisor

2.1 Purpose of Report

To note the Creative Communities funding decisions made on 28 March 2019. Council administers the scheme on behalf of Creative NZ. Funding decisions do not require ratification from Council.

At the meeting

There was no discussion on this item.

Council resolution Councillors Wright / Boag

That Council:

- a. Note the Creative Communities funding decisions made on 28 March 2019.
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Carried

REPORTS UNDER DELEGATED AUTHORITY

1. DOCUMENTS EXECUTED UNDER SEAL

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	709896
<i>Reporting Officer/s & Unit:</i>	Debbie Beamish, Executive Assistant to the Chief Executive

1.1 Purpose of Report

To report of Documents Executed Under Seal for the period 2 April – 10 May 2019.

At the meeting

There was no discussion on this item.

Council resolution

Councillors Brosnan / Hague

That Council:

- a) Receive the Report of Documents Executed Under Seal for the period 2 April – 10 May 2019.

Carried

2. RESOURCE CONSENTS

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	709898
<i>Reporting Officer/s & Unit:</i>	Debbie Beamish, Executive Assistant to the Chief Executive

2.1 Purpose of Report

To present the report on Resource Consents issued under delegated authority for the period 2 April – 10 May 2019.

At the meeting

In response to questions from Councillors, Council officers clarified that the Resource Consent process does not address the service level of street lighting and advised that the works being undertaken by Spark NZ around removing street light poles and replacing with a telecommunication facility, is not likely to result in the loss of street lighting. The street lights will likely be fitted to the new structure. Council officers confirmed that they will follow this up.

Council resolution

Councillors Brosnan / Hague

That Council:

- a) Receive the report on Resource Consents issued under delegated authority for the period 2 April – 10 May 2019.
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Carried

3. TENDERS LET

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	709902
<i>Reporting Officer/s & Unit:</i>	Debbie Beamish, Executive Assistant to the Chief Executive

3.1 Purpose of Report

To report Tenders let under delegated authority for the period 3 April – 10 May 2019.

At the meeting

There was no discussion on this item.

Council resolution

Councillors Brosnan / Hague

That Council:

- a. Receive the Report of Tenders Let for the period 3 April – 10 May 2019.

Carried

4. OFFICIAL INFORMATION REQUESTS

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	Local Government Official Information and Meetings Act 1987
<i>Document ID:</i>	746116
<i>Reporting Officer/s & Unit:</i>	Cheree Ball, Governance Advisor

4.1 Purpose of Report

To present the year to date Official Information Request statistics.

At the meeting

In response to questions from Councillors, it was clarified that the number of requests received and responded to each month does not necessarily align as the processing of any request may span more than one calendar month, depending on when in that month the request was received.

Council resolution	<u>Councillors Brosnan / Hague</u>
	That Council:
	a. Receives the report Official Information Requests for the year to 17 May 2019.
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	Carried

PUBLIC EXCLUDED ITEMS

Council resolution

Councillors Wise / Brosnan

That the public be excluded from the following parts of the proceedings of this meeting.

Carried

Agenda Items

1. Hawke's Bay Airport Limited - Quarterly Report

Reports from Finance Committee held 14 May 2019

1. Hawke's Bay Airport Limited - 2019/20 Draft Statement of Intent
2. Interim Governance Arrangements

The general subject of each matter to be considered while the public was excluded, the reasons for passing this resolution in relation to each matter, and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution were as follows:

General subject of each matter to be considered.	Reason for passing this resolution in relation to each matter.	Ground(s) under section 48(1) to the passing of this resolution.
	That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of the information is necessary to:	48(1)(a) That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist:

Agenda Items

1. Hawke's Bay Airport Limited - Quarterly Report	7(2)(b)(ii) Protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information 7(2)(j) Prevent the disclosure or use of official information	48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist: (i) Where the local authority is named or specified in Schedule 1 of this Act, under
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	for improper gain or improper advantage	Section 6 or 7 (except 7(2)(f)(i)) of the Local Government Official Information and Meetings Act 1987.
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Reports from Finance Committee held 14 May 2019

1. Hawke's Bay Airport Limited - 2019/20 Draft Statement of Intent	7(2)(b)(ii) Protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information	48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist: (i) Where the local authority is named or specified in Schedule 1 of this Act, under Section 6 or 7 (except 7(2)(f)(i)) of the Local Government Official Information and Meetings Act 1987.
2. Interim Governance Arrangements	7(2)(a) Protect the privacy of natural persons, including that of a deceased person	48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist: (i) Where the local authority is named or specified in Schedule 1 of this Act, under Section 6 or 7 (except 7(2)(f)(i)) of the Local Government Official Information and Meetings Act 1987.

The meeting moved into committee at 3.29pm.

Approved and adopted as a true and accurate record of the meeting.

Chairperson

Date of approval