



NAPIER
CITY COUNCIL
Te Kaunihera o Ahuriri

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ORDINARY MEETING OF COUNCIL

Open Agenda

Meeting Date:	Tuesday 3 September 2019
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Time:	2.00pm
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Venue:	Council Chambers Hawke's Bay Regional Council 159 Dalton Street Napier
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Council Members	Acting Mayor White (In the Chair), Councillors Boag, Brosnan, Dallimore, Hague, McGrath, Price, Tapine, Taylor, Wise and Wright
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Officer Responsible	Acting Chief Executive
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Administrator	Governance Team
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Next Ordinary Council Meeting
To be advised post election

ORDER OF BUSINESS

Apologies

Bill Dalton and Councillor Jeffery

Conflicts of interest

Public forum

Nil

Announcements by the Acting Mayor

Announcements by the management

Confirmation of minutes

That the Draft Minutes of the Ordinary Meeting of Council held on Thursday, 11 July 2019 be confirmed as a true and accurate record of the meeting.68

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AGENDA ITEMS

1. NAPIER AQUATIC CENTRE DEVELOPMENT - COUNCILLOR MOTION

<i>Type of Report:</i>	Legal and Operational
<i>Legal Reference:</i>	Local Government Official Information and Meetings Act 1987
<i>Document ID:</i>	830345
<i>Reporting Officer/s & Unit:</i>	Adele Henderson, Director Corporate Services

1.1 Purpose of Report

To receive the notice of motion presented 26 August 2019 in relation to the Napier Aquatic Centre Judicial Review process.

Officer's Recommendation

That Council:

- a. Receive the following notice of motion presented 26 August 2019:
 - i. That Council resolve to accept the proposal by the Friends of the Onekawa Aquatic Society to defer the High Court Hearing scheduled for 30 September 2019 until after the election of the new council on 12 October 2019
- b. Consider the motion in committee, within the context of the legal update to be provided on the open legal proceedings, for which purpose a public excluded item is included in the agenda of this meeting.

Acting Mayor's Recommendation

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

1.2 Background Summary

In May 2019 the Friends of the Onekawa Aquatic Society ['the Friends'] was incorporated, and on 29 May filed proceedings against Napier City Council, accompanied by an interlocutory application for interim order.

The original statement of claim outlined a number of causes for action which were of concern to the Friends in relation to the process by which Council reached its 2018 Long Term Plan decision on the Aquatic Centre Development Project, and the application for interim order sought to halt project related activities until such time as the claim could be heard by the Courts and a decision made.

An Application for Interim Order Hearing took place in mid-July 2019, which was incomplete as the parties were able to reach to reach agreement outside of a formal decision of the Court as to project activities that would and would not proceed at this time.

The High Court Hearing is currently set down for 30 September 2019. Should this Hearing date not proceed it will be some time before the Court is able to re-schedule for the matter to be heard.

1.3 Issues

On 26 August 2019 the Acting Chief Executive received the following notice of motion, signed by several councillors who support it being brought to this meeting for discussion:

That Council resolve to accept the proposal by the Friends of the Onekawa Aquatic Society to defer the High Court Hearing scheduled for 30 September 2019 until after the election of the new council on 12 October 2019.

It is noted that one of the signatory councillors has a declared interest in all matters relating to the Judicial Review, and a further signatory may in the view of Council's legal advisors and LGNZ's policy experts have surpassed the threshold for bias.

Our legal advisers have advised that it would be inappropriate for these councillors to participate in discussion on this matter. The conflict of interest (apparent or actual bias) could jeopardise the legality of the resulting decision.

It is also very important in the public interest that the advice at the meeting is received in strict confidence.

However, it is acknowledged that the onus is on individual elected members to declare and appropriately manage conflicts and to act in accordance with the obligations of due process.

As the motion relates to a matter which is the subject of open legal proceedings, Council's legal representation has advised that discussion would best be undertaken in committee (that is, public excluded) and, as noted above, any advice is received in strict confidence. Council's legal representative has made themselves available for the public excluded portion of this meeting in order that this may take place. The external members of Council's Audit and Risk Committee have also made themselves available for this meeting so they are present to consider risk related matters.

Council will have the option to direct officers to move the final decision into the open minutes record of this meeting should they wish to.

1.4 Significance and Engagement

As the matter relates to when to proceed with legal matters it does not trigger the Significance and Engagement Policy.

1.5 Implications

Financial

Financial implications will be discussed with Council's legal representation during the public excluded item.

Social & Policy

N/A

Risk

Risk implications will be discussed with Council's legal representation during the public excluded item.

1.6 Options

The options available to Council are as follows:

- a. To receive the notice of motion, discuss the matter with Council's legal representation within the public excluded item on this matter and reach a decision with regards to preferred timing of a Hearing.
- b. To decline to consider the motion at this meeting.

1.7 Development of Preferred Option

It is recommended that Council receive this councillor-proposed notice of motion, and discuss the matter in public excluded.

As the matter is the subject of open legal proceedings the discussion at this stage should remain privileged, and all advice provided must be received in strict confidence.

However, if Council so chose, it could direct officers to move its final decision with regards to timing of a Hearing into the open minutes record.

1.8 Attachments

Nil

2. ANNUAL DOG CONTROL REPORT - 2018/2019

<i>Type of Report:</i>	Legal
<i>Legal Reference:</i>	Dog Control Act 1996
<i>Document ID:</i>	774195
<i>Reporting Officer/s & Unit:</i>	Rachael Horton, Manager Regulatory Solutions

2.1 Purpose of Report

To present the territorial authority report on dog control policies and practices for the dog control registration year 1 July 2018 – 30 June 2019, for adoption by Council as required under Section 10A of the Dog Control Act 1996, prior to being submitted to the Secretary of Local Government and being made publically available.

Officer's Recommendation

That Council:

- a. Adopt the Napier City Council Annual Dog Control Report 2018/19.
 - i. That the report be submitted to the Secretary for Local Government and published in accordance with the Dog Control Act 1996.

Acting Mayor's Recommendation

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

2.2 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).

2.3 Issues

The Napier City Council Annual Dog Control report 2018/19 is shown in attachment A.

2.4 Significance and Engagement

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.

2.5 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.

2.6 Options

The options available to Council are as follows:

- a. Adopt the report, submit it to the Secretary for Local Government, and publish it so that the information is publicly available to meet legislative requirements under the Dog Control Act 1996.
- b. Not adopt the report.

2.7 Development of Preferred Option

N/A

2.8 Attachments

- A Annual Dog Control Report 2018/2019 [📄](#)



1. Introduction

The Napier City Council, as a territorial authority, is required to manage and enforce provisions of the Dog Control Act 1996 (the Act). Section 10A of the Act requires the Council to report annually to the Secretary of Local Government on its Dog Control Policy and practices.

This report fulfils this statutory requirement for the dog registration year:

- 1 July 2018 to 30 June 2019.

2. The Council's Dog Control Policy and Practices

2.1. Policy objectives

The council adopted the Dog Control Policy in 2014.

The objectives of the policy are to:

- provide clear guidance to the public and staff in the administration of the Dog Control Act 1996,
- provide a safe and healthy environment for citizens and visitors,
- minimise dog attacks by appropriate enforcement of the policy, bylaw and Act, and
- provide for the general welfare of dogs and ensure dogs kept under human care are well cared for.

The Council adopted the Napier City Council Animal Control Bylaw in 2014. The objectives of the bylaw are to:

- enhance the safety of the public and children by minimising the distress, nuisance and intimidation caused by dogs to the community,
- avoid the inherent danger of uncontrolled dogs in public places, and
- provide dogs and their owners with the ability to satisfy their recreational needs.


2.2. Summary of Practices

The operational functions of the Act are carried out by our Animal Control team within the City Services Directorate. Regulatory decisions are separated from operations and decided by our regulatory team in the City Strategy Directorate.

A dog pound is operated by Council and acts as a safe holding place for dogs. Those dogs that are suitable to be rehomed are held at the pound until their new home can be found.

The team maintain the Park Island and Taradale dog agility parks, the dog shower at Park Island, and keep the poo-bag dispensers topped up.

A large proportion of their work is responding to public safety issues and taking necessary action to keep people and dogs safe following an incident. To prevent these incidents from occurring, the Animal Control team proactively patrol reserves and beaches, parks and playgrounds to ensure compliance with the Act and Napier City's Dog Control Policy.



Educating people – of all ages – is a big part of what the team do to promote a culture of responsible dog ownership. The education they provide to schools and kindergartens isn't just to teach children how to be safe around dogs, but how to be better, gentler dog owners themselves.

They also provide advice, help check fences and gates, help install running wires to keep dogs contained, and help dog owners understand their dog's behaviour.

2.3. Fees

The Government has made councils responsible for the implementation of the Dog Control Act 1996.

Councils meet its requirements under the Act by the development of a policy on dog control and by applying appropriate resources to implement and enforce the policy.

Council's dog control services apply to all owners and members of the public and the annual registration fee is the mechanism provided through the legislation to enable Council to fund the share of dog control activities that Council determines are to be funded by owners.

The determination of the portion of costs paid by owners and that funded from rates is a policy matter that is determined by each Council.

Currently approximately 80% of the costs of the Napier City Council's animal control activity are funded from dog owners and 20% of costs are funded from rates. Council review this mix every 3 years as part of the development of a Revenue and Financing Policy that is included in the Council's Long-Term Plan.

3. Dog Control Statistics

The information provided below sets out the statistical information required by Section 10(A)(2) of the Act.

Number of Registered Dogs

Category	2017/18	2018/19
Number of dogs registered by Council	7,640	7,804

**Data counted for the registration year being 1 June through to 31 May*

Dangerous and Menacing Dogs

Total number of dogs classified as dangerous (Section 31)

Category	2017/18	2018/19
Dangerous by owner conviction S31(1)(a)	3	
Dangerous by sworn evidence S31(1)(b)	7	
Dangerous by owner admitting in writing S31(1)(c)	3	
Total Dangerous Dogs	13	20

**Total number of dogs classified as dangerous at 30 June. New reporting method no longer provides a breakdown of each section of the Act.*

Total number of dogs classified as menacing (Section 32A and 33C)

Category	2017/18	2018/19
Menacing by behaviour S33A(1)(b)(i)	73	
Menacing by breed characteristics S33A(1)(b)(ii)	14	
Menacing by Schedule 4 breed or type S33C(1)	127	
Total Menacing Dogs	214	180

**Total number of dogs classified as menacing at 30 June. New reporting method no longer provides a breakdown of each section of the Act.*

Infringements

Number of infringement notices issued

Category	2017/18	2018/19
Infringement notices issued	704	228

** In 2017/18 a decision was made to issue infringement notices to all dog owners with unregistered dogs which accounted for a high number reported for that year.*

Classification of Dog Owners**Number of classified dog owners**

Category	2017/18	2018/19
Probationary Owners	0	2
Disqualified Owners	5	2

* Total number of classified dog owners at 30 June.

Prosecutions**Number of prosecutions taken for offences under the Dog Control Act 1996**

Category	2017/18	2018/19
Prosecutions	2	3

Complaints**Number and nature of dog complaints received**

Category	2017/18	2018/19
Public Safety related complaints		
Dog attack on people – minor	46	51
Dog attack on people – serious	4	9
Dog attack on other animals	78	104
Dog attack on stock	1	3
Dog worrying stock	10	3
Dog chasing	6	15
Dog rushing	61	53
Aggressive dog behaviour other than rushing	18	49
Roaming dogs reported by public	720	698
Non-safety concerns		
Roaming dogs contained by public	535	571
People's dogs that are reported lost	296	349
Barking	522	702
Fouling	6	17
Bylaws breach	8	60
Unregistered dog	9	43
Welfare concerns	2	28
Miscellaneous	207	812
Licence/Permit	9	17
Information requests	218	71
Total	2,756	3,655

*Improvements have been made to complaint categories within our system to report complaints more accurately. This has resulted in larger variations between 18/19 and 19/20 as which complaints go into each category has changed. Overall, however, the total number of complaints per year is increasing.

Impounding and Rehoming

Category	2017/18	2018/19
Total dogs impounded	803	769
Outcomes of impounding¹:		
Dogs returned to owner	456	506
Dogs rehomed	46	27
Dogs surrendered to SPCA	15	1
Dogs euthanised	177	232
Other (death by natural causes etc)	3	3

**Of the number of dog's euthanised, 82 were surrendered by owner to euthanise due to attacking/biting, aggression or failure to pass the rehoming assessment. In addition to this, 3 dogs were euthanised following court order, 87 dogs were aggressive or had behavioural issues and unable to be rehomed, 38 dogs were classified menacing dogs and not suitable for rehoming, 20 dogs were carrying parvovirus at the time of impounding, and 7 dogs came into the pound in poor health and were euthanised on humane grounds.*

¹ The outcome date may not have occurred until the next reporting year, however it is reported against this reporting year for completeness

3. WILLIAM COLENZO, JOHN CLOSE BEQUEST FUNDS

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	831884
<i>Reporting Officer/s & Unit:</i>	Belinda McLeod, Community Funding Advisor

3.1 Purpose of Report

This report requests Council approval to expend the interests derived from the William Colenso and John Close Bequests for the next three years (2019 – 2021) in accordance with the respective Wills.

Officer's Recommendation

That Council:

- a. Approve the distribution any interest of the John Close Bequest as grants to the designated organisations that meet the criteria of the Will for the next three years.
- b. Approve the distribution of a portion of any interest as grants in accordance with the criteria of the Will, with the remaining portion to be retained to rebuild its capital in accordance with the Will.

Acting Mayor's Recommendation

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

3.2 Background Summary

Both Bequests are reviewed every three years, and considerations are made to fund community projects that sit within the criteria of the bequests.

Under the Will of the late William Colenso, this perpetual bequest fund allocates surplus revenue to provide food for those in need, and award book prizes to Napier secondary school students (eight schools in total).

Under the Will of the late John Close, two Trusts were formed – The 'Close Cemetery Trust' and the 'Close Coal Trust'. The aim of the 'Close Coal Trust' is to 'give winter comfort for people in need'. In accordance with the Trust, the surplus revenue has been used to provide firewood to those in need in the Napier community. The aim of the Cemetery Trust was to fund the maintenance and up keep of Close burial plot in the Napier Cemetery, and any surplus was to be used to provide 'ham and ale' to families in need at Christmas time. Council staff carry out the care of the cemetery plot, so all Trust funds are available for distribution.

Prior to our review of the Wills 2016, Council was depleting the capital by providing grants every year regardless of interest earned. Since our review in 2016 the distribution of funding

has been adjusted in order to rebuild the capital in accordance with the Wills, while also providing limited grants.

3.3 Issues

The capital balance of the John Close Bequest has returned to a sufficient level. The capital balance of the William Colenso Bequest requires rebuilding in order to meet the purpose of the Will. To be able achieve this, the amount distributed over the next three years needs to continue to be reduced, or all surplus revenue could be used to build the capital back to the appropriate levels.

Interest rates have been low, providing less for distribution and capital nourishing.

3.4 Significance and Engagement

This matter does not trigger the Significance and Engagement Policy.

3.5 Implications

Financial

To be able to distribute funds as stated in the wills, Council has to maintain a capital balance of at least, \$30,000 for the John Close Bequest, and \$50,000 for the William Colenso Bequest, to generate sufficient interest to allocate funds and retain the capital.

As of 13 February 2019 the capital balance of each Bequest is shown in **Table 1** below.

Table 1

Bequest	Capital	Target (for capital balance)	Target balance met/not met
William Colenso Bequest	28,301	50,000	N
John Close Bequest	48,045	30,000	Y

Social & Policy

N/A

Risk

Allocating all interest to grants will compromise the direction of William Colenso through his Will.

3.6 Options

The options available to Council for the John Close and William Colenso Bequests are as follows:

- a. All of the interest of both bequests is distributed as grants to the designated organisations. Based on the Long Term Plan projections, the expected interest rate would be 3.5% per annum over three years. If this option was continued it would further erode the capital of William Colenso Bequest, and be in breach of the Will.

Preferred option - Provide grants from the John Close Bequest using surplus revenue and provide a portion of William Colenso Bequest as grants, retaining the other portion to rebuild the capital over time.

3.7 Development of Preferred Option

In order to maintain support for past recipients, while also meeting the requirements of the Wills, it is recommended the that grants be made as follows in **Table 2**:

Table 2

John Close Bequest	William Colenso Bequest
Christmas Lunch	Secondary Schools Book Prizes
Koha Shed	
Rotary (for firewood)	

The actual grant amounts will vary depending on interest earned each year.

3.8 Attachments

Nil

4. NEW YEAR'S EVE EVENT 2019-2020 - FUNDING APPLICATIONS

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	792908
<i>Reporting Officer/s & Unit:</i>	Belinda McLeod, Community Funding Advisor

4.1 Purpose of Report

To seek approval to apply for external funding to support the 2019/20 New Year's Event.

Officer's Recommendation

That Council:

- a. Approve the applications to external funders for the 2019/20 New Year's Eve Event.

Acting Mayor's Recommendation

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

4.2 Background Summary

The New Years' Eve event was initiated in its current form in 2000 by the Millennium Committee. The event is held at the Sound Shell each New Years' Eve. Beth Elstone, of 'Little Stone' has been contracted to manage this event. This family event is well attended by a range of people in the community, drawing a crowd of around 18000 to 20,000 people each year. The event draws a multi-generational crowd and behavioural issues are minimum. This is an alcohol and smoke free event.

4.3 Issues

No issues

4.4 Significance and Engagement

Funding applications do not require consultation as they are an operational procedure.

4.5 Implications

Financial

Council provides \$40,000 for the event and seeks external funding for the remainder (we usually receive around. \$30,000). Over the past three years due to a decline of funding available from external sources, costs have had to be cut back to enable the event to go ahead. The total cost of the event is usually between \$70,000 and \$76,000 each year.

Funder	Apply for Funding up to:
Pub Charity	25,000
Eastern & Central Community Trust	15,000
First Sovereign	15,000
North & South Trust	10,000
Infinity Foundation	10,000
New Zealand Community Trust (NZCT)	10,000
Total:	\$85,000

Social & Policy

N/A

Risk

The main risk is that sufficient external funding may not be secured for the event. If this situation occurred the event would be scaled back or withdrawn.

4.6 Options

N/A

4.7 Development of Preferred Option

N/A

4.8 Attachments

Nil

5. DRAFT MINUTES - HB CIVIL DEFENCE EMERGENCY MANAGEMENT GROUP - 27 MAY 2019

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	827522
<i>Reporting Officer/s & Unit:</i>	Devorah Nícuarta-Smith, Team Leader Governance

5.1 Purpose of Report

To present the draft minutes from the 27 May 2019 meeting of the Hawke's Bay Civil Defence Emergency Management Group.

Officer's Recommendation

That Council:

- a. Receive the minutes from the 27 May 2019 meeting of the Hawke's Bay Civil Defence Emergency Management Group

Acting Mayor's Recommendation

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

5.2 Background Summary

The Hawke's Bay Civil Defence Emergency Management Group met on 27 May 2019; the draft minutes are shown at **Attachment A** for Council's awareness.

5.3 Issues

No issues

5.4 Significance and Engagement

N/A

5.5 Implications

Financial

N/A

Social & Policy

N/A

Risk

N/A

5.6 Options

The options available to Council are as follows:

- a. To receive the draft minutes from the 27 May 2019 meeting of the Hawke's Bay Civil Defence Emergency Management Group.

5.7 Development of Preferred Option

N/A

5.8 Attachments

A Draft minutes HB civil defence emergency management 27 May 2019 [↓](#)



Unconfirmed

MINUTES OF A MEETING OF THE HB CIVIL DEFENCE EMERGENCY MANAGEMENT GROUP

Date: Monday 27 May 2019

Time: 1.30pm

Venue: Council Chamber
Hawke's Bay Regional Council
159 Dalton Street
NAPIER

Present: A Walker (Chair & CHBDC Mayor)
F White (NCC Acting Mayor)
R Graham (HBRC Chair)
S Hazlehurst (HDC Mayor)

In Attendance: B Allan
M Davidson (CHBDC CE)
W Jack (NCC CE)
S May (WDC CE)
J Palmer (HBRC CE)
I Macdonald – Group Controller HB CDEM
A Hickey - MCDEM
L Lambert – HBRC Group Manager Regulation
M Hayes-Jones – HBRC Emergency Management Advisor
A Prins – HB CDEM Group Welfare Manager
A Roets –Governance Administration Assistant

1. Welcome/Apologies/Notices

A quorum was not established and therefore the meeting lapsed at 1.30pm.

The Chair reminded members that the quorum is all five members of the Joint Committee, and that if a member is unable to attend they need to delegate to their 'deputy' to attend on their behalf.

Despite the meeting not being legally constituted, the Chair requested that the Committee receive briefings on the agenda items – recorded following.

4. Action Items from Previous HB CDEM Group Joint Committee Meetings

- Lifelines Action plan is being developed and will be reported to the next Joint Committee meeting
- Work programme for earthquake prone buildings will be organised by Ian Macdonald with each council individually including in terms of risk reduction and a snapshot of current state will be reported to the next Joint Committee meeting

6. Group Plan Review

Ian Macdonald provided an update of the work already undertaken with discussions highlighting:

- Group Plan due for renewal as originally approved in June 2014
- Current strategic approach is viewed as still being fit for purpose and is not creating any implementation issues
- 2019 review commenced with commissioning of HB CDEM Group Risk Profile Review and HB CDEM Group Capability Assessment Report which form the foundation of the review
- Gap analysis will be carried out once risk analysis and capability assessments have been completed
- The detailed work program will be reported to the next Joint Committee meeting
- Number of key areas to be examined include Group Structure, changes to the Act, changes to strengthen recovery positions, changes to response framework and roles of councils and partners in a response, changes in the Risk Profile and long term reduction provisions.
- Some external influences/constraints to completing the review include Emergency Management System Reform Programme, Review of the National Plan and Coordinated Incident Management System (CIMS) Review.
- CDEM Coordinating Executive Group has endorsed the approach outlined
- tangata whenua involvement includes Community resilience planning, three tangata whenua actively involved and advise on kaupapa Māori, papakainga inclusion in the Resilience Plans process and focus on work to determine "how best" to incorporate Māori perspectives within the CDEM world
- CDEM provides input to HPUDES through Liquefaction maps and advocating for consideration to be given to the Risk Reduction framework
- Work is being undertaken on updating the Regional Policy Statement to incorporate the natural hazards elements of the Resource Management Act
- suggested that the Committee brainstorms strengths and weaknesses of the Group and what the new Plan will look like at the August meeting, after the gap analysis has been done
- Group Structure and funding to include Governance responsibilities and delegations including financial statements and performance objectives for both regional and local councils

7. Hawke's Bay Civil Defence Centres Concept

Discussions on the Civil Defence Centre (CDC) project traversed:

- No Group strategy or formal plan for use of CDCs
- Best practice is that people either shelter in place or evacuate to friends and family if they can
- Potential political risks as one of the outcomes is to remove all signage from buildings and location of CDCs from websites
- Many pre-identified facilities located in evacuation/hazard zones which can be confusing and put lives at risk and important that communities are educated adequately about this project
- Further work required to plan for mass evacuations and large scale facilities to provide basic health care
- Communities are effectively managing their own community led responses – and may establish their own community led centre which CDEM can support if needed
- The final strategy and plan will be presented to the Coordinating Executive Group.
- current recommendation is to "retire" Civil Defence Management and replace with Emergency Management – changing the "brand"

8. Group Work Programme Progress Update

Group Work Programme discussions traversed:

- areas of focus and risks identified include rebuilding of the Hastings Emergency Management Centre, Civil Defence Centres, Community Resilience and Education, Hazard Research (Landslides).
- Group budget at end of 2018 underspent across all projects due to staff vacancies not being filled immediately as well as budget sequencing.
- 2018-19 quarterly expenditure and budget update will be provided to the August JC meeting
- Resourcing for community resilience projects is tight
- processes to follow to keep public safe around the coastal areas of Hawke's Bay following the Cape Kidnappers landslides and references made in the Group Plan specifically around Readiness and how Emergency Management deals with Tourists
- Mass Public Alerting system work stream includes several interrelated projects including regional warning systems, mass public alerting systems (e.g. sirens), incident management team activation

9. Volunteer Management Plan

The item highlights:

- Volunteer Strategy has been adopted by the Coordinating Executive Group and 5-year implementation plan summarises "how" the strategy will be achieved
- Potential for some expenditure to be directed to implementation of the Volunteer Technical Advisory Group (VTAG) across Hawke's Bay volunteer groups to increase efficiency and capability of an integrated volunteer response
- The Plan allows for the volunteer base to be developed in an effective and targeted way and have a collaborative approach with CDEM partners and NGOs
- Recruiting volunteers will be achieved using several avenues
- Essential that volunteers are retained to make best of the investment in equipment, training, experience and personal development opportunities
- VTAG has been established with several organisations and agencies who use volunteers for Emergency Management

10. Risk Reduction

Current situation and exploration of strategies and options addressing long term risk reduction and the impacts of natural hazards for Hawke's Bay discussions traversed:

- Long term hazard risk reduction strategies and plans need to be developed
- There is an increased knowledge and more robust information on hazards and impacts
- Sustainable long term (over a period of 100 years) decisions on land use and development help reduce the risks associated with natural hazards
- Risk profile is changing – economic and social impacts increasing
- Council and agency approaches should not conflict with Central Government Policy
- A more cooperative and coordinated approach suggested – similar to Clifton to Tangoio Coastal Hazards Strategy 2120
- Possibly start with a Regional Policy Statement change to provide some tools underpinned by a risk based approach to determine what is acceptable and what not
- Potentially looking at one document or combined plan for all TAs and Agencies.
- Next step is initial discussions with CEs, TAs and Agencies.

11. Group Manager's General Update

Ian Macdonald's update covered:

- CDEM Duty Managers Management system, mobile emergency alerts test feedback
- resilience fund application outcomes
- Regional Group exercise in October 2019
- reporting to Councils on Group activities and distribution of Joint Committee Minutes

12. MCDEM Update

Andrew Hickey provided a brief overview of national level MCDEM work covering:

- Focus on implementing Emergency Management System Reform which will possibly result in changes to the Civil Defence Management Act
- Budget announcement 30 May will provide some direction from the Ministry
- National Disaster Resilience Strategy approved by Cabinet on 9 April

NZ fly in teams

- NZ fly-in Teams (a team of up to 10 people) have been renamed to Emergency Management Assistance Teams or NZ-EMAT, first round of appointments have been made and initial training will commence soon.

Revision of CIMS

- A revision of the Coordinated Incident Management System (CIMS) will be signed off by government shortly.

Controller and Recovery Managers Development Programme

- A draft programme outline for the new Controller and Recovery Managers Development Programme has been developed, consisting of an on-line component and two face-to-face Tiers. Tier 1 focus is on common capability for response and recovery management and Tier 2 focus is on response and recovery leadership capability.

Training and induction of elected members post elections will be discussed at the next Joint Committee meeting.

Closure:

There being no further business the Chair declared the meeting closed on Monday, 27 May 2019 at 3.27pm.

Signed as a true and correct record.

DATE:

CHAIRMAN:

6. DRAFT MINUTES - HAWKE'S BAY DRINKING WATER GOVERNANCE JOINT COMMITTEE

<i>Type of Report:</i>	Procedural
<i>Legal Reference:</i>	Local Government Official Information and Meetings Act 1987
<i>Document ID:</i>	830927
<i>Reporting Officer/s & Unit:</i>	Devorah Nícuarta-Smith, Team Leader Governance

6.1 Purpose of Report

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

Officer's Recommendation

That Council:

- a. Receive the draft minutes of the Hawke's Bay Drinking Water Governance Joint Committee meeting on 11 April 2019.

Acting Mayor's Recommendation

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

6.2 Background Summary

The Hawke's Bay Drinking Water Governance Joint Committee met on 11 April 2019; the draft minutes are shown at **Attachment A**.

6.3 Issues

No Issues

6.4 Significance and Engagement

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:

- a. To receive the draft minutes of the Hawke's Bay Drinking Water Governance Joint Committee meeting on 11 April 2019.

6.7 Development of Preferred Option

N/A

6.8 Attachments

A Draft Minutes HB Drinking Water Governance Joint Committee - 11 April 2019 [↓](#)



Unconfirmed

MINUTES OF A MEETING OF THE HAWKE'S BAY DRINKING WATER GOVERNANCE JOINT COMMITTEE

Date: Thursday 11 April 2019

Time: 1.00pm

Venue: Council Chamber
Hawke's Bay Regional Council
159 Dalton Street
NAPIER

Present: G Cowie (Independent Chair)
A Apatu (HB DHB)
K Atkinson (HB DHB)
P Bailey (HBRC)
W Jack (NCC)
C Lambert (WDC)
S Nixon (HDC alternate)
K Price (NCC)
K Watkins (HDC)
K Wise (NCC)

In Attendance: T Skerman – HBRC
C Edmonds – HBRC
T Goodlass – NCC
M Heaney – HBRC
N Jones – HB DHB
M Miller – HBRC
Dr J Smith – HBRC
A Roets – Governance Administration Assistant

1. Welcome/ Apologies/ Notices

Resolution

DWG18/19 That the apologies for absence from Councillors Tom Belford and Shelly Burne-Field and Mayors Bill Dalton, Sandra Hazlehurst and Craig Little be accepted.

**Watkins/Apatu
CARRIED**

The Chairman welcomed everyone to the meeting and Charles Lambert offered a karakia.

2. Conflict of Interest Declarations

There were no conflict of interest declarations.

3. Confirmation of Minutes of the Hawke's Bay Drinking Water Governance Joint Committee meeting held on 7 November 2018

Councillor Simon Nixon advised that he was at the meeting and therefore the Minutes are to be corrected accordingly.

DWG19/19 **Resolution**

Minutes of the Hawke's Bay Drinking Water Governance Joint Committee held on Wednesday, 7 November 2018, a copy having been circulated prior to the meeting, were taken as read and confirmed as amended.

**Nixon/Wise
CARRIED**

4. Call for Items of Business Not on the Agenda

Recommendations

There were no items raised.

5. Regional and National "Three Waters" Reviews

The Chair advised the agenda item has been withdrawn and asked Toni Goodlass, HB LASS Programme Manager, to deliver a presentation on the regional 3 Waters review. Discussions covered:

- Review of service delivery of drinking water, stormwater and wastewater
- Main challenges identified are meeting community expectations, meeting regulatory requirements and the ability to replace ageing infrastructure or fund and manage new infrastructure
- Two work streams of Central Government review are overarching shape and form of regulatory arrangements and service delivery and supply
- Proactively engaging with Central Government as 'key region' to provide input to and influence the national review
- Challenges to be addressed include funding pressures, rising environmental standards, climate change, seasonal pressure from tourism, and the recommendations of the Havelock North Inquiry
- Stage one assessed the current state, issues and opportunities of three waters services and infrastructure
- Stage two is short-listing options and models for improving three waters management and service delivery leading to recommendation of a preferred service delivery model for the region
- drainage and flood protection service functions of the Regional Council are not in the scope of this review

- Detailed analysis will be completed and preferred option report delivered to the five CEs at the end of May
- The joint councils workshop identified key objectives and principles for funding of infrastructure, resilience (Physical infrastructure, people and systems), impacts of the three waters systems on the environment, Community values for water, the role of Māori and the efficient, effective provision of services
- Stakeholders have communicated their broad and varied interests, emphasising that water and the environment are interconnected, the cultural significance of water and the impact of stormwater and wastewater on taonga waterways, understanding that Te Ao Māori, governance and tikanga, need to be integrated into any new model
- Examples of different Models were:
 - Centre of Excellence (RATA)
 - Shared Services (like Masterton & Carterton)
 - Joint Procurement
 - Shared Services Business Unit (like Northland Transport Alliance)
 - Management CCO (like Wellington Water)
 - Asset Owning CCO (like Watercare in Auckland)
- Options undergoing detailed evaluation are:
 - "Status Quo" – noting that the future status quo will be considerably different and will therefore be evaluated as a modified status quo.
 - Three waters shared services business unit with current Council funding
 - Three waters regional management CCO with current council and regional funding
 - Three waters regional asset owning CCO with regional funding
 - marginal costs and benefits of a sub-national management CCO will also be considered
- potential government funding support for transition costs
- Regulatory changes proposed for private drinking water supplies that will also impact on TAs
- Private supplies are very variable and proposed regulation would add risk to TAs
- DHB requested that quantity and peak demand periods be considered as part of the review, and offers a different perspective that could add value to the process with participation of the Public Health team
- Issues of inequity are a key part of options assessment

DWG20/19 **Resolution**

That the Hawke's Bay Drinking Water Governance Joint Committee receives and notes the *"Regional and National "Three Waters" Reviews"* staff report.

**Price/Wise
CARRIED**

Craig Thew and Nic Jones summarised discussions at the joint working group workshop with DIA, Ministry of Health & MfE officials held mid-March, highlighting:

- Joint working group invited to make submissions to the Advisory on the presentations made
- Three breakout groups focussed on Drinking Water, Wastewater and Stormwater and the Cultural Values Iwi group discussion group was separate, which totally missed the "total awa" considerations
- very little awareness of the officials about what the Joint Working Group and Joint Committee are doing
- to present Governance structures, time concerns and issues raised at future joint committee meeting
- Key issues raised by the working group included the inability to be confident of safe drinking water, compliance does not translate to safe, a shortage of investment in research nationwide

- including training for water providers, weak water source protection measures, the current system and infrastructure, affordability and willingness to pay, as well as risk appetite.
- two strategies being followed nationally, with the Drinking Water work on Regulatory change proposed to be presented to Cabinet in June
- concerns raised around the impact of the removal of Drinking Water assessors from the Public Health team and proposal for separate drinking water regulator (leading with drinking water)
- understanding choices and alternatives for disinfection of drinking water (Netherlands 20 year journey to current systems) – duty of care to demonstrate that you can do without reticulated disinfection is onerous, and extremely expensive exercise
- agreed by group to retain the option to investigate options other than reticulated disinfection with chlorine

Resolution

DWG21/19 That the Hawke's Bay Drinking Water Governance Joint Committee receives and notes the *"Verbal report and response of the Joint Working Group"*

Nixon/Apatu
CARRIED

6. Update on CHB Water Issues

The Chair noted that this item specifically relates to quantity. Discussions highlighted:

- A Taskforce has been created and HBRC has an application to the Provincial Growth Fund relating to water security and quality in the region
- Central Hawke's Bay District Council surveyed households in the Tikokino and Otane townships as part of investigating the security of private supplies
- Following the survey results, the CHB Water Taskforce agreed that the seemingly low number of residents still experiencing issues with their supply security will be dealt with on an individual basis – first and foremost through contact the Regional Council's grant scheme
- Mark advised that the regional council can assist with funding water storage tanks through the Sustainable Homes programme where eligible ratepayers can now borrow up to \$20,000 at 6% over 10 years paid back through a voluntary targeted rate
- Regional policy to 'give access' to water and resource consent requirements to have 'no more than minor' effects on efficient water takes in the vicinity

DWG22/19 Resolution

That the Hawke's Bay Drinking Water Governance Joint Committee receives and notes the *"Update on CHB Water Issues"* staff report.

Lambert/Atkinson
CARRIED

7. Update on HBRC TANK Plan Change Drinking Water Safety Provisions and the Development Of Source Protection Zones

Ceri Edmonds provided an update on the development of drinking water Source Protection Zones for inclusion in the TANK plan change with discussions highlighting:

- findings of the numerical model have been peer reviewed by GNS, who concluded the approach is appropriate and received "in principle" support from the joint working group 12 March
- the report will be presented to the next Committee meeting
- the ability to apply a flexible approach to the policy to allow for changes to groundwater conditions which may affect the extent of the zones has been adopted by Environment Canterbury and is being considered here
- the regional council has engaged with Environment Canterbury planners and been

advised that no specific legal advice in respect of the SPZ maps was sought, nor was this approach challenged through the plan change process

- Council commenced pre-notification consultation January-March and a number of responses received are yet to be considered by staff
- Staff will present the feedback to the 15 May Regional Planning Committee meeting

DWG23/19 **Resolution**

That the Hawke's Bay Drinking Water Governance Joint Committee receives and notes the *"Update on HBRC TANK Plan Change (PC9) Drinking Water Safety Provisions and the Development of Source Protection Zones"* staff report.

**Bailey/Wise
CARRIED**

8. Joint Working Group Activities Update

The item was taken as read, with Ceri Edmonds providing an update highlighting:

- JWG continues to progress the priority actions in its work plan
- communications workshop was held 14 March to discuss the joint communication approach from the councils, DHB and iwi and draft protocols have been circulated for comment with the intention of being adopted at the next JWG meeting
- an Arsenic Information Sharing Protocol is currently being developed
- The Water Safety Plans for each Council, except NCC, are still to be presented
- A special JWG meeting was held 18 March to further discuss the 3 waters review workshop and consider the content for a joint submission to DIA, MfE and Ministry of Health on the proposed 3 Waters regulation
- The DHB advised they are currently updating their public health resources with JWG providing technical content, peer review and ongoing support as it is intended that the publications will be co-branded
- It was suggested a training session on the Six Principles of Safe Drinking Water targeted at Governance level be provided to the joint committee's next meeting

DWG24/19 **Resolution**

That the Hawke's Bay Drinking Water Governance Joint Committee receives and notes the *"Joint Working Group Activities Update"* staff report.

**Wise/Apatu
CARRIED**

9. Discussion of Minor Items Not on the Agenda

There were no items for discussion

Charles Lambert closed the meeting with a karakia.

Closure:

There being no further business the Chairman declared the meeting closed at 2.40pm on Thursday 11 April 2019.

Signed as a true and correct record.

DATE:

CHAIRMAN:

REPORTS / RECOMMENDATIONS FROM THE STANDING COMMITTEES

MĀORI CONSULTATIVE COMMITTEE MEETING - 13 August 2019

Māori Consultative Committee Recommendation

That the Māori Consultative Committee recommendations be adopted.

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

REPORTS FROM REGULATORY COMMITTEE HELD 23 JULY 2019

1. ADOPTION OF THE DRAFT STORMWATER BYLAW 2019 FOR PUBLIC CONSULTATION

<i>Type of Report:</i>	Legal and Operational
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	772829
<i>Reporting Officer/s & Unit:</i>	Cameron Burton, Manager Environmental Solutions Kim Anstey, Planner Policy/Analyst

1.1 Purpose of Report

To seek Council approval of the draft Napier City Council Stormwater Bylaw 2019, the accompanying Statement of Proposal and to authorise officers to commence the special consultative procedure for adopting the bylaw.

At the Māori Consultative Committee meeting

It was noted in the discussion that although it is good that this bylaw is taking steps to protect the environment, and that there is a budget to start addressing pollution, the past discharges by Napier City Council into the Ahuriri Estuary and the ten year timeline to clean it up is concerning. The aspirational targets of getting the Estuary back to being safe for swimming and for the collection of kaimoana should be set as tangible measures to encourage progress. It is a Treaty of Waitangi obligation to protect taonga, which the Estuary is.

In response to questions the following points were clarified:

- Approximately \$26 million has been approved for investment into the stormwater network and \$10.5 million into the wastewater network. The long term outlook is good. In the short term there is a lot of work to do, and although Napier City Council's environmental solutions team is quite large compared to other Council's nationwide, it is still a lot of work for the resources available.
- Upgrading stormwater and wastewater infrastructure will help to prevent overloading of the system, which has led to the Council discharging into the Estuary previously.
- Water is the number one priority for Council. Councillors are unhappy with previous discharges into the Estuary. It was noted that the new network needs to be able to deal with the rise of extreme weather events too.
- The new aquarium will aim to educate individuals about the environment and conservation, and the aim is to reflect this educational message in the Napier environment. It was noted that of the \$45 million dollar budget for the aquarium,

\$11 million will be funded by Napier City Council, with the balance being funded externally.

- Hastings District Council is also part of the estuary issues, but they are not included in this bylaw.
- The bylaw will not be impacted by the Three Waters Review, although the review will help to strengthen bylaws like this one.
- Currently only high risk industry polluters are interacted with. This bylaw enables warranted Council officers to investigate and interact with all suspected polluters. Negligence by humans is one of the largest contributors to the pollution in the stormwater network. Napier City Council will be able to hold a polluter accountable and pass the cost of clean-up onto them, rather than the ratepayers.
- Iwi authorities and mana whenua groups have been identified, amongst other groups, as being part of the wider consultation process.

It was agreed by the Committee members that they will be telling their Board of Trustees, Marae and community's to only vote for candidates in the next local election who make this issue a priority.

MĀORI CONSULTATIVE COMMITTEE'S RECOMMENDATION

P Eden / T Aranui

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

Councillor Tapine Abstained

Carried

Committee's recommendation

Councillors White / Hague

The Regulatory Committee:

- a. Confirm, in accordance with Section 155 of the Local Government Act 2002, that a Stormwater Bylaw is the most appropriate way of addressing the issues of:
 - i. Protection of the public stormwater system, and the land, structures, and infrastructure associated with that network from damage, misuse or loss.
 - ii. The ability to manage the development, maintenance and use of the public stormwater network, and the land, structures, and infrastructure associated with that network, and provide for the conditions on which connections to the public stormwater network may be made or maintained.
 - iii. Ensuring that discharges into the public stormwater network are appropriately managed, and do not damage the network or compromise the Council's ability to comply with any applicable network discharge consent and Council's water quality targets.
- b. Approve the review of the Draft Napier Stormwater Bylaw 2019 and the Statement of Proposal, and;

- c. Authorise Officers to proceed with public notification and the special consultative procedure as prescribed in the Local Government Act for adopting a bylaw.

Councillor Tapine Abstained

Carried

2. DELEGATION TO CHIEF EXECUTIVE TO APPROVE LIQUOR BANS FOR LARGE EVENTS

Type of Report:	Legal and Operational
Legal Reference:	Local Government Act 2002
Document ID:	747876
Reporting Officer/s & Unit:	Rachael Horton, Manager Regulatory Solutions

2.1 Purpose of Report

The purpose of this report is to request delegated authority to be granted to the Chief Executive to allow for temporary liquor bans to be imposed during large events.

At the Meeting

The Manager regulatory Solutions spoke to the report, advising that it is proposed that delegated authority be provided to the Chief Executive (CE) to impose temporary liquor bans for practical reasons. Requests often come with an application for a special liquor licence which need to be acted on within a 20 day period; the Council meeting cycle does not always conform to that timeline. The CE already has the delegated authority to temporarily suspend a liquor ban.

The temporary liquor bans imposed by the CE will be advised to the Council via the quarterly report.

If the CE is not available the delegated authority would move to the acting CE. Applications for special liquor licences go to the District Licencing Committee.

It was noted there is no appeal process in place for declined applications.

In response to questions from councillors it was noted that Council doesn't have control over the waste created by special events; it is the responsibility of the event organisers to submit a waste management plan, and organise private contractors to remove waste. While there is an action captured in the Waste Management and Minimisation Plan (WMMP) to work with the community and event organisers to facilitate better recycling and food and beverage packaging at events, an event application cannot be declined due to an insufficient waste management plan; Council can only educate and advise.

Committee's recommendation

Councillors Taylor / White

The Regulatory Committee:

- a. Approve the request to grant delegated authority to the Chief Executive to allow for temporary liquor bans to be imposed for large events.

Carried

3. HASTINGS DISTRICT AND NAPIER CITY COUNCIL'S JOINT LOCAL ALCOHOL POLICY (LAP)

<i>Type of Report:</i>	Legal and Operational
<i>Legal Reference:</i>	Sale and Supply of Alcohol Act 2012
<i>Document ID:</i>	769251
<i>Reporting Officer/s & Unit:</i>	Rachael Horton, Manager Regulatory Solutions

3.1 Purpose of Report

The purpose of this report is to obtain a resolution from Council on setting a date at which the Hastings District and Napier City Council's Joint Local Alcohol Policy (LAP) comes into force.

At the Māori Consultative Committee meeting

It was noted that this policy will help address anti-social behaviour in the community. It was also noted that this policy has come about as a result of the lack of action at a national level due to push-back from the liquor industry.

COUNCIL RESOLUTION

At the Regulatory Committee meeting held on Tuesday, 23 July 2019 the committee recommendation was ratified as a DECISION OF COUNCIL.

Councillors White / Boag

That Council:

- a. Receive the report of the Manager, Regulatory Solutions titled "Hastings District and Napier City Council's Joint Local Alcohol Policy (LAP)".
- b. Resolve that in accordance with section 90 of the Sale and Supply of Alcohol Act 2012:
 - i. The Local Alcohol Policy is publicly notified
 - ii. The Local Alcohol Policy comes into force on 21 August 2019
 - iii. The Local Alcohol Policy hours provision in Section 5 of the Local Alcohol Policy comes into force on 21 November 2019.
- c. That a preliminary review be considered in three years after the policy becomes operative with a compulsory full review required within six years of the enforcement date.
- d. That a research working party of the key agencies is developed to start gathering evidence to support the full review of the policy in six years as required by the Sale and Supply of Alcohol Act 2012.

Carried

Committee's recommendation

Councillors White / Boag

The Regulatory Committee:

- a. Receive the report of the Manager, Regulatory Solutions titled "Hastings District and Napier City Council's Joint Local Alcohol Policy (LAP)".
- b. Resolve that in accordance with section 90 of the Sale and Supply of Alcohol Act 2012:
 - i. The Local Alcohol Policy is publicly notified
 - ii. The Local Alcohol Policy comes into force on 21 August 2019
 - iii. The Local Alcohol Policy hours provision in Section 5 of the Local Alcohol Policy comes into force on 21 November 2019.
- c. That a preliminary review be considered in three years after the policy becomes operative with a compulsory full review required within six years of the enforcement date.
- d. That a research working party of the key agencies is developed to start gathering evidence to support the full review of the policy in six years as required by the Sale and Supply of Alcohol Act 2012.
- e. That a **DECISION OF COUNCIL** is required urgently to allow the notification and further actions to implement the joint Hastings District and Napier City Council's Local Alcohol Policy to take place as scheduled by 21 August 2019.

Carried

4. CITY STRATEGY REGULATORY ACTIVITY REPORT - 4TH QUARTER

Type of Report: Information

Legal Reference: N/A

Document ID: 773730

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

4.1 Purpose of Report

To provide an information update on the regulatory activity in the city in each quarter.
The report attached covers the fourth quarter from 1 April until 30 June 2019.

At the Māori Consultative Committee meeting

There was no discussion on this item.

MĀORI CONSULTATIVE COMMITTEE'S RECOMMENDATION

Councillor Tapine / P Eden

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

Carried

Committee's recommendation

Councillors Wise / Tapine

The Regulatory Committee:

- a. Receive the Quarterly City Strategy Regulatory Activity Report for the period 1 April 2019 to 30 June 2019.

Carried

REPORTS FROM FINANCE COMMITTEE HELD 6 AUGUST 2019

1. BAY SKATE FEES AND CHARGES - SUPPORTING INFORMATION

Type of Report:	Information
Legal Reference:	N/A
Document ID:	785059
Reporting Officer/s & Unit:	Glenn Lucas, Manager Sport & Recreation

1.1 Purpose of Report

The purpose of this report is to provide the rationale for the proposed fees and charges increases for Bay Skate for the 2019/20 financial year.

At the Māori Consultative Committee meeting

It was noted that after robust discussion at the Finance Committee meeting, it was decided not to increase Bay Skate's charges at this stage as the risk of losing customers outweighed the potential gain in revenue. The fees will be reviewed as part of the next Annual Plan.

MĀORI CONSULTATIVE COMMITTEE'S RECOMMENDATION

P Eden / T Aranui

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

Carried

Substitute Motion

Committee's recommendation

Councillors Wright / Tapine

That the Finance Committee:

- Agree that the proposed fee increases for Bay Skate are parked and reviewed again in eight months to a year's time, as part of the next Annual Plan, to ensure they are in line with the Financial Strategy.

Carried

REPORTS FROM MĀORI CONSULTATIVE COMMITTEE HELD 13 AUGUST 2019

1. NAMING OF PARENT ROOM FACILITY

Type of Report:	Operational
Legal Reference:	N/A
Document ID:	793811
Reporting Officer/s & Unit:	Jessica Wilson, Community Advisor

1.1 Purpose of Report

To advise on the progress of the parent room facility and to identify a range of options for naming the facility.

At the Meeting

The Community Advisor spoke to the report, seeking feedback on the name for a parent facility in Napier's CBD. A name is sought that reflects the purpose of the space, and that it is intended for any caregiver and child up to 5 years of age to utilise. Feedback from Plunket and the Hawke's Bay Parent Centre was received, and further feedback will also be sought through Kōhanga and early childcare education facilities.

P Eden and N Mackie joined the meeting at 3.12pm

C Ropitini joined the meeting at 3.20pm

Committee members advised that it is best practice to check Te Reo Māori names with any groups who may be associated with them (Iwi or Hapu), and gain their permission to use the name. There has been occasion in the past when inappropriate names have been used, and it has caused offence.

In response to questions the following point was clarified:

- An English translation would help visitors to New Zealand to know what the space is for, however there will be education about the space locally, and a list or pictures of uses of the facility displayed.

Te kōhanga atawhai was the preferred name of the committee as the word kōhanga relates to the care, love and nurturing of children, which will be the purpose of the space. Council officers were advised to consult Matua Hook regarding the use of the name as he is the Chairperson of the Te Kōhanga Reo National Trust.

It was noted that the English translation provided in the report for te kōhanga atawhai as being 'children's nursery' is not quite correct. Translated it is a birds nest. This needs to be clarified, again with Matua Hook, but committee members confirmed that this doesn't need to come back through the Committee for approval.

MĀORI CONSULTATIVE COMMITTEE'S RECOMMENDATION

Councillor Tapine / T Aranui

That Council:

- a. Notes that the Māori Consultative Committee supports the name Te Kōhanga Atawhai with a further recommendation to consult with Matua Hook.

Carried

MĀORI CONSULTATIVE COMMITTEE'S RECOMMENDATION

Councillor Tapine / T Aranui

That Council:

- a. Notes that the Māori Consultative Committee supports the name Te Kōhanga Atawhai with a further recommendation to consult with Matua Hook.

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>	709923
<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 25 June 2019 – 20 August 2019.

Officer's Recommendation

That Council:

- a) Receive the Report of Documents Executed Under Seal for the period 25 June 2019 – 20 August 2019.

ACTING MAYOR'S RECOMMENDATION

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

For the period 25 June 2019 – 20 August 2019

Date	Document	Presenting Officer
26.06.2019	Easement 96 Austin Street, Napier	Colin Hunt
02.07.2019	Sewer Easement in gross and Fencing Covent both for 112 Nuffield Avenue Subdivision	Colin Hunt
03.07.2019	Revocation of Easement 96 Austin Street, Napier	Colin Hunt
03.07.2019	Partial Surrender of Easement in Gross 96 Austin Street, Napier	Colin Hunt
12.07.2019	Surrender of Easement in Gross Ford Road, Onekawa, Napier	Colin Hunt

12.07.2019	Partial Surrender of Easement in Gross, 18 Salisbury Avenue, Tamatea, Napier	Colin Hunt
12.07.2019	Easement in Gross 18 Salisbury Avenue, Tamatea, Napier	Colin Hunt
18.07.2019	Car Rental Licence Agreement HB Airport Ltd and Motoka Rentals Ltd (Thrifty) in duplicate	HB Airport
25.07.2019	Create an Easement in Gross 44 Downing Avenue subdivision	Colin Hunt
06.08.2019	Sewer Easement in Gross 21 & 23A Holyrood Street	Colin Hunt
06.08.2019	Sewer Easement in Gross 3 Maadi Road, Napier	Colin Hunt
12.08.2019	Sewage Easement 93 Puketapu Road, Napier	Colin Hunt
12.08.2019	Consent to Transfer Lessee's interest held in Lease 11380895.1 54 Pandora Road, Napier	Bryan Faulknor
12.08.2019	Renewal of Ground Lease 703 & 705 Meeanee Quay, Westshore	Bryan Faulknor
14.08.2019	Consent to transfer leases 703 & 705 Meeanee Quay, Westshore	Bryan Faulknor

1.2 Attachments

Nil

2. RESOURCE CONSENTS

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	709928
<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 25 June 2019 – 20 August 2019.

Officer's Recommendation

That Council:

Receive the report on Resource Consents issued under delegated authority for the period 25 June 2019 – 20 August 2019.

ACTING MAYOR'S RECOMMENDATION

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

Attached is the report with information on Resource Consents under delegated authority for the period 25 June 2019 – 20 August 2019.

2.2 Attachments

A Resource Consents 25 June - 20 August 2019 [↓](#)

Resource Consents (Subdivision & Land Use) Issued between 25 June 2019 – 20 August 2019

Consent Number	Site Location	Applicant	Proposal	Activity Status	Decision Date
RM190079	1 Shakespeare Rd	C Hickson	Seismic strengthening to achieve 100% NBS of a Group 1 Heritage item in the Art Deco Quarter/Fringe Commercial zone	Restricted Discretionary	25 June 2019
RMS19054	5 Chester St	L Ellison	Main Residential zone subdivision to create one additional lot (two in total)	Controlled	25 June 2019
RMS19003	113 Fryer Rd	N & D Kirton	Subdivide amalgamated lots to create an additional lot (two in total) in the Rural Residential zone	Controlled	1 July 2019
RMS19055	38 Guppy Rd	J & M Wilson	Main Residential zone subdivision to create one additional lot (two in total)	Controlled	1 July 2019
RMS19053	9 Lowther Pl	M & J Watts	Main Residential zone subdivision to create one additional lot (two in total)	Controlled	1 July 2019
RMS19036	21 Gebbie Rd	P Panapa & R King	Main Residential zone subdivision to create one additional lot (two in total)	Restricted Discretionary	2 July 2019
RM190076	398 Prebensen Dr	Napier City Council	Undertake earthworks (pre-loading) that exceeds the maximum threshold within the Main Residential zone	Restricted Discretionary	2 July 2019
RMS19056	20 Cassino Cres	B & K Forman	Main Residential zone subdivision to create fee simple titles around existing dwellings	Controlled	4 July 2109
RM190083	170A Waghorne St	Mana Ahuriri Trust	Re-establish offices within an existing office building located in the Northern Residential zone	Discretionary	4 July 2019
RM190025	69-87 Ford Rd	Wallace Development Company Ltd	Establish three hospitality units and one additional retail tenancy as part of the	Restricted Discretionary	9 July 2019

			proposed K-Mart development within the Large Format Retail zone		
RM190086	58 Dickens St	High Vape Napier Ltd T/A Shosha	Establish additional above veranda signage which exceeds size requirements within the Inner City Commercial zone	Discretionary	15 July 2019
RM190072	36 Austin St	Apley Properties Ltd	Multi-unit development within the Main Industrial zone encompassing a total of three units (workshop, storage and retail) infringing yards, landscaping and vehicle loading and manoeuvring provisions	Restricted Discretionary	15 July 2019
RM190084	35 Poraiti Rd	EA Ash	Section 127 variation to approved resource consent RM190033 to change the total volume of earthworks, cut, fill, depth, natural slop and road design	Variation	15 July 2019
RMS19052	263 Riverbend Rd	D Harris & M Batista	Main Rural zone subdivision to create one additional lot (two in total)	Non-complying	16 July 2019
RMS19057	61 – 77 Oak Rd	Silverhills Trustees Ltd	Section 127 variation to approved resource consent to allow the re-alignment of boundaries of lots and amend condition five to clarify setback distances for lots	Variation	16 July 2019
RMS19062	32 Herrick St	G & K Buscke	Main Residential zone subdivision to create one additional lot (two in total)	Controlled	16 July 2019
RMS19058	14 Elizabeth Rd	J & R Hopkinson	Napier Hill Character zone subdivision to create one additional lot (two in total)	Controlled	16 July 2019
RMS19060	144 Charles St	MJ Ellison	Northern Residential zone subdivision to create one additional lot (two in total)	Controlled	18 July 2019

RM190092	32 James Foley Ave	M Meech	Multi-unit residential development encompassing one additional dwelling (two in total)	Controlled	19 July 2019
RM190090	2 Clive Square East	Anca Properties Ltd	Seismic upgrade and alterations to an existing hotel with infringements of height control and car parking requirements in the Art Deco Quarter zone	Restricted Discretionary	19 July 2019
RM190017	310 Riverbend Rd	Whatever It Takes Trust Inc	Establish ten Community Social Housing units in the Main Rural zone	Non-complying	19 July 2019
RM190093	61 Freyberg Ave	Flaming Phoenix Entertainment Ltd	Temporary Activity exceeding even threshold and with a building exceeding maximum height for the zone	Restricted Discretionary	23 July 2019
RMS19063	44 & 48 Churchill Dr	Napier Gospel Hall Trust	Rural Residential zone boundary adjustment (no new lots created)	Controlled	25 July 2019
RMS19064	26 & 26A Cameron Rd	M & P Brennan	Boundary adjustment to align two sites in the Napier Hill Character zone	Restricted Discretionary	30 July 2019
RM190085	198 Church Rd	Structural Concepts	Construction of a storage cellar within the Productive Rural Precinct and upon a HAIL site and subject to the NES (contaminated soils)	Controlled	1 August 2019
RMS19065	172 Te Awa Ave	D & P MacDonald	Main Residential zone subdivision to create one additional lot (two in total) and build a new dwelling with a living court infringement	Restricted Discretionary	2 August 2019
CE190001	1 Gladstone Rd	RG Grocott Moerangi Trust	Alterations to an existing dwelling resulting in a minor front yard infringement within the Napier Hill Character zone	Deemed Permitted Marginal	2 August 2019

RM190095	19 Lincoln Rd	DJ Gardiner	Build a garage/workshop infringing the front yard and vehicle standing space rule in the Napier Hill Character zone	Restricted Discretionary	5 August 2019
RMS19066	276 Kennedy Rd	AJ Hugan	Main Residential zone subdivision to create one additional lot (two in total)	Controlled	5 August 2019
RMS19067	100 Murphy Rd	RJ Alexander	Main Residential zone subdivision to create one additional lot (two in total)	Restricted Discretionary	6 August 2019
RM190097	70 Tennyson St	Wallace Development Company Ltd	Multi-unit development of an existing building development within the Art Deco Quarter entailing three residential units and three commercial units	Restricted Discretionary	7 August 2019
RM190094	56B Simla Tce	CR Johnston	Construct a dwelling within the Napier Hill Character zone infringing open space and height controls and vehicle parking/manoeuvring	Restricted Discretionary	7 August 2019
RMS19068	136B Te Awa Ave	N & W Tierney	Main Residential zone subdivision to create one additional lot (two in total) and associated multi-unit development entailing two dwellings	Controlled	7 August 2019
RM180157A	371 Gloucester St	Simkin Properties Ltd	Section 127 variation to approved Resource Consent RM180157 (funeral chapel) to allow additional signage	Variation	12 August 2019
RM190089	22 Gee Pl	JA Paku	Construct a dwelling with attached garage infringing the 5m front yard within the Main Residential zone	Restricted Discretionary	12 August 2019
RM190103	433 Marine Pde	DH McNicol	Proposed extension of existing balcony in the Marine Parade Character zone	Restricted Discretionary	19 August 2019
RM190106	43 Severn St	Forty Three Ltd	Section 125 extension request to RM140095	Sec 125 Extn	19 August 2019
RM190056	5 Kenny Ave	Neil Fletcher Design	Removal of an existing dwelling within the Battery Road Character area and	Discretionary	19 August 2019

			subsequent multi-unit development entailing two dwellings infringing yards, height and coverage		
RM190099	105 Taradale Rd	C & S Lung	Build an additional dwelling on the site resulting in multi-unit consent in the Main Residential zone	Restricted Discretionary	19 August 2019

3. TENDERS LET

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	709933
<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 25 June 2019 – 20 August 2019.

Officer's Recommendation

That Council:

- a. Receive the Report of Tenders Let for the period 25 June 2019 – 20 August 2019.

ACTING MAYOR'S RECOMMENDATION

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

No Tenders were let during this period.

3.2 Attachments

Nil

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>	769715
<i>Reporting Officer/s & Unit:</i>	Cheree Ball, Governance Advisor

4.1 Purpose of Report

To present the year to date Official Information Requests statistics.

Officer's Recommendation

That Council:

- a. Receives the report 'Official Information Requests' for the year to 20 August 2019.

ACTING MAYOR'S RECOMMENDATION

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

Statistics for the Official Information Requests received for the year to 20 August 2019 are included in the **attached** report.

4.2 Attachments

- A LGOIMA report to 20 August 2019 [↓](#)

REPORT: For the year to 20 August 2019
Requests made under the Local Government Official
Information and Meetings Act 1987





Month	Requests Received	Responses to requests	Responses with information fully released	Responses with information partially withheld	Responses with information fully withheld	Average number of working days to respond	Charging advised (for all or part of a request)	Proceed with charges as advised	Ombudsman complaints
January 2019	11	2	1	1 7(2)(a) & 17(e)	0	5.5	0	0	0
February 2019	15	9	7	2 7(2)(a) - 2	0	15.33	0	0	0
March 2019	13	19	13	6 7(2)(a) - 5 7(2)(a) & 7(2)(c) - 1	0	14.21	0	0	0
April 2019	8	10	9	1 7(2)(a) & 7(2)(c)(iii)	0	14.4	0	0	0
May 2019	22	14	13	1 7(2)(a) - 1	0	10.28	2	1	0
June 2019	20	11	6	5 7(2)(a) - 2 17(d) - 1 7(2)(g) - 1 7(2)(b)(ii) & 7(2)(h) - 1	0	14.45	2	0	0
July 2019	23	27	19	5 7(2)(a) - 4 29(1)(a) - 1	3 7(2)(g) - 1 7(2)(i) - 1 17(f) - 1	14.74	0	0	0



Month	Requests Received	Responses to requests	Responses with information fully released	Responses with information partially withheld	Responses with information fully withheld	Average number of working days to respond	Charging advised (for all or part of a request)	Proceed with charges as advised	Ombudsman complaints
August 2019 (to 20.08.2019)	8	19	11	7 7(2)(a) – 6 7(2)(e), 7(2)(i) – 1	1 17(f) – 1	14	0	0	0
YTD Total	120	111	79	28	4	12.86	4	1	0



Requests received for the year to 20 August 2019:

Directorate	January	February	March	April	May	June	July	August	TOTAL RECEIVED YTD
Finance and Commercial	<ul style="list-style-type: none"> - Economic grants to Toyota NZ - Annual advertising spend 	<ul style="list-style-type: none"> - Giblin Group - Council contracts - Council fees and charges 	<ul style="list-style-type: none"> - McLean Park costs - Legal costs 		<ul style="list-style-type: none"> - McLean Park costs - Earthquake risk assessment reports 	<ul style="list-style-type: none"> - Stakeholder strategies - Earthquake-prone buildings costs 	<ul style="list-style-type: none"> - Parking warden rem - Financial contributions to Summerset rest home 	<ul style="list-style-type: none"> - Finance paid to NZ Drug Foundation - PR/ Comms numbers and budgets - RC income and expenditure 	16
The Council	<ul style="list-style-type: none"> - CCTV footage 	<ul style="list-style-type: none"> - Annual statistics - Onekawa/Tamatea ward 	<ul style="list-style-type: none"> - Settlement - Napier city flag 		<ul style="list-style-type: none"> - Governance principles - Council's code of conduct - CE Remuneration - Aquatic centre SOC 	<ul style="list-style-type: none"> - Code of conduct complaints - Councillor behaviour - Marked up electoral role - Diversity - Recordings of extra council meeting 	<ul style="list-style-type: none"> - Civic Awards - Aquatic centre voting - Attendances at Council meetings - Mayor trips to China 	<ul style="list-style-type: none"> - Elected members social media 	19
Planning, Policy and Strategy				<ul style="list-style-type: none"> - Residential buildings 	<ul style="list-style-type: none"> - Use of WHO qualifications regulations 1993 - Privacy policy 	<ul style="list-style-type: none"> - Class 4 Gambling policy - DP Hearing Committee agenda 2002 - Boundary survey - Significance and engagement policy 			7
Culture, Community and Events	<ul style="list-style-type: none"> - War Memorial letter to Internal Affairs 1947 - Water Safety funding 2017/18 	<ul style="list-style-type: none"> - Engineering reports for pools - War Memorial/Strat a Group 	<ul style="list-style-type: none"> - Napier Aquatic Centre 		<ul style="list-style-type: none"> - Aquatic centre site reports - Intellectual property agreements - Citrus studio - Programmes for 65+ 	<ul style="list-style-type: none"> - Inky's escape - Visitor information - War memorial centre – design intellectual property 	<ul style="list-style-type: none"> - Creative Arts Napier service agreement - Fitout of library 	<ul style="list-style-type: none"> - Story time info 	14



Directorate	January	February	March	April	May	June	July	August	TOTAL RECEIVED YTD
Environment Parks and Gardens			- Info about mosquitos	- Public toilets			- McLean Park/ Caledonian society - Events on public land		4
Consenting and Compliance	- Unison consents and complaints - Parked vehicles for sale - Complaints against a business - Building consents data 2017/18 - Earthworks report	- Noise complaints - Armourguard freedom camping procedures - Request for correspondence - King street docs - Quarrying consents - Property information - Noise complaint documentation	- Parking officer info - Driveway entrance compliance - Armourguard complaints freedom camping - Parking fine query - Noise control complaints - Westshore beach reserve/Armour guard	- Cat controls in resource consents - Resource consents info - Pre-set concrete floors in Napier buildings - Resource consent application	- Port noise complaints - Shooting ranges - Parking tickets		- Flaggpole correspondence - Defective buildings - Infringement notices - Complaints re [address] - Parking statistics - Dog costings - Mass movement hazard - Dog issue	- Noise complaints - Building file	35
Animal Management				- Animal control incident	- Service performance snapshot and impounded dogs - Dog file information	- Dog control services costs			4



Directorate	January	February	March	April	May	June	July	August	TOTAL RECEIVED YTD
Infrastructure Services and Transport	<ul style="list-style-type: none"> - WMMP funding grants 	<ul style="list-style-type: none"> - Microbiology test results 	<ul style="list-style-type: none"> - Recycling 	<ul style="list-style-type: none"> - Water questions 	<ul style="list-style-type: none"> - WMMP and electronic waste - Waste management and recycling - Traffic and other demographics - Recycling - Aquatic pool tenders - Onekawa site reports 	<ul style="list-style-type: none"> - Landfill and recycling data - Stormwater, Jervoisstown - Mean sea level - Water treatment 	<ul style="list-style-type: none"> - Logging trucks - Water restrictions - Dirty water - Community water restrictions - Pattle Delamore report - Chlorination by-products monitoring programme 	<ul style="list-style-type: none"> - Construction projects 	21

PUBLIC EXCLUDED ITEMS

That the public be excluded from the following parts of the proceedings of this meeting, namely:

Agenda Items

1. Aquatic Centre Legal Update
2. Hawke's Bay Airport Limited - Report to Shareholders
3. Hawke's Bay Airport Limited - Remuneration of Directors
4. COMMUNITY SERVICES GRANT FUNDING DECISIONS 2019-20
5. Council Projects Fund - Applications

Reports from Strategy and Infrastructure Committee held 23 July 2019

1. Direct Engagement - Kennedy Park Ablution Block Rebuild
2. C 1219 Recycling Contract

Reports from Finance Committee held 6 August 2019

1. PROPERTY SALES
2. Parking property acquisition

Reports from Community Services Committee held 6 August 2019

1. Strategic Review of Community Housing
2. Community Housing Operational Policy

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. Aquatic Centre Legal Update	7(2)(g) Maintain legal professional privilege	48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting

	7(2)(i) Enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	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. Hawke's Bay Airport Limited - Report to Shareholders	<p>7(2)(c)(i) Protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information or information from the same source and it is in the public interest that such information should continue to be supplied</p> <p>7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities</p>	48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist: (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.
3. Hawke's Bay Airport Limited - Remuneration of Directors	<p>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</p> <p>7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities</p>	48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist: (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.

<p>4. COMMUNITY SERVICES GRANT FUNDING DECISIONS 2019-20</p>	<p>7(2)(a) Protect the privacy of natural persons, including that of a deceased person</p> <p>7(2)(c)(i) Protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information or information from the same source and it is in the public interest that such information should continue to be supplied</p>	<p>48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist: (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.</p>
<p>5. Council Projects Fund - Applications</p>	<p>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</p> <p>7(2)(c)(i) Protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information or information from the same source and it is in the public interest that such information should continue to be supplied</p>	<p>48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist: (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.</p>
<p>Reports from Strategy and Infrastructure Committee held 23 July 2019</p>		
<p>1. Direct Engagement - Kennedy Park Ablution Block Rebuild</p>	<p>7(2)(h) Enable the local authority to carry out, without</p>	<p>48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting</p>

	prejudice or disadvantage, commercial activities	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. C 1219 Recycling Contract	<p>7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities</p> <p>7(2)(i) Enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist: (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.

Reports from Finance Committee held 6 August 2019

1. PROPERTY SALES	7(2)(i) Enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	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. Parking property acquisition	7(2)(b)(ii) Protect information where the making available of the information would be likely unreasonably to	48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting

	<p>prejudice the commercial position of the person who supplied or who is the subject of the information</p> <p>7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities</p> <p>7(2)(i) Enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>would be likely to result in the disclosure of information for which good reason for withholding would exist:</p> <p>(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.</p>
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Reports from Community Services Committee held 6 August 2019

1. Strategic Review of Community Housing	<p>7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities</p> <p>7(2)(i) Enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist:</p> <p>(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.</p>
2. Community Housing Operational Policy	<p>7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities</p>	<p>48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist:</p> <p>(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.</p>

ORDINARY MEETING OF COUNCIL

Open Minutes

Meeting Date:	Thursday 11 July 2019
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Time:	3.00pm-4.11pm
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Venue	Council Chambers Hawke's Bay Regional Council 159 Dalton Street Napier
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Present	Acting Mayor White (In the Chair), Councillors Boag, Brosnan, Dallimore, Hague, Jeffery, McGrath, Price, Tapine, Taylor, Wise and Wright
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In Attendance	Chief Executive, Director Corporate Services, Director Community Services, Director Infrastructure Services, Director City Services, Director City Strategy, Manager Communications and Marketing, Chief Financial Officer, Manager Community Strategies, Senior Advisor Policy, Event Manager, Team Leader Governance, Strategic Finance Advisor
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Administration	Governance Team
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Apologies

Council resolution

Councillors Wright / Boag

That the apology from Mayor Dalton be accepted.

Carried

Conflicts of interest

Councillor Jeffery declared an interest in Item 1 of the reports from the Regulatory Committee meeting held 11 June 2019.

Public forum

Nil

Announcements by the Acting Mayor

The Acting Mayor noted that she was deeply saddened to hear of the recent passing of Christine Packer, and acknowledged the tremendous amount of volunteer work she had undertaken.

Announcements by the management

Nil

Confirmation of minutes

Council resolution

Councillors Brosnan / Wise

That the Draft Minutes of the Ordinary meeting held on 28 May 2019 be confirmed as a true and accurate record of the meeting.

Carried

Council resolution

Councillors Price / Wright

That the Draft Minutes of the Extraordinary meeting held on 4 June 2019 be confirmed as a true and accurate record of the meeting.

Carried

Council resolution

Councillors Wright / Dallimore

That the Draft Minutes of the Extraordinary meeting held on 28 June 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>
3	Cr Boag	Is there any recommendation or discussion coming to Council around Climate Change.	City Strategy/ Infrastructure Services
Reports under delegated authority - 2	Cr Jeffery	It was requested that any non-complying or contentious activities be advised to the Hearings Committee through the Chair, explaining why resource consent has been granted.	City Strategy

AGENDA ITEMS

1. NEPTUNE ENTERTAINMENT - CONCERTS AT TREMAIN FIELD

Type of Report:	Contractual
Legal Reference:	Reserves Act 1977
Document ID:	766884
Reporting Officer/s & Unit:	Kevin Murphy, Event Manager

1.1 Purpose of Report

To seek Council's approval for Neptune Entertainment to stage two concerts at Tremain Field in 2020.

At the meeting

A number of Councillors agreed that it was appropriate for Council to collect a percentage of ticket sales.

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

- An alcohol ban will be in place for these concerts; this was not the case for the Church Road concert that resulted in a number of complaints.
- The promoters are currently looking for artists. Council will address security concerns etc. with the promoter once the artists are confirmed. A Councillor noted the importance of ensuring that the artist is appropriate for the area.
- Napier is currently limited to five concerts a year due to restrictions at Church Road. Having an alternative venue would allow additional concerts to be held in Napier.
- The Chairman of the Napier Old Boys' Marist Club was present when the promoters were shown the venue. It is likely that the clubrooms would also be used in some manner.
- The last concert held at Park Island was around nine years ago and was not well attended.
- There are a number of similar venues around the country being used for concerts. The promoters will be responsible for ensuring that they meet Council's requirements for use of a public space and a bond will be required to cover the cost of any damage to the grounds/venue.

Council resolution

Councillors Jeffery / Taylor

That Council:

- a. Permit Neptune Entertainment permission to hold two one-day concerts on the Tremain Field from 4:00pm to 10:30pm under section 53(1)(d) and (e) of the Reserves Act 1977 on specific dates yet to be determined.

-
- b. Approve the Chief Executive to negotiate a fair and competitive fee for the use of Tremain Field. This fee would be a percentage of gross ticket sales.
 - c. Approve a licence for Neptune Entertainment to trade and allow the consumption of alcohol on Tremain Field for the duration of each concert under sections 13.1 and 13.2 of the Napier City Parks and Reserves.
 - d. Permit the following areas as a “Specified Public Place” where consumption, possession and bringing of alcohol into is prohibited on the day of the concert (date to be confirmed) from 10:00am to midnight, pursuant to section 147 of the Local Government Act 2002 and the Napier City Council Public Places Liquor Control Bylaw 2014.
 - e. Permit the following areas to be designated as “Specified Public Place” are all those public, places, reserves, roads and footpaths on both sides of the road within the area described as;
 - Clyde Jeffery Drive
 - Westminster Avenue (from Durham Ave to Wharerangi Rd)

Carried

2. ELECTED MEMBERS REMUNERATION DETERMINATION 2019/20

<i>Type of Report:</i>	Legal and Operational
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	764448
<i>Reporting Officer/s & Unit:</i>	Adele Henderson, Director Corporate Services

2.1 Purpose of Report

To present to Council the 2019/20 determination of the Remuneration Authority on remuneration for Elected Members.

At the meeting

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

- The Remuneration Authority have set out the conditions that need to be met for a childcare allowance to be considered by Council. It was confirmed that any childcare allowance would sit outside the remuneration pool.
- The new Council will determine how the remuneration pool will be allocated.
- The current situation means that the Deputy Mayor's salary is unpaid and remains in the budget.
- In relation to comments made around a perceived lack of encouragement of elected member diversity, the Team Leader Governance confirmed that a number of Council officers have been involved in general engagement around elections alongside the other Hawke's Bay Councils, Hawke's Bay District Health Board, Electoral Commission and a number of government departments. This work and the resulting communications campaign has been specifically targeted at traditionally disengaged groups including non-pākehā and youth.

The following points were raised for consideration by the new Council:

- The timing of Council meetings should be considered as 3pm does not suit elected members with school aged children and presents another barrier to meeting their commitments as a Councillor.
- The differential between the Deputy Mayor's remuneration and that of Chairs and Deputy Chairs should be reconsidered. A Councillor noted that the current allocation of the pool does not accurately reflect the additional duties of the Deputy Mayor.

A Councillor noted that they did not believe the Remuneration Authority had appropriately considered or effectively enabled diversity at the table in making this determination.

Council resolution	Councillors Hague / Taylor
	That Council:
	a. Adopt the remuneration levels advised by the National Remuneration Authority for the year 2019/20, from 1 July 2019 until the end of the day on which the official result is declared for Napier City Council following the local government election on 12 October 2019
	b. Note the change in how the Authority sets councillor remuneration from 13 October 2019 (or post official result declaration) to a "governance remuneration pool". The Authority will then consider the

councils' recommendations before determining the remuneration payable to newly elected members.

- c. Note the Remuneration Authority has opened capacity for councils to provide a childcare allowance at their discretion, and specified criteria that must be met whenever payment of this allowance is being considered.

Councillor Tapine voted against the motion

Carried

3. DRAFT MINUTES - CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE MEETING 31 MAY 2019

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	Local Government Official Information and Meetings Act 1987
<i>Document ID:</i>	769842
<i>Reporting Officer/s & Unit:</i>	Cheree Ball, Governance Advisor

3.1 Purpose of Report

To present the draft minutes and additional summary of the Clifton to Tangoio Coastal Hazards Strategy Joint Committee meeting held on 31 May 2019.

At the meeting

It was noted that the contributory fund will essentially be starting costs only and will not go anywhere near covering the cost of the infrastructure. A Councillor advised that the difference in the funds required for Napier beaches compared to Hastings beaches is due to the difference in cause and solutions required.

In response to a question around insurance risk for Napier, it was noted that insurance companies are taking a risk based approach and are looking at coastal erosion specifically in terms of underwriting.

Council resolution	Councillors Brosnan / Dallimore
	That Council:
	<ul style="list-style-type: none"> a. Adopt the draft minutes of the Clifton to Tangoio Coastal Hazards Strategy Joint Committee meeting held on 31 May 2019. b. Note the additional summary provided of the Clifton to Tangoio Coastal Hazards Strategy Joint Committee meeting held on 31 May 2019.
	Carried

4. DRAFT MINUTES - OMARUNUI REFUSE LANDFILL JOINT COMMITTEE 21 JUNE 2019

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	Local Government Official Information and Meetings Act 1987
<i>Document ID:</i>	771100
<i>Reporting Officer/s & Unit:</i>	Cheree Ball, Governance Advisor

4.1 Purpose of Report

To present the draft minutes of the Omarunui Refuse Landfill Joint Committee meeting which was held on 21 June 2019.

At the meeting

There was no discussion on this item.

Council resolution

Councillors Dallimore / Tapine

That Council:

- a. Adopt the draft minutes of the Omarunui Refuse Landfill Joint Committee meeting which was held on 21 June 2019.

Carried

REPORTS / RECOMMENDATIONS FROM THE STANDING COMMITTEES

MĀORI CONSULTATIVE COMMITTEE MEETING - 2 July 2019

At the meeting

It was noted that Peter Eden has replaced George Reti on the Māori Consultative Committee and that Barry Wilson attended the meeting by invitation from the Chair.

Council resolution

Councillors Taylor / 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 STRATEGY AND INFRASTRUCTURE COMMITTEE HELD 11 JUNE 2019

1. DISTRICT PLAN REVIEW - POLICY FRAMEWORK FOR WORKSTREAMS

<i>Type of Report:</i>	Legal and Operational
<i>Legal Reference:</i>	Resource Management Act 1991
<i>Document ID:</i>	748148
<i>Reporting Officer/s & Unit:</i>	Dean Moriarity, Team Leader Policy Planning

1.1 Purpose of Report

The purpose of this report is to follow up on recent seminars held with Council on 3 April and 2 May 2019 regarding the review of the District Plan and for Council to approve 'in principle' the preferred policy direction for specific workstreams so that officers can draft chapters of the District Plan within an agreed framework/strategic direction.

At the meeting

There was no discussion on this item.

Council resolution	<u>Councillors Jeffery / Price</u>
	That the Strategy and Infrastructure Committee:
	a. Endorse 'in principle' the agreed framework that the specific workstreams will follow in the review of the District Plan.
	<u>Carried</u>

2. PARKING STRATEGY ADOPTION

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	Enter Legal Reference
<i>Document ID:</i>	751375
<i>Reporting Officer/s & Unit:</i>	Richard Munneke, Director City Strategy

2.1 Purpose of Report

To adopt the draft Napier Parking Strategy and the Acquisition Guidance Report.

At the meeting

A number of Councillors noted that until Council is able to meet the demand for leased parking they would be uncomfortable with implementing a charge on current two hour free parking spaces.

Council officers advised in response that this decision had already been made by Council. The Strategy allows Council to identify and develop specific sites that would be suitable for parking. A strategy is required for this purpose particularly if Council intends to use the Public Works Act to acquire the land. The Strategy identifies the fundamental priorities for parking and enables Council to facilitate more efficient use of carparking in the City.

A Councillor reiterated that the feasibility of the Dickens Street West site should be assessed as an alternative option when considering an additional parking deck at Tiffen Street carpark, following comments made at the Strategy and Infrastructure Committee meeting.

Council resolution

Councillors Tapine / Hague

That the Strategy and Infrastructure Committee:

- a. Adopt the Napier Parking Strategy for the CBD & Taradale and Acquisition Guidance Report.

Councillors Brosnan and McGrath voted against the motion

Carried

REPORTS FROM REGULATORY COMMITTEE HELD 11 JUNE 2019

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

Type of Report:	Legal
Legal Reference:	Building Act 2004
Document ID:	737346
Reporting Officer/s & Unit:	Malcolm Smith, Manager Building Consents

1.1 Purpose of Report

The report provides an analysis of submissions received on the Statement of Proposal that will enable Council to identify priority buildings under the earthquake-prone building legislation.

At the meeting

There was no discussion on this item.

At the Regulatory Committee meeting held on Tuesday, 11 June 2019 the following committee recommendation was ratified as a DECISION OF COUNCIL.

Councillors White / McGrath

That Council:

- a. Receive the submissions on the Earthquake-Prone Buildings – Identification of Priority Buildings Statement of Proposal.
- b. Adopt the Earthquake-Prone Buildings – Identification of Priority Buildings Statement of Proposal as notified.

Carried

2. RENEWAL OF LICENCE TO OCCUPY - SUNDAY MARKET

Type of Report: Operational

Legal Reference: Reserves Act 1977

Document ID: 736053

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

2.1 Purpose of Report

The purpose of this report is to obtain approval in principle the granting of a Licence to Occupy agreement with Margaret Habib of the Sunday Market for the carpark within the Marine Parade foreshore north of Ocean Spa for a term of 3 years, subject to the s.54(1)(d) Reserves Act 1977 process being successfully completed.

At the meeting

There was no discussion on this item.

Council resolution Councillors Taylor / Tapine

That the Regulatory Committee:

- a. Approve in principle, the granting of a Licence to Occupy to Margaret Carolyn Habib for a term of 3 years, subject to the s.54(1)(d) Reserves Act 1977 process being successfully completed.

Carried

REPORTS FROM AUDIT AND RISK COMMITTEE HELD 20 JUNE 2019

1. RISK MANAGEMENT REPORT JUNE 2019

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	759266
<i>Reporting Officer/s & Unit:</i>	Ross Franklin, Consultant

1.1 Purpose of Report

To provide the Audit and Risk Committee (Committee) with an update on progress with risk management work and to report on the highest paid risks.

At the meeting

There was no discussion on this item.

Council resolution

Councillors Hague / Tapine

The Audit and Risk Committee:

- a. Note the Risk Management work being undertaken by the Napier City Council Risk Committee
- b. Note the current Major Project risks
- c. Receive the Risk Report Dated 11 June 2019

Carried

2. HEALTH AND SAFETY REPORT

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	758627
<i>Reporting Officer/s & Unit:</i>	Sue Matkin, Manager People & Capability

2.1 Purpose of Report

The purpose of the report is to provide the Audit and Risk Committee with an overview of the health and safety performance as at 31 May 2019.

At the meeting

There was no discussion on this item.

Council resolution	Councillors Hague / Tapine
	Committee's recommendation
	The Audit and Risk Committee:
	a. Receive the Health and Safety report as at 31 May 2019.
	Carried

3. EXTERNAL ACCOUNTABILITY - INVESTMENT AND DEBT REPORT

Type of Report: Operational

Legal Reference: N/A

Document ID: 758624

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

3.1 Purpose of Report

To consider the snapshot report on Napier City Council's Investment and Debt as at 31 May 2019.

At the meeting

There was no discussion on this item.

Council resolution

Councillors Hague / Tapine

The Audit and Risk Committee:

- a. Receive the snapshot report on Napier City Council's Investment and Debt as at 31 May 2019.
-

Carried

4. INTERNAL AUDIT - SENSITIVE EXPENDITURE MONITORING

Type of Report: Operational

Legal Reference: Local Government Act 2002

Document ID: 760266

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

4.1 Purpose of Report

To table to the Committee the internal audit on sensitive expenditure monitoring undertaken by Council's internal auditors, Crowe Horwath.

At the meeting

There was no discussion on this item.

Council resolution

Councillors Hague / Tapine

The Audit and Risk Committee:

- a. Receive the report from Crowe Horwath titled 'Sensitive Expenditure Monitoring'.
-

Carried

5. INTERNAL AUDIT - PROPOSED PROGRAMME FOR 2019/20

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	760952
<i>Reporting Officer/s & Unit:</i>	Caroline Thomson, Chief Financial Officer

5.1 Purpose of Report

To table to the Committee the internal audit programme for 2019/20 from Crowe Horwath. Recommendations, feedback and any other review priorities the Committee deems relevant, is sought.

At the meeting

In response to questions from a Councillor, the Chief Financial Officer advised that in the event of a cyber-attack on Council's systems Council must have a business continuity plan in place to continue with business as usual. The reference to cyber-attack in the minutes was in relation to an internal audit planned for Council's business continuity plan.

Council resolution	Councillors Hague / Tapine
	The Audit and Risk Committee:
	a. Resolve that the internal audit programme for 2019/20 from Crowe Horwath is received and approved
	Carried

6. LEGISLATIVE COMPLIANCE - UPDATE REPORT

Type of Report: Operational

Legal Reference: Local Government Act 2002

Document ID: 760953

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

6.1 Purpose of Report

To update the Committee on a number of legislative compliance reviews taking place.

At the meeting

There was no discussion on this item.

Council resolution

Councillors Hague / Tapine

The Audit and Risk Committee:

- a. Note the Legislative reviews being undertaken including the Rating review
-

Carried

7. ANNUAL PLAN 2019/20

Type of Report: Operational

Legal Reference: Local Government Act 2002

Document ID: 764372

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

7.1 Purpose of Report

That the Committee review and provide feedback to Council on the Annual Plan 2019/20 prior to the final adoption on 28 June 2019.

At the meeting

There was no discussion on this item.

Council resolution

Councillors Hague / Tapine

The Audit and Risk Committee:

- a. Receive the Annual Plan 2019/20.
 - b. Provide any feedback to Council on the Annual Plan 2019/20 prior to the final adoption on 28 June 2019.
 - c. Receive the minutes of the Council meeting held on 4 June 2019.
-

Carried

REPORTS FROM FINANCE COMMITTEE HELD 25 JUNE 2019

1. NAPIER CITY COUNCIL REMUNERATION POLICY

<i>Type of Report:</i>	Legal and Operational
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	757537
<i>Reporting Officer/s & Unit:</i>	Sue Matkin, Manager People & Capability

1.1 Purpose of Report

The purpose of the Remuneration Policy is to provide principles to guide the setting of remuneration for Napier City Council employees.

At the meeting

A Councillor referenced the recent restructure of the Strategic Māori Advisor/Pou Ārahi role and acknowledged Council's investment in cultural capacity in this space.

Council resolution	Councillors Wise / Hague
	The Finance Committee:
	a. Endorse the Officers recommendation for Council to adopt the Remuneration Policy 2019-22
	Carried

2. HAWKE'S BAY MUSEUMS TRUST STATEMENT OF INTENT 2019 - 2021

Type of Report: Legal and Operational

Legal Reference: Local Government Act 2002

Document ID: 761617

Reporting Officer/s & Unit: Chris Denby, Finance Accountant

2.1 Purpose of Report

To receive the final Statement of Intent 2019 – 2021 for the Hawke's Bay Museums Trust to Council required for reporting requirements for Council-Controlled Organisations.

At the meeting

There was no discussion on this item.

Council resolution

Councillors Wise / Hague

The Finance Committee:

- a. Receive the final Hawke's Bay Museums Trust Statement of Intent 2019 –2021
-

Carried

REPORTS FROM COMMUNITY SERVICES COMMITTEE HELD 25 JUNE 2019

1. NAPIER POSITIVE AGEING STRATEGY - DRAFT FOR CONSULTATION

Type of Report:	Operational
Legal Reference:	N/A
Document ID:	757232
Reporting Officer/s & Unit:	Michele Grigg, Senior Advisor Policy

1.1 Purpose of Report

This report summarises development of the draft 'Napier Positive Ageing Strategy – Te Rautaki Tipu Ora o Ahuriri' and seeks approval to release it for community feedback prior to its finalisation for adoption by Council.

At the meeting

There was no discussion on this item.

Council resolution	<u>Councillors Wright / Boag</u>
	The Community Services Committee:
	a. Approve the release of the draft Napier Positive Ageing Strategy – Te Rautaki Tipu Ora o Ahuriri for community feedback.
	<u>Carried</u>

2. IRON MAORI EVENT - ROAD CLOSURES

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	755845
<i>Reporting Officer/s & Unit:</i>	Sera Chambers, Transportation Team Administrator Kevin Murphy, Event Manager

2.1 Purpose of Report

To seek approval for the course change and road closures for the Iron Maori events to be held in 2019 and in future years.

At the meeting

There was no discussion on this item.

Council resolution	<u>Councillors Wright / Boag</u>
	The Community Services Committee:
	a. Approve the course change and road closures for the Iron Māori event and other events.
	<u>Carried</u>

REPORTS UNDER DELEGATED AUTHORITY

1. TENDERS LET

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	709911
<i>Reporting Officer/s & Unit:</i>	Debbie Beamish, Executive Assistant to the Chief Executive

1.1 Purpose of Report

To report Tenders let under delegated authority for the period 13 May – 24 June 2019.

At the meeting

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

- The tender in relation to the drop-in pitch lifter was for maintenance work required.
- The National Aquarium contract may need to be extended should the business case proceed and the project moves into the next phases.

Council resolution	Councillors Hague / Price
	That Council:
	a. Receive the Report of Tenders Let for the period 13 May – 24 June 2019.
	Carried

2. RESOURCE CONSENTS

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	709913
<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 14 May – 25 June 2019.

At the meeting

In response to questions from Councillors, it was clarified that there is no mechanism within the resource consent process to deal with vertical evacuation for buildings within tsunami evacuation zones. It was noted that emergency management is not usually considered. Council's strategic direction to build into the hills would be the best mechanism to address this.

It was requested that any non-complying or contentious activities be advised to the Hearings Committee through the Chair, explaining why resource consent has been granted.

Council resolution	Councillors Hague / Price
	That Council:
	a. Receive the report on Resource Consents issued under delegated authority for the period 14 May – 25 June 2019.
	Carried

3. DOCUMENTS EXECUTED UNDER SEAL

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	709915
<i>Reporting Officer/s & Unit:</i>	Debbie Beamish, Executive Assistant to the Chief Executive

3.1 Purpose of Report

To report of Documents Executed Under Seal for the period 13 May – 24 June 2019.

At the meeting

There was no discussion on this item.

Council resolution

Councillors Hague / Price

That Council:

- a) Receive the Report of Documents Executed Under Seal for the period 13 May – 24 June 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>	769698
<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

There was no discussion on this item.

Council resolution

Councillors Hague / Price

That Council:

- a. Receives the report 'Official Information Requests' for the year to 28 June 2019.

Carried

PUBLIC EXCLUDED ITEMS

Council resolution

Councillors Taylor / Brosnan

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

Carried

Agenda Items

1. Citizens' Civic Awards 2019
2. Project Shapeshifter

Reports from Strategy and Infrastructure Committee held 11 June 2019

1. Art Deco Update

Reports from Community Services Committee held 25 June 2019

1. Regional Museum Research and Archives Centre

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. Citizens' Civic Awards 2019	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
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		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. Project Shapeshifter	<p>7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities</p> <p>7(2)(i) Enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist: (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.

Reports from Strategy and Infrastructure Committee held 11 June 2019

1. Art Deco Update	7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities	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.
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Reports from Community Services Committee held 25 June 2019

1. Regional Museum Research and Archives Centre	7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities	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:
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		(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.
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The meeting moved into Committee at 4.11pm.

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

Chairperson

Date of approval