



SUSTAINABLE NAPIER COMMITTEE

Open Minutes

Meeting Date: Thursday 24 March 2022

Time: 9.00am – 11:49am

Venue Via Zoom (Audiovisual Link)

Livestreamed via Council's Facebook page

Present Councillor Price (In the Chair), Mayor Wise, Deputy Mayor Brosnan, Councillors Boag, Browne, Chrystal, Mawson, McGrath, Simpson, Taylor and Wright

In Attendance Chief Executive (Steph Rotarangi)
Director Infrastructure Services (Debra Stewart)
Director Programme Delivery (Jon Kingsford)
Director City Services (Lance Titter)
Director City Strategy (Richard Munneke)
Director Community Services (Antoinette Campbell)
Manager Communications and Marketing (Julia Atkinson)
Chief Financial Officer (Caroline Thomson)
Manager Property (Bryan Faulknor)
Manager Water Strategy (Russell Bond)
Manager Environmental Solutions (Cameron Burton)
Environmental Compliance Officer (Caitlin Egan)
Team Leader Transportation (Robin Malley)
Manager City Development (Paulina Wilhelm)
Manager Regulatory Solutions (Rachael Bailey)
Team Leader Planning and Compliance (Luke Johnson)
Strategic Planning Lead (Fleur Lincoln)
Major Development Lead (Sophie Elliott)
Team Leader City Design & Urban Renewal (Georgina King)
Team Leader Development and Standards (Retha du Preez)
Manager Community Strategies (Natasha Mackie)
Team Leader Napier Assist | Āwhina Tangata (Dan Hicks)
Māori Partnership Manager - Te Kaiwhakahaere Hononga Māori (Beverley Kemp-Harmer)

Māori Partnership Manager - Te Kaiwhakahaere Hononga
Māori (Hilary Prentice)

Administration Governance Team (Anna Eady & Carolyn Hunt)

Karakia

The Chief Executive opened the meeting with a karakia

Apologies

Councillors Wright / Boag

That the apologies from Councillors Crown and Tapine be accepted, and an apology for lateness from Councillor Taylor be accepted.

Carried

Conflicts of interest

Nil

Public forum

Andrea Manley - General Manager Strategy and Innovation, Napier Port

(PowerPoint presentation Doc ID: 1447601)

Ms Manley presented to the Hawke's Bay Joint Transport Committee recently on the Napier Port's business strategy, how it translates into the transport network, and how it aligns with the land transport strategy for the Hawke's Bay region.

The Port historically was a very efficient organisation within the Port gates, however it had a reputation for being inflexible with customers. The overall business strategy was refreshed with the intention of extending the efficiencies to customers and to start looking at the overall supply chain network, adding value to cargo owners.

The intention is for the Port to build a sustainable and economically viable future focused supply chain network, in partnership with the Napier community and the Port's key stakeholders.

Half the volume of freight transported to and from the Port is empty containers. The transport of empty containers can be reduced by matching the import and export networks; this reduces the cost of freight and the value of that saving can be shared back with stakeholders. To develop this solution the Port's landside infrastructure network would need to be developed. Prior to the Kaikōura Earthquake, when Centre Port closed, the Port ran three trains a day to Palmerston North. Rail gradually dropped off and was replaced with road transport. The Port is focused on developing the rail network again, and has a Napier Port train running five days a week to Manawatū, and on to the rest of the North Island. There is also a daily train running between Napier and Wairoa.

The Port is nearing the completion of the new 6 Wharf. This wharf is needed to support the region's growth. If the Port can develop a network that connects Napier with the central and lower North Island, it will attract further cargo which will boost the local economy through jobs at the Port and also in the transport industry.

The lowering of the speed limit on highway 5 between Tāupo and Napier has had an impact on the number of trucks getting through, so is another reason this transport network is important.

Napier Port is the fourth largest container port in New Zealand, and second largest by log tons. Over 80% of cargo comes from within a 100km radius of the Port. Only 34% of cargo comes from the central North Island, thus the desire to develop the network with the central and lower North Island.

The Port's strategy recognises that they are mutually reliant on other industries within the region, such as the horticulture industry. The relationship is mutually beneficial so it is in the Port's best interest to work with others to build a thriving region. The Business strategy is about growth, commercial growth, growth of safety outcomes, sustainability growth, technology growth and the development of skills and capabilities.

The Port have aligned themselves with the United Nations Sustainable Development Goals that they can make a difference on. Part of this is the development of the Marine Cultural Health Programme, developed with local Iwi, to understand the health of the marine environment from a user and a technical perspective. Measurements will be taken over time and actions adjusted to make sure the health impacts are minimal.

Another of the Port's Sustainability goals is to be carbon zero by 2050. They are already replacing vehicles with electric options where appropriate. For the tugs and pilot boats they are looking at alternative sustainable fuel options.

Napier Port networked infrastructure goal is to collaborate with importers and exporters on marine-side and on the land-side to provide sustainable supply chain solutions.

Councillor Taylor joined the meeting at 9:24am

Announcements by the Mayor

The Gisborne District has had significant rain and flooding in the last day and the Gisborne District Council has declared a state of emergency. Napier City Council (NCC) will be supporting them in any way it can as they help their community recover from the situation. Napier has had a lot of rain over the last day and the Mayor encourages residents to report any concerns they may have to the Council.

Announcements by the Chairperson

Congratulations to Council Officer Debra Stewart on her appointment as the Director of Infrastructure.

Announcements by the management

The Director Infrastructure said the team worked hard through the night to ensure Napier's infrastructure coped with the heavy rain. No significant issues have occurred, and staff will be watching the forecast today to make sure there is no negative impact on our community. Council has resolved a few issues recently which will be helping prevent street flooding with heavy rain.

An update on the top five water projects is attached to the minutes (*Doc ID:1447977*) and covers:

1. Low Manganese drinking water
2. Pandora Industrial Pipeline remediation
3. Fire Flows at Bayview
4. Generator purchase
5. Stormwater outlet water quality Improvements

The team at McLean Park will be doing their best to ensure the rain does not impact on the international cricket match this weekend.

There has been a massive amount of rain in the hills around Hawke's Bay. NCC will be working with Hawke's Bay Regional Council to mitigate the impact of the rain coming down from the hills.

Confirmation of minutes

Councillors Simpson / Chrystal

That the Minutes of the meeting held on 10 February 2022 were taken as a true and accurate record of the meeting.

Carried

Mayor Wise / Councillor Simpson

That the Minutes of the meeting held on 17 February 2022 were taken as a true and accurate record of the meeting.

Carried

Attachments

- 1 Napier Port Presentation.pdf
 - 2 Top 5 water projects - March 2022.pdf
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AGENDA ITEMS

1. INTEGRATED TRADE WASTE AND WASTEWATER BYLAW: CONSULTATION PROPOSAL

Type of Report: Legal and Operational

Legal Reference: Local Government Act 2002

Document ID: 1417631

Reporting Officer/s & Unit: Caitlin Egan, Environmental Compliance Officer

1.1 Purpose of Report

The purpose of this report is to outline a proposal to promulgate a new Integrated Trade Waste and Wastewater Bylaw under ss146 (1)(a)(iii) and 146(1)(b)(iii) of the Local Government Act 2002 (LGA).

At the Meeting

The Officer spoke to the report, stating that a Decision of Council is needed today to ensure the timelines are met leading up to the implementation of the new bylaw.

In response to questions from the Committee it was clarified:

- This proposed bylaw is modelled on a recently implemented bylaw in Queenstown Lakes District. They integrated all of the three waters bylaws and have administration manuals sitting underneath. Officers also contacted Hastings District Council and Gisborne District Council and adopted aspects of their bylaws which make sense. It makes things less confusing for users if Napier and Hastings have similar bylaws, and if and when the new Three Waters entities come into being it will make it easier if the different Councils in the region are doing the same things.

Committee's recommendation

Councillors Simpson / Browne

The Sustainable Napier Committee:

The Sustainable Napier Committee make a **DECISION OF COUNCIL** under delegated authority to:

- a. Endorse the content of this report including *Attachment 1 Statement of Proposal*.
- b. Agree that pursuant to s155(2)(b) and 155(3) of the LGA, the proposed bylaw is not inconsistent with the New Zealand Bill of Rights Act 1990 (NZBORA).
- c. Adopt the proposal and the draft Integrated Trade Waste and Wastewater Bylaw for the purposes of public consultation *Attachment 2*.
- d. Approve the commencement of the special consultative procedure in accordance with s83(1) of the LGA in relation to the proposal.

Carried

2. WATER SUPPLY BYLAW STATEMENT OF PROPOSAL

<i>Type of Report:</i>	Legal and Operational
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	1441447
<i>Reporting Officer/s & Unit:</i>	Russell Bond, Manager Water Strategy Lance Groves, Water Planning Lead

2.1 Purpose of Report

The purpose of this report is to:

- 1) Outline a proposal to re-promulgate the Napier City Water Supply Bylaw that was revoked pursuant to s 160A of the Local Government Act 2002 (LGA) on 26 June 2019 (the proposal); and
- 2) To recommend that the Napier City Council (the Council) commence the special consultative procedure in accordance with s 83(1) of the LGA in relation to the proposal.

At the Meeting

The Officer spoke to the report and clarified that the residents in Bayview will not be charged the volumetric targeted rate moving forward as their demand is the same as all other Napier residents in the urban boundary.

Committee's recommendation

Councillors Browne / Simpson

The Sustainable Napier Committee:

- a. Make a **DECISION OF COUNCIL** under delegated authority to enable public consultation to occur at the same time as the Trade Waste and Wastewater Bylaw public consultation.
- b. Endorse the content of this report (including Attachment 1 *Statement of Proposal*).
- c. Endorse that pursuant to ss 155(2)(b) and 155(3) of the LGA, the proposed Bylaw is not inconsistent with the New Zealand Bill of Rights Act 1990 (NZBORA).
- d. Adopt the proposal and the proposed Water Supply Bylaw for the purposes of public consultation.
- e. Approve the commencement of the special consultative procedure in accordance with s 83(1) of the LGA in relation to the proposal.

Carried

3. REPORT ON THREE WATERS REFORM PROGRAMME

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1442095
<i>Reporting Officer/s & Unit:</i>	Rebecca Huckle, Three Waters Reform Programme Manager Russell Bond, Manager Water Strategy

3.1 Purpose of Report

To inform the Council on the progress of the Three Waters Reform Programme within Napier.

At the Meeting

The Officer took the report as read.

In response to questions from the Committee it was clarified:

- In response to the risk outlined in the report, that the programme of work may not be completed by the cut-off date for the Department of Internal Affairs (DIA) funding, which would require a refund of unspent funds, the team have a list of back up projects to use that funding on. The Crown infrastructure partnership is supportive of flexibility in the work programme.
- The parks water bores investigation and implementation project involved some pieces of work. Council staff found a leak in the race at the botanical gardens. By sealing the race they have improved the water use and efficiency, and they have looked at lining the pond. There was also some irrigation efficiencies that could be made in one of the other parks. Staff are also looking at installing backflow preventers in the parks as there is a potential for bore use in the parks so would need to protect the water supply.

Accepting funding from the DIA does not commit NCC to the government's proposed Three Waters Reform model. Council will continue to have conversations with the government about this and advocate on behalf of the community.

Committee's recommendation

Councillor Chrystal / Mayor Wise

The Sustainable Napier Committee:

- a. Endorse the report on the Three Waters Reform Programme.

Carried

4. DECORATIVE PAVING SHOP ENTRANCE POLICY

Type of Report: Procedural

Legal Reference: Local Government Act 2002

Document ID: 1431134

Reporting Officer/s & Unit: Robin Malley, Team Leader Transportation

4.1 Purpose of Report

To seek approval to withdraw the *Decorative Paving Shop Entrances Policy* which is considered by Officers to be surplus to requirements.

At the Meeting

The Officer spoke to the report. The withdrawal of this policy requires Council approval. There were no questions from the Committee.

Committee's recommendation

Councillors Simpson / McGrath

The Sustainable Napier Committee:

- a. Approve the withdrawal of the Decorative Paving Shop Entrances Policy.

Carried

5. CAPITAL PROGRAMME DELIVERY

Type of Report: Information

Legal Reference: N/A

Document ID: 1440069

Reporting Officer/s & Unit: Jon Kingsford, Director Programme Delivery

1.1 Purpose of Report

To provide Council with information on the 2021 Long Term Plan Capital Programme and initiatives underway to improve Capital Programme Delivery.

At the Meeting

The Officer spoke to the report. In response to questions from the Committee it was clarified:

- The Centennial Hall will hopefully be reopening by the end of April, subject to availability of materials.
- A review of Council's financial management information system in the current operating environment is being prioritised over the coming year. Council will be looking at the level of financial reporting that is required from a project perspective, and what the current gaps are, to inform what system would meet all Council's needs. There is funding set aside in Council's Long Term Plan for an upgrade of the current finance system or for a replacement system. NCC is talking to other Councils about what they are using, but it is also bearing in mind the potential impact of the Three Waters Reform.
- Poraiti Road Corridor Improvement project has been deferred.

The answer given in the meeting was so Council could work with Mission Development and to work through any land purchases required to complete the project. This answer was corrected after the meeting:

The project is 'on hold' is for minor sightline improvements on Poraiti Road itself. It was programmed for a previous year, but Covid interruptions (and the subsequent shovel-ready flurry of unprogrammed activity) meant we had to re-prioritise resources. Now that the speed limit has been reduced, the risks are lower and therefore project priority has reduced. There are still some improvements which would be worthwhile, but these will probably be on a more operational scale now.

Committee's recommendation

Councillors Brosnan / Simpson

The Sustainable Napier Committee:

- a. Receive the report titled "Capital Programme Delivery".

Carried

6. LEASE OF RESERVE - DANISH DELIGHT

Type of Report: Legal

Legal Reference: Reserves Act 1977

Document ID: 1440552

Reporting Officer/s & Unit: Bryan Faulknor, Manager Property
Jenny Martin, Property and Facilities Officer

6.1 Purpose of Report

To obtain approval to grant a new lease to Danish Delight HB Limited in the mid to southern end of the Marine Parade Foreshore Reserve for a three year term plus two rights of renewal of two years.

At the Meeting

The Officer spoke to the report, indicating the location star on the map in the agenda was over the wrong building, and should be on the building to the right of the star. This will be amended for future documentation and is attached to these minutes (*Doc ID: 1448222*).

There were no questions from the Committee on this report.

Committee's recommendation

Councillors McGrath / Brosnan

The Sustainable Napier Committee:

- a. Agrees to grant a new lease, under Section 54(1)(d) of the Reserves Act 1977, for Danish Delight HB Limited to continue to occupy an area in the mid to southern end of the Marine Parade Foreshore for a three year term plus two rights of renewal of two years.
- b. Notes that Council is acting under delegated authority from the Minister of Conservation in granting this lease.

Carried

Attachments

- 1 Danish Delight HB Ltd aerial plan.pdf
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Meeting adjourned 10:16am - reconvened at 11:41am.

PUBLIC EXCLUDED ITEMS

Councillors Taylor / Boag

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

1. Surplus land sale
2. Lease of Subsoil of Road

Carried

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.
1. Surplus land sale	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. Lease of Subsoil of Road	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.
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The meeting moved into Committee at 11:42

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

Chairperson

Date of approval