

ORDINARY MEETING OF COUNCIL

Open Minutes

Meeting Date: Thursday 2 June 2022

Time: 9.30am – 10.49am (*Open*)
11.06am – 11.20am (*Public Excluded*)

Venue The Ballroom
War Memorial Centre
Marine Parade
Napier

Livestreamed via Council's Facebook site

Present **Chair:** Mayor Wise
Members: Deputy Mayor Brosnan, Councillors Boag, Browne, Chrystal, Crown, Mawson, McGrath, Price, Tapine, Taylor and Wright

In Attendance Chief Executive (Steph Rotarangi)
Director City Services (Lance Titter)
Director City Strategy (Richard Munneke)
Acting Director Community Services (Darran Gillies)
Director Corporate Services (Adele Henderson)
Director Infrastructure Services, (Debra Stewart)
Manager Communications and Marketing (Julia Atkinson)
Pou Whakarae (Mōrehu Te Tomo)
Manager Business and Tourism (Steve Gregory)
Māori Partnership Manager - Te Kaiwhakahaere Hononga Māori (Hilary Prentice)
Senior Advisor Policy (Michele Grigg)
Manager Property (Bryan Faulknor)
i-Site/Par2 Manager (Jane Libby)

Public Forum Peter Grant (Co-Chair) Positive Ageing Strategy Advisory Group

Administration Governance Advisors (Carolyn Hunt and Anna Eady)

Karakia

Apologies

COUNCIL RESOLUTION

Councillors Mawson / Crown

That the apology from Councillor Simpson and apology for lateness from Councillor Taylor be accepted.

Carried

Conflicts of interest

Nil

Public forum

Mr Peter Grant, Co-Chair, Positive Ageing Strategy Advisory Group PASAG) spoke to the meeting and advised that the second Co-Chair, Kaumatua Piri Prentice due to commitments was stepping down from the Co-Chair role. When a suitable person has been identified as Co-Chair the Mayor will be asked to confirm the appointment. Councillor Mawson is the Council representative on this Group.

Mr Grant wished to update the Council on PASAG which was established on 3 Novmeber 2021 and on progress made to date. Council had approved and adopted the Positive Ageing Strategy that staff and community had developed over several years. Adopting the Strategy and the "Age Friendly" goal was predicated by Napier's population already being made up of 20% of the community being 65 plus which was well above the National average of 15%. By 2040 the percentage would rise to 26% of over 65 year olds which would outnumber children in the city.

Six PASAG meetings have been held to date. The vision adopted is that approved by Council "Living Well, Ageing Well". To achieve the vision PASAG were focussed on the seven priority areas for action, approved by the Council which are; health and wellbeing; getting around; being safe; housing; community spirit; being informed and involved.

A Positive Ageing page has been developed on the Napier City Council website which already has some base documents for perusal. An online feedback form is also available and hope that members of the public will highlight ideas, concerns etc.

PASAG have made submissions where Council is undertaking consultation. PASAG will continue make submissions as part of our advocacy role on issues where they consider there is an impact on older Napier residents and the Positive Ageing Strategy.

PASAG has agreed that they will write to all political parties and local MPs in the lead up to elections requesting a definitive response on paying Councils the IRRS to their community housing with a view to committing a partnership with Council to build more housing, particular for the elderly to get them out of emergency housing.

PASAG also submitted to the Annual Plan requesting a full time Council employee focussed on supporting and co-ordinating initiatives aligned with the Positive Ageing Strategy and funding for small projects that were yet to be identified. Mr Grant understood that these funding submissions had unsuccessful.

An Action Plan has been drafted for final PASAG review within next 2-3 months. Once the Action Plan is in place PASAG will be in a position to assess the criteria for applying to become an internationally recognised "age friendly" community.

Announcements by the Mayor

Nil

Announcements by the management

Nil

Confirmation of minutes

COUNCIL RESOLUTION

Councillors Chrystal / Browne

That the Draft Minutes of the Ordinary meeting held on 21 April 2022 be confirmed as a true and accurate record of the meeting.

Carried

AGENDA ITEMS

1. CHIEF EXECUTIVE'S REPORT

Type of Report: Information

Legal Reference: N/A

Document ID: 1459303

Reporting Officer/s & Unit: Lauren Sye, Corporate Planning Analyst
Steph Rotarangi, Chief Executive

1.1 Purpose of Report

The Chief Executive's Report is brought to Council, for your information, every six weeks.

At the meeting

The Chief Executive, Dr Rotarangi took the paper as read, however drew attention to the following points since writing the report:

- Napier City Council are the have winners of the 2022 Taituarā Virtual Management Challenge. The Team will now represent New Zealand and go on to compete in the Australasian Management Challenge Final in Adelaide in August.
- Covid positive numbers are increasing and Council facilities are experiencing the impacts of this.

The Business and Tourism Manager, Mr Gregory provided a brief update on key activities in regard to the War Memorial restoration project as follows:

- Consents on building and resource management were in process.
 - Council officers were working with Willis Legal on the boundary adjustment.
 - The tender candidate will work on an individual plaque which will then be assessed by Council officers and Tracy Hartley to ensure the community will be happy.
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- In regard to developing a strong process for the Role of Honour recommendations an expert's advice in defining a strong process will be sought, which will be brought back to Council.
 - Due to Covid and staff absences the financials for the project, as requested at the Napier People and Places Committee meeting on 5 May 2022 were not able to be provided today.
 - However, it was noted that spend year to date in the Project Control budget was \$185,000 of a project budget of \$2m.
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COUNCIL Dep. Mayor Brosnan / Councillor Crown

RESOLUTION

That Council:

- a. **Receive** and note the Chief Executive's report for June 2022.
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Carried

2. PROPOSAL FROM ART DECO TRUST - MEMORIAL SQUARE COMMUNITY ROOMS

Type of Report: Legal and Operational

Legal Reference: Reserves Act 1977, Napier Borough Endowments Act 1876, Napier District Plan

Document ID: 1464909

Reporting Officer/s & Unit: Bryan Faulknor, Manager Property

2.1 Purpose of Report

To seek Council's approval to a Memorandum of Understanding (MOU) between the Art Deco Trust and Council. This document sets out the terms of how Council will partner with the Trust to restore, refurbish and progress towards a lease to the Trust of the Memorial Square Community Rooms.

At the meeting

The Manager Property, Mr Faulknor spoke to the report and in response to questions from the Council it was noted:

- That representatives of the National Council of Women would be consulted as plans are developed and the operating model finalised.
 - There is a need to recognise in some way the historical significance of the building as a utilitarian First World War Memorial providing for the needs of women.
 - The Memorandum of Understanding is clear that both the building upgrade and lease are subject to obtaining all necessary regulatory consents and compliance with the District Plan and any relevant legislation.
 - A Project Working Group will be formed with an equal number of people from each party to enable the Trust to partner with Council and for both parties to work in a collaborative way.
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- The lease will be expedited as soon as possible. However, it will need to be publicly notified for one month for objections and at the end of that period it will come back to Council for final approval.
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COUNCIL Mayor Wise / Dep. Mayor Brosnan

RESOLUTION

That Council:

- a. **Resolve** to agree to partner with the Art Deco Trust to restore, strengthen, refurbish and lease to the Trust the Memorial Square Community Rooms
 - a. **Resolve** to enter into a Memorandum of Understanding, which sets out the terms and requirements of how the parties will work in good faith and acting in a collaborative and constructive manner towards the above initiative and progress towards the granting of a lease to the Trust.
 - b. **Resolve** to approve the Memorandum of Understanding attached to this report.
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Carried

REPORTS / RECOMMENDATIONS FROM THE STANDING COMMITTEES

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

REPORTS FROM NAPIER PEOPLE AND PLACES COMMITTEE HELD 28 APRIL 2022

1. VISITOR INFORMATION CENTRE S17A REVIEW

Type of Report: Operational

Legal Reference: Local Government Act 2002

Document ID: 1423323

Reporting Officer/s & Unit: Steve Gregory, Manager Business & Tourism

1.1 Purpose of Report

The purpose of this report is to receive the recommendations of the S17A service delivery review of the Napier Visitor Information Centre and Par2 Mini Golf, and to approve to proceed with the development of a business case investigating development options for a Tier 1 Visitor Information Centre and Tourism Hub for consideration in the 2024/25 Long Term Plan.

At the meeting

The Manager Business and Tourism, Mr Gregory, together with i-Site/Par2 Manager, Ms Libby advised that Central Government is supporting and funding the i-Site New Zealand Future Network Strategy with \$2.9m across the National network, which supported the tiered model ie Tier 1, Tier 2 or i-Sites could operate independently.

In response to questions the following was noted:

- As Council has approved the capital expenditure from 1 July 2022-2023 transition into the framework could commence straightaway.
 - Napier being a Tier 1 Tourism i-Site New Zealand would provide funding 50/50 in the investment.
 - It has been identified that local stories need to be told and this network will provide the opportunity to be able to tell Napier/Hawke's Bay unique story.
 - The National tourism body have been in discussion with the with Iwi and Tangata Whenua entities in regard to local story telling.
 - I-site New Zealand will confirm which Tier i-Sites are in and which financial year as the funding is over a 3-4 year period. The total amount will not be available in the first financial year.
 - There will be a budget and money set aside for fit-outs with design and brandwork funded by Tourism New Zealand. Tier 2 and the satellites will not require as much funding and then they will allocate the remaining funding to the other streams of work.
 - 70% of the networks are owned by Councils throughout the country and i-Site New Zealand and Tourism New Zealand are very conscious that funding will be an issue for many and a lot will not be able to afford this until the next Long Term Plan.
 - Discussions have been undertaken with Liz Munroe, Chief Executive of Mana Ahuriri Trust in regard to the Conservation House, Marine Parade and a formal meeting with her commercial team and Council officers is to be held next week.
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**COUNCIL
RESOLUTION**

Councillors Boag / Mawson

That Council:

- a. **Approve** the S17A i-SITE service delivery review and recommendations
- b. **Approve** the development of a business case for a Tier 1 Visitor Information Centre for consideration in the 2024/25 Long Term Plan
- c. **Approve** investigation of building options to accommodate a Tier 1 Visitor Information Centre (remediate, redevelop or new build) for consideration in the 2024/25 Long Term Plan.

Carried

2. WELCOMING COMMUNITIES ACCREDITATION APPLICATION

Type of Report: Procedural

Legal Reference: N/A

Document ID: 1448861

Reporting Officer/s & Unit: Rebecca Peterson, Senior Advisor Policy

2.1 Purpose of Report

To seek Council agreement to proceed with the Welcoming Communities - Te Waharoa ki ngā Hapori accreditation application.

At the meeting

As this item was a Decision of Council made at the Napier People and Places Committee held on 28 April 2022 there was no discussion.

COMMITTEE Dep. Mayor Brosnan / Councillor Tapine

RESOLUTION

That Council:

- a. **Make a DECISION OF COUNCIL** under delegated authority to meet the Welcoming Communities application deadline.
- b. **Approve** that an application is made to the Welcoming Communities - Te Waharoa ki ngā Hapori accreditation programme.

Carried

3. NAPIER WAR MEMORIAL RESTORATION PROJECT UPDATE

Type of Report: Information

Legal Reference: N/A

Document ID: 1453973

Reporting Officer/s & Unit: Drew Brown, Senior Project Manager

3.1 Purpose of Report

This report is to provide an update on progress made, and next steps for the Napier War Memorial restoration project.

At the meeting

There was no discussion on this item.

COUNCIL Councillors Boag / Mawson

RESOLUTION

That Council:

- a. **Receive** the update provided on the Napier War Memorial restoration project.
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Carried

4. UPDATE ON CIVIC BUILDING DEMOLITION

Type of Report: Information

Legal Reference: N/A

Document ID: 1442072

Reporting Officer/s & Unit: Darran Gillies, Community Services Programme Manager

4.1 Purpose of Report

To inform the Council of the progress on the Civic building demolition ahead of the development of the new library and community spaces in accordance with the Library and Civic Area Plan.

At the meeting

The Acting Director Community Services, Mr Gillies updated Councillors on the following points:

- The tender process was underway for the demolition of the Civic Building and eight tenders had been received which were currently being evaluated.
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- A recommendation for the preferred tenderer would be made to the Hearings Committee (Tenders for consideration) in the near future.
 - Preliminary work for the demolition, depending on availability will commence at the end of July 2022, but dependant on availability of the contractor.
 - The main demolition will commence August/September starting with the bridge between the Civic Building and the Library Buildings. Demolition will continue through to approximately January 2023.
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COUNCIL Councillors Boag / Mawson

RESOLUTION

That Council:

- a. **Receive** the report titled "Update on Civic Building Demolition".
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Carried

5. NAPIER LIBRARIES WINTER AND SUMMER READING PROGRAMMES 2022-23

Type of Report: Operational

Legal Reference: N/A

Document ID: 1444047

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

5.1 Purpose of Report

To seek approval to apply for external funding from Eastern & Central Community Trust (ECCT), to support the Napier Libraries 2022/23 Winter and Summer Reading Programme.

At the meeting

As this item was a Decision of Council made at the Napier People and Places Committee held on 28 April 2022 there was no discussion.

COMMITTEE Councillors Crown / McGrath

RESOLUTION

That Council:

- a. **Make a DECISION OF COUNCIL** under delegated authority to enable the funding application to Eastern & Central Community Trust be submitted and processed this financial year.
 - b. **Approve** the external funding application of \$19,000 to Eastern & Central Community Trust for the Napier Libraries 2022/23 Winter and Summer Reading Programmes
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Carried

REPORTS FROM PROSPEROUS NAPIER COMMITTEE HELD 28 APRIL 2022

1. HEALTH AND SAFETY REPORT - QUARTER 2 YTD

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1457871
<i>Reporting Officer/s & Unit:</i>	Adele Henderson, Director Corporate Services Michelle Warren, Health and Safety Lead

1.1 Purpose of Report

The purpose of this paper is to provide Council with an overview of Health & Safety activity for the period Quarter 2 FY22.

At the meeting

There was no discussion on this item.

COUNCIL RESOLUTION	Councillors Taylor / Crown
	That Council:
	a. Receive the Health and Safety report for the Quarter 2 period 2022.
	Carried

2. HAWKE'S BAY MUSEUMS TRUST DRAFT STATEMENT OF INTENT AND FINANCIAL REPORTING

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	1442352
<i>Reporting Officer/s & Unit:</i>	Jaimie McIvor, Finance Accountant

2.1 Purpose of Report

To receive the Hawke's Bay Museums Trust Financial Report for the six months ended 31 December 2021 and draft Statement of Intent 2022/23.

At the meeting

There was no discussion on this item.

COUNCIL Councillors Taylor / Crown

RESOLUTION

That Council:

- a. **Receive** the Hawke's Bay Museums Trust Financial Report for the six months ended 31 December 2021.
- b. **Receive** the Hawke's Bay Museums Trust draft Statement of Intent 2022/23 and provide any feedback to the Trust prior to the Statement of Intent being brought back to Council for adoption.

Carried

3. FINANCIAL FORECAST TO 30 JUNE 2022

Type of Report: Legal and Operational

Legal Reference: Local Government Act 2002

Document ID: 1449843

Reporting Officer/s & Unit: Caroline Thomson, Chief Financial Officer
Talia Foster, Accounting Manager

3.1 Purpose of Report

To provide the Committee with Council's financial forecast to 30 June 2022.

At the meeting

There was no discussion on this item.

COUNCIL Councillors Taylor / Crown

RESOLUTION

That Council:

- a. **Receive** the financial forecast to 30 June 2022.
- b. **Approve** the 2021/22 financial forecast to 30 June 2022.
- c. **Approve** funding the year end deficit for the Parking activity from the Parking reserve.
- d. **Note** the forecast deficit rates position will be finalised at year end.
- e. **Note** that the full list of timing impacted projects for 2021/22 will be brought back to Council in a separate report for inclusion in the 2022/23 final Annual Plan.

Carried

4. HAWKE'S BAY MUSEUMS TRUST ANNUAL REPORT FOR YEAR ENDING 30 JUNE 2021

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	1421308
<i>Reporting Officer/s & Unit:</i>	Caroline Thomson, Chief Financial Officer Talia Foster, Accounting Manager

4.1 Purpose of Report

To provide Napier City Council with the Hawke's Bay Museums Trust Annual Report for the year ended 30 June 2021.

At the meeting

There was no discussion on this item.

COUNCIL Councillors Taylor / Crown

RESOLUTION

That Council:

- a. **Receive** the 30 June 2021 Annual Report of the Hawke's Bay Museums Trust.

Carried

REPORTS FROM SUSTAINABLE NAPIER COMMITTEE HELD 5 MAY 2022

1. DISSOLUTION OF THE NAPIER ROTARY PATHWAYS TRUST

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1455707
<i>Reporting Officer/s & Unit:</i>	Jason Tickner, Team Leader Parks, Reserves and Sportsgrounds

1.1 Purpose of Report

Acknowledgement of the substantial and enduring contribution that the Napier Rotary Pathway Trusts has delivered to the City of Napier

At the meeting

There was no discussion on this item.

COUNCIL Councillors Price / Chrystal
RESOLUTION

That Council:

- a) **Acknowledge** and thank the Napier Rotary Pathways Trust for the significant and enduring work they have undertaken in establishing the Rotary Pathways walkway and cycleway network throughout Napier.
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Carried

2. CENTRAL FOOTBALL RELOCATION OF PROPOSED ARTIFICIAL TURF AT PARK ISLAND

Type of Report: Procedural

Legal Reference: Reserves Act 1977

Document ID: 1455857

Reporting Officer/s & Unit: Jason Tickner, Team Leader Parks, Reserves and Sportsgrounds

2.1 Purpose of Report

To seek approval for *Central Football Incorporated* and Napier City Council to undertake an investigation and consultation regarding the possible relocation of the proposed artificial soccer turf in a location contrary to the endorsed location in the Park Island Masterplan Plan and Plan Change 11.

At the meeting

There was no discussion on this item.

COUNCIL Councillors Price / Chrystal
RESOLUTION

That Council:

- a) **Approve** that Central Football Incorporated and Napier City Council advance investigations and consultation regarding the possible relocation of their proposed artificial soccer turf in a location contrary to the proposed location in the Park Island Masterplan and Plan Change 11.
 - b) **Report** back to Council the outcome and recommendation of these investigations and consultation for decision prior to any Resource Management Act 1991 and Reserves Act 1977 processes being progressed.
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Carried

3. PROPOSED MACRAE FIELD TOILET

<i>Type of Report:</i>	Operational and Procedural
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	1454528
<i>Reporting Officer/s & Unit:</i>	Jason Tickner, Team Leader Parks, Reserves and Sportsgrounds

3.1 Purpose of Report

Request for additional capital and operational funding for a public toilet facility at the Park Island Northern Sports Hub extension (MacRae Field).

At the meeting

There was no discussion on this item.

COUNCIL RESOLUTION

Councillors Price / Chrystal

That Council:

- a. **Approve** the proposed installation of a toilet facility at the MacRae Field to facilitate the growth and development of Park Island (Northern Sports Hub).
 - b. **Approve \$83,640** of capital funding from the *Financial Contributions fund* for this proposed public toilet facility.
 - c. **Approve** additional annual operational budget of **\$4,950** for this increased level of service for the proposed public toilet facility.
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Carried

4. REPORT ON NAPIER WATER SUPPLY STATUS END OF Q3 2021-2022

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1455019
<i>Reporting Officer/s & Unit:</i>	Anze Lencek, Water Quality Lead

4.1 Purpose of Report

To inform the Council on:

- the status of Napier Water Supply (NAP001) at the end of the third quarter (Q3) of 2021-2022 compliance year.

At the meeting

There was no discussion on this item.

COUNCIL Councillors Price / Chrystal
RESOLUTION

That Council:

- a. **Endorse** the report on Napier Water Supply Status end of Q3 2021-2022

Carried

5. REPORT ON THREE WATERS REFORM PROGRAMME

Type of Report: Information

Legal Reference: N/A

Document ID: 1456775

Reporting Officer/s & Unit: Rebecca Huckle, Three Waters Reform Programme Manager

5.1 Purpose of Report

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

At the meeting

It was noted that a large number of complaints and enquiries had been received from the community about the Three Waters Reform. The next step in the process is the introduction of the Water Services Entities Bill to Parliament to decide whether the changes become law or not. This is anticipated to happen in the next or two. This will enable community members to have their first opportunity to formally provide input into the reform process by way of a submission to the Select Committee.

Napier City Council alongside other Hawke's Bay Councils want to ensure that the community have easy access to all the information they will need in order to make a submission and ensure that their views are heard.

COUNCIL Councillors Price / Chrystal
RESOLUTION

That Council:

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

Carried

6. ADOPTION OF THE CODE OF PRACTICE FOR LAND DEVELOPMENT AND SUBDIVISION INFRASTRUCTURE

<i>Type of Report:</i>	Procedural
<i>Legal Reference:</i>	Resource Management Act 1991
<i>Document ID:</i>	1456794
<i>Reporting Officer/s & Unit:</i>	Retha du Preez, Team Leader Development and Standards

6.1 Purpose of Report

For Council to:

- Note the key changes to the Code of Practice for Land Development and Subdivision Infrastructure.
- Adopt the proofread Code for Practice for Land Development and Subdivision Infrastructure, March 2022.

At the meeting

The Director City Strategy, Mr Munneke advised that at the Ngā Mānukanuka o te Iwi (Māori Committee) there was concern that the Code was light on such things as water quality, native species and biodiversity. These comments will be taken back to the Council Officers to update the Code.

COUNCIL Councillors Price / Chrystal

RESOLUTION

That Council:

- a. **Note** the key changes to the Code of Practice for Land Development and Subdivision Infrastructure.
- b. **Adopt** the proofread Code of Practice for Land Development and Subdivision Infrastructure, March 2022.

Carried

7. CAPITAL PROGRAMME DELIVERY

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1453428
<i>Reporting Officer/s & Unit:</i>	Jon Kingsford, Director Programme Delivery

1.1 Purpose of Report

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

At the meeting

There was no discussion on this item.

COUNCIL Councillors Price / Chrystal

RESOLUTION

That Council:

- a. **Receive** the report titled “Capital Programme Delivery”.

Carried

8. BETTER OFF FUNDING

Type of Report: Contractual

Legal Reference: Local Government Act 2002

Document ID: 1459320

Reporting Officer/s & Unit: Adele Henderson, Director Corporate Services

8.1 Purpose of Report

The Minister of Local Government has announced that councils are now able to put forward proposals for the first \$500 million of Crown funding from the Three Waters reform ‘Better off’ support package. The funding is for local government to invest in local community wellbeing and can be used for capital or operating initiatives. The remaining \$1.5 billion is available from 1 July 2024. Council will need to determine whether it will apply for funding.

At the meeting

The Chief Executive, Dr Rotarangi advised that confirmation had been received from the Department of Internal Affairs that applications could be made up until 30 September 2022. Any application would be presented to the Council meeting to be held on 25 August 2022 for decision and approval.

The following points were also noted in regard to the recommendations:

- Confirmation had been received from Government through the Department of Internal Affairs that elected members will have the freedom to express their views on the Three Waters Reform and for that not to be contradictory to any arrangements that are made for this funding.
 - Council has received in writing that the Three Waters National Transition Unit understands that Council has important water programmes to deliver and any agreements for secondment of staff into the Three Waters Programme would be through co-operation and agreement.
 - A “Better Off Application” will be brought back to the Council meeting on 25 August 2022 in regard to assessing whether Council is aiming for enhancing the Long Term Plan or including some new.
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- It was noted that currently information that is required to be compiled for Central Government reforms are rate payer funded. However, advice has been received that a second funding package is about to be released to compensate Councils for preparation of information for the transition.
 - In regard to Te Mana o te Wai and how it will feature in work going forward this would be best discussed at the Regional Collaboration Day to be held on 4 July 2022.
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COUNCIL Councillors Price / Chrystal

RESOLUTION

That Council:

- a. **Approve** Napier City Council to prepare an application for the Tranche 1 'Better off' support package available as part of the Three Waters Reform up to \$6.46m, subject to Crown agreement that Napier City Council can continue to exercise its democratic right to oppose and/or voice concerns and/or question the legitimacy of the Three Waters Reform proposal;
 - b. **Note** that, subject to the decision above, the Funding Agreement and Funding Proposal will be brought back to Council for approval.
 - c. **Note** any application to the Better off support package would need to be subject to the Chief Executive confirming this will not affect council's ability to deliver our existing water works programme, capital and operational.
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Carried

9. ROAD STOPPING AND GRANTING OF EASEMENT OVER VESTED RESERVE - AWATOTO

Type of Report: Legal and Operational

Legal Reference: Reserves Act 1977 and Public Works Act 1981

Document ID: 1455014

Reporting Officer/s & Unit: Bryan Faulknor, Manager Property

9.1 Purpose of Report

To obtain Council's approval to actions required to provide appropriate land legalisation actions to accommodate a new drinking water bore field and associated equipment at Awatoto.

In particular, to seek Council consent to road stopping of part of the unformed road between Eriksen Road and Awatoto Road and separately to consent to the granting of an easement over Vested Reserve land for water supply infrastructure.

At the meeting

There was no discussion on this item.

COUNCIL Councillors Price / Chrystal
RESOLUTION

That Council:

- a) **Consents** to road stopping under Section 116 of the Public Works Act 1981 of approximately 2,187m² of legal road adjoining Section 112 Block VIII Heretaunga Survey District, and the retention of the land in fee simple for water supply purposes.
- b) **Authorises** the Chief Executive to make an application to LINZ for the above road stopping under Section 116 of the Public Works Act 1981.
- c) **Approves**, as administering body, under section 48(1)(e) of the Reserves Act 1977, the grant of easements for the right to drain water over part of the local purpose (arboretum) reserve described as Section 112 Block VIII Heretaunga Survey District.
- d) **Approves**, in exercise of the Ministerial consent (under delegation from the Minister of Conservation), the granting of the above easement.

Carried

10. LEASE OF RESERVE AT ANDERSON PARK TO THE BUZZY BEE TRUST

Type of Report: Legal and Operational

Legal Reference: Reserves Act 1977

Document ID: 1447530

Reporting Officer/s & Unit: Bryan Faulknor, Manager Property
Jenny Martin, Property and Facilities Officer
Debra Stewart, Director Infrastructure Services

10.1 Purpose of Report

To obtain approval to grant a new ground lease to the Buzzy Bee Trust for the land occupied by the Mahoe Hall on the Anderson Park Reserve for a term of 15 years with one 15 year right of renewal.

At the meeting

There was no discussion on this item.

COUNCIL Councillors Price / Chrystal
RESOLUTION

That Council:

- a. **Recommend** that Council agree to a new lease, under Section 54(1)(b) of the Reserves Act 1977, for the Buzzy Bee Trust for the land occupied by the Mahoe Hall at the southern end of Anderson Park Reserve for a term of 15 years plus one 15 year right of renewal.
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- b. **Note** that Council is acting under delegated authority from the Minister of Conservation in granting this lease.
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Carried

11. INITIATION OF PROCESS TO CHANGE RESERVE PURPOSE

Type of Report: Legal and Operational

Legal Reference: Reserves Act 1977

Document ID: 1455595

Reporting Officer/s & Unit: Bryan Faulknor, Manager Property

11.1 Purpose of Report

To obtain Council's approval to initiate the process to change the purpose of part of the vested local purpose reserve at 274 Guppy Road, Taradale situated between the Expressway and Tareha Park. This process is required to provide an appropriate reserve purpose to accommodate a new drinking water bore field and associated equipment.

At the meeting

There was no discussion on this item.

COUNCIL RESOLUTION Councillors Price / Chrystal

That Council:

- a) **Approves** the initiation of the process, pursuant to Section 24A of the Reserves Act 1977, to change the purpose of part of an existing reserve as shown as area A in Scheme plan titled Guppy Road Reclassification Drawing No. TK 364-02. The reserve is situated at 274 Guppy Road with the legal description being Section 2 Survey Office Plan 457705 (held in record of title 646173).
- The change of purpose is from Local Purpose (sport and recreation buildings) reserve to Local Purpose (Water Supply) Reserve.
- b) **Authorises** the Chief Executive to publically notify the proposed change of purpose under Section 24A (2) of the Reserves Act 1977.
- c) **Notes** that the reasons for the change of purpose is to accommodate a new drinking water bore field, treatment plant and associated equipment and pipes. This is to ensure Council's priority for a clean, safe and sustainable drinking water supply for Napier.
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Carried

REPORTS FROM FUTURE NAPIER COMMITTEE HELD 5 MAY 2022

1. RESOURCE CONSENT ACTIVITY UPDATE

<i>Type of Report:</i>	Enter Significance of Report
<i>Legal Reference:</i>	Enter Legal Reference
<i>Document ID:</i>	1454220
<i>Reporting Officer/s & Unit:</i>	Luke Johnson, Team Leader Planning and Compliance

1.1 Purpose of Report

This report provides an update on recent resource consenting activity. The report is provided for information purposes only, so that there is visibility of major projects and an opportunity for Elected Members to understand the process.

Applications are assessed by delegation through the Resource Management Act (RMA); it is not intended to have application outcome discussions as part of this paper.

This report only contains information which is lodged with Council and is publicly available.

At the meeting

There was no discussion on this item.

COUNCIL Councillors Browne / Chrystal

RESOLUTION

That Council:

- a. **Note** the resource consent activity update for period 21 October 2021 to 18 January 2022

Carried

2. PROPOSAL FROM ART DECO TRUST - WOMEN'S REST ROOMS MEMORIAL SQUARE

<i>Type of Report:</i>	Legal and Operational
<i>Legal Reference:</i>	Reserves Act 1977, Napier Borough Endowments Act 1876, Napier District Plan.
<i>Document ID:</i>	1455858
<i>Reporting Officer/s & Unit:</i>	Bryan Faulknor, Manager Property

2.1 Purpose of Report

To consider the Art Deco Trust's proposal to partner with Council to strengthen, restore and lease the Memorial Square Community Rooms (Women's Rest).

At the meeting

There was no discussion on this item.

COUNCIL Councillors Browne / Chrystal

RESOLUTION

That Council:

- a. **Resolve** to agree in principle to partner with the Art Deco Trust to restore, strengthen, refurbish and lease to the Trust the Memorial Square Community Rooms (Women’s Rest).
- b. **Resolve** to enter into a Memorandum of Understanding, which will set out the terms and requirements of how the parties will work collaboratively and in good faith towards the above initiative and negotiate lease terms acceptable to both parties.
- c. **Resolve** that a draft Memorandum of Understanding be brought back to Council for final approval on 2 June 2022.

Carried

REPORTS UNDER DELEGATED AUTHORITY

1. TENDERS LET

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	Enter Legal Reference
<i>Document ID:</i>	1422913
<i>Reporting Officer/s & Unit:</i>	Debbie Beamish, Executive Assistant to the Chief Executive

1.1 Purpose of Report

To report the Tenders let under delegated authority for the period 4 April – 13 May 2022.

At the meeting

<Enter text or delete row if not required>

COUNCIL Councillor Taylor / Dep. Mayor Brosnan

RESOLUTION

That Council:

- a. **Receive** the Tenders Let for the period 4 April – 13 May 2022.

Carried

PUBLIC EXCLUDED ITEMS

COUNCIL RESOLUTION	Councillors Mawson / Tapine
	That the public be excluded from the following parts of the proceedings of this meeting.
	Carried

Reports from Sustainable Napier Committee held 24 March 2022

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

Reports from Napier People and Places Committee held 28 April 2022

1. Creative Communities Funding March 2022

Reports from Sustainable Napier Committee held 5 May 2022

1. Land purchase

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:

Reports from Sustainable Napier Committee held 24 March 2022

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:
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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.
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.

Reports from Napier People and Places Committee held 28 April 2022

1. Creative Communities Funding March 2022	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	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 Sustainable Napier Committee held 5 May 2022

1. Land purchase	7(2)(i) Enable the local authority to carry on, without prejudice or disadvantage, negotiations (including	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
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	commercial and industrial negotiations)	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 adjourned at 10.49am and reconvened in Public Excluded session at 11.06am

The meeting closed with a karakia at 11.20am

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

Chairperson

Date of approval