

# Strategy and Infrastructure Committee

---

## OPEN AGENDA

---

Meeting Date: **Friday 27 January 2017**  
Time: **3pm**  
Venue: **Main Committee Room  
3rd floor Civic Building  
231 Hastings Street  
Napier**

---

<b>Council Members</b>	The Mayor, Councillor Price (Chair), Councillors Boag, Brosnan, Dallimore, Hague, Jeffery, McGrath, Price, Tapine, Taylor, Wise, White, and Wright.
<b>Officer Responsible</b>	Director Infrastructure Services and Director City Strategy
<b>Administrator</b>	Governance Team

**Next Strategy and Infrastructure Committee Meeting**  
**3pm Wednesday 8 March 2017**

# ORDER OF BUSINESS

## APOLOGIES

Nil

## CONFLICTS OF INTEREST

## PUBLIC FORUM

Nil

## ANNOUNCEMENTS BY THE MAYOR

## ANNOUNCEMENTS BY THE CHAIRPERSON

## ANNOUNCEMENTS BY THE MANAGEMENT

## CONFIRMATION OF MINUTES

Nil

## AGENDA ITEMS

1	Application to Significant Projects Fund .....	3
2	Ground Lease - Richmondvale Archery Club Incorporated .....	6
3	Road Stopping – Portion of Battery Road .....	9
4	Part Lee Road Stopping and Vesting .....	13
5	Marine Parade Realignment.....	20
6	Triennial Agreement 2016-2019 .....	25
7	Omarunui Refuse Landfill Joint Committee .....	28

<b>PUBLIC EXCLUDED .....</b>	<b>37</b>
------------------------------	-----------

## AGENDA ITEMS

### 1. APPLICATION TO SIGNIFICANT PROJECTS FUND

<b>Type of Report:</b>	<i>Procedural</i>
<b>Legal Reference:</b>	<i>N/A</i>
<b>Document ID:</b>	<i>336131</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Antoinette Campbell, Director Community Services</i>

#### 1.1 Purpose of Report

To apply to the Lottery Significant Projects Fund for a grant toward the development of the Multi-Use Sports Facility.

#### Officer's Recommendation

- a. That an application is made to the Lottery Significant Projects Fund opening on 1<sup>st</sup> February and closing 15<sup>th</sup> March 2017, toward the development of a Multi-Use Sports Facility adjacent to Pettigrew Green Arena.
- b. That a resource consent application for the Multi-Use Sports Facility is lodged with Council before the 1<sup>st</sup> February 2017.
- c. That a **DECISION OF COUNCIL** is required urgently to meet funding deadline of 15<sup>th</sup> March 2017. This will require the following resolution to be passed before the decision of Council is taken:

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

#### CHAIRPERSON'S RECOMMENDATION

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

#### 1.2 Background Summary

A Detailed Business Case for the Multi-Use Sports Facility (MUSF) has been progressed over the last few months and will be presented to Council and the Steering Group at a seminar on 14<sup>th</sup> February 2017 and will be on the Council agenda of 22<sup>nd</sup> February 2017 seeking approval to proceed to the next stage of detailed design.

The 2015/25 Long Term Plan Consultation Document and subsequently the Detailed Business Case identified two-thirds of the total funding towards the MUSF is to come from corporate sponsorship, philanthropic trusts, government funding and public donations. The Lottery Significant Projects Fund has been identified as an appropriate fund. It provides grants to purchase, create or improve community assets that have regional or national significance. It provides grants to support projects with a total cost of \$3 million or more.

### 1.3 Issues

The Lottery Significant Project Fund opens on 1<sup>st</sup> February 2017 and closes on 15<sup>th</sup> March 2017. This is not an annual funding allocation and it is unknown when such a fund might be available again for such projects.

It is usual that a Significant Project Funding application for suitable projects is accompanied by an approved resource consent for the proposed activity. A resource consent application is currently being prepared and will be ready to lodge before 1<sup>st</sup> February 2017 so in no way will be approved by 15<sup>th</sup> March 2017 due to statutory timeframes. Lottery do however permit applications for funding provided that a resource consent has been lodged prior to the fund opening and is well underway by the time applications are received and considered. It is therefore necessary to lodge the resource consent application before 1<sup>st</sup> February 2017 however this should in no way predetermine Council's decision on the Detailed Business Case on 22<sup>nd</sup> February. At this meeting Council will decide on whether to proceed to the next stage of the project planning. If the decision is not to proceed then applications for resource consent and funding will be withdrawn.

### 1.4 Significance and Consultation

The wider project has been assessed against Council's Significance and Engagement Policy and is found to meet the criteria for significance and has been through considerable consultation through the Long Term Plan process. If the resource consent is lodged with Council, it will also be subject to further community consultation through the statutory Resource Management Act process. In the preparation of the resource consent, further widespread community consultation has been carried out in the form of residents' meetings, a community BBQ and the "Future in Motion" open day held in November 2016.

### 1.5 Implications

#### Financial

N/A

#### Social & Policy

N/A

#### Risk

N/A

### 1.6 Options

The options available to Council are as follows:

1. To progress the application to the Lottery Significant Projects Fund and lodge the required resource consent application.
2. To not progress at this stage.

### 1.7 Development of Preferred Option

The preferred option is that Council progress the Lottery Significant Projects Fund and lodges the resource consent application before the 1<sup>st</sup> February 2017. This will ensure that Council will be duly considered in its application for funding of which an outcome should be known by 9<sup>th</sup> June 2017. Council may not get another opportunity to apply to this fund for another few years. The decision sought should not predetermine Council's

decision on 22<sup>nd</sup> February 2017 when it will consider whether or not to take the project to the next stage.

**1.8 Attachments**

Nil

## 2. GROUND LEASE - RICHMONDVALE ARCHERY CLUB INCORPORATED

<b>Type of Report:</b>	<i>Legal</i>
<b>Legal Reference:</b>	<i>Public Works Act 1981</i>
<b>Document ID:</b>	<i>333116</i>
<b>Reporting Officer/s &amp; Unit:</b>	<i>Bryan Faulknor, Manager Property</i>

Item 2

### 2.1 Purpose of Report

To obtain Council approval to grant a new ground lease to the Richmondvale Archery Club Incorporated for the land occupied by the Club's building on Park Island for a term of 15 years with one 15 year right of renewal.

### Officer's Recommendation

- a. That a new ground lease be granted to the Richmondvale Archery Club Incorporated for the land occupied by the Club's building on Park Island for a term of 15 years with one 15 year right of renewal; and
- b. That the terms and conditions of the lease will be as per Council's standard terms for leases of reserve land to community groups. The initial ground rental will be a nominal rental of \$705 plus GST per annum, to be reviewed annually according to the method laid out in the standard terms described above.

### CHAIRPERSON'S RECOMMENDATION

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

### 2.2 Background Summary

Council is the owner of an area of land known as Park Island, part of which is vested in the Council pursuant to the Public Works Act 1981 for a cemetery.

Section 45 of the Act allows land held for a public purpose to be leased by Council "on such terms as it may think fit". A ground lease with community groups to occupy areas on this land would meet this requirement.

The Richmondvale Archery Club Incorporated is an incumbent tenant of Park Island. The Club has been a responsible tenant of the land on which its clubrooms are located for a number of years. Its previous ground lease has expired and a new lease needs to be signed to provide certainty and clarity for both the Council and the Club.

The lease subject to this report relates only to the building footprint. The use of the land for the archery activity itself is booked through the Sportsground Booking System. The activity is carried out pursuant to archery safety rules and procedures.

The lease area is shown in an aerial map outlined in orange in Attachment A.

The terms and conditions of the proposed lease are as per Council's standard terms for leases of reserve land to community groups. The ground rental is calculated according to the method by which Council sets all its rentals for community organisations on reserve land.

There are no competing interests for use of the land.

### **2.3 Issues**

There are no issues.

### **2.4 Significance and Consultation**

None.

### **2.5 Implications**

#### **Financial**

There are no significant financial implications to the proposed new lease.

#### **Social & Policy**

None.

#### **Risk**

None.

### **2.6 Options**

The options available to Council are as follows:

1. (Preferred option): To enter into a new ground lease with Richmondvale Archery Club Incorporated for a term of 15 years with one 15 year right of renewal.
2. To not enter into a new lease with Richmondvale Archery Club Incorporated and instead continue to manage the tenancy under the terms of the Property Law Act on a month by month basis.

### **2.7 Development of Preferred Option**

Option 1 is the preferred option as it provides greater certainty for the Archery Club.

### **2.8 Attachments**

- A Richmondvale Archery Club [↓](#)





### 3. ROAD STOPPING - PORTION OF BATTERY ROAD

**Type of Report:** Legal  
**Legal Reference:** Local Government Act 1974  
**Document ID:** 333136  
**Reporting Officer/s & Unit:** Bryan Faulknor, Manager Property

Item 3

#### 3.1 Purpose of Report

To confirm the Council resolution of 10 August 2016, that approximately 65 m<sup>2</sup> of legal road fronting 12 – 18, 20 and 22 Battery Road, Napier be stopped and sold to the adjoining land owners.

#### Officer's Recommendation

- a. That Council confirm the resolution of 10 August 2016 to declare the part of Battery Road fronting 12 – 18, 20 and 22 Battery Road and described in the Schedule below to be stopped and sold to the adjoining land owners.

#### SCHEDULE Hawke's Bay Land District – Napier City

Area	Description
0.0023 ha	Section 1 SO Plan 504725
0.0024 ha	Section 2 SO Plan 504725
0.0018 ha	Section 3 SO Plan 504725

#### CHAIRPERSON'S RECOMMENDATION

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

#### 3.2 Background Summary

The properties at 12 – 18, 20 and 22 Battery Road encroach onto legal road. In early 2016 the property owners approached Council requesting the road reserve area their properties occupy be formally stopped and sold to them. The property owners have agreed in writing to purchase the stopped area of road as determined by valuation plus pay all the associated legal, survey and valuation costs. The Title Plan of the lots in question (SO Plan 504725) is shown at Attachment A.

The road stopping process is in effect a boundary line adjustment that will not change the availability of public access along the road or footpath.

The occupied area of road reserve is not required for legal road.

At its meeting of 27 July 2016, the Regulatory Committee of Council recommended to commence procedures for the formal stopping and sale of a portion of Battery Road, Napier. This recommendation was approved at the following Council meeting on 10 August 2016.

The procedures have been completed in accordance with the 10<sup>th</sup> Schedule of the Local Government Act 1974 and no objections have been received. Council is now required to confirm the original resolution.

### **3.3 Issues**

There are no issues.

### **3.4 Significance and Consultation**

Not applicable.

### **3.5 Implications**

#### **Financial**

Not applicable.

#### **Social & Policy**

Not applicable.

#### **Risk**

Not applicable.

### **3.6 Options**

The options available to Council are as follows:

1. (Preferred option): To confirm the Council resolution of 10 August 2016, that approximately 65m<sup>2</sup> of legal road fronting 12 – 18, 20 and 22 Battery Road, Napier be stopped and sold to the adjoining land owners.
2. To not confirm the Council resolution of 10 August 2016, that approximately 65m<sup>2</sup> of legal road fronting 12 – 18, 20 and 22 Battery Road, Napier be stopped and sold to the adjoining land owners.

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

Option 1 is the preferred option as it allows Council to complete the process for road stopping as outlined under the Local Government Act 1974.

### **3.8 Attachments**

- A Title Plan SO 504725 - Battery Road Properties [↓](#)



## Title Plan - SO 504725

Survey Number	SO 504725
Surveyor Reference	4108 - Pask
Surveyor	Guy Derek Panckhurst
Survey Firm	Surveying The Bay Ltd (Hastings)
Surveyor Declaration	I Guy Derek Panckhurst, being a licensed cadastral surveyor, certify that: (a) this dataset provided by me and its related survey are accurate, correct and in accordance with the Cadastral Survey Act 2002 and the Rules for Cadastral Survey 2010, and (b) the survey was undertaken by me or under my personal direction. Declared on 30 Nov 2016 03:28 PM

### Survey Details

Dataset Description	SECTIONS 1, 2 & 3
Status	Approved as to Survey
Land District	Hawkes Bay
Submitted Date	30/11/2016
Survey Class	Class A
Survey Approval Date	05/12/2016
Deposit Date	

### Territorial Authorities

Napier City

### Created Parcels

Parcels	Parcel Intent	Area	CT Reference
Section 1 Survey Office Plan 504725	Legalisation	0.0023 Ha	
Section 2 Survey Office Plan 504725	Legalisation	0.0024 Ha	
Section 3 Survey Office Plan 504725	Legalisation	0.0018 Ha	
	Road		
Total Area		0.0065 Ha	



#### 4. PART LEE ROAD STOPPING AND VESTING

**Type of Report:** Legal  
**Legal Reference:** Public Works Act 1981  
**Document ID:** 333253  
**Reporting Officer/s & Unit:** Bryan Faulknor, Manager Property

Item 4

##### 4.1 Purpose of Report

To obtain Council approval to stop part of Lee Road, declare the section in question as a Segregation Strip subject to the Reserves Act 1977, and add it to the adjoining existing Segregation Strip.

##### Officer's Recommendation

- a. That Council declare the legal road described in the Schedule as being stopped pursuant to Section 116 of the Public Works Act 1981; and
- b. That Council deal with the stopped road described in the Schedule, pursuant to Section 117(7) of the Public Works Act 1981, by declaring all of the said stopped road to be a Local Purpose (Segregation Strip) Reserve subject to the Reserves Act 1977, and to be added to the intersecting Local Purpose (Segregation Strip) Reserve described as Section 21 SO Plan 491548 and Lot 8 DP 15782.

##### SCHEDULE

##### Hawkes Bay Land District – Napier City

Area (ha)	Legal Description	Adjoining
0.0004	Section 20 SO 491458	Certificates of Title: 761479, 761477, HBH3/370, HBH3/372, HBH4/122, HBH4/123
0.0008	Section 22 SO 491548	HBH4/122, HBH4/123, 761479

##### CHAIRPERSON'S RECOMMENDATION

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

##### 4.2 Background Summary

Segregation Strips are to prevent vehicular road access to/from properties for public safety.

As part of the Lee/Meeanee Road intersection upgrade, parts of an existing Local Purpose (Segregation Strip) Reserve were declared to be road.

A strip of land was also acquired from an adjoining owner to form part of a replacement Segregation Strip. Initially, the acquired land was declared to be road.

At the same time, a small triangle of land owned by the Council and separating the two existing Segregation Strips was also declared to be road.

As part of the second stage of legalisation flowing from the intersection upgrade, it is now intended to stop two small portions of Lee Road and declare those two portions of stopped road to be Local Purpose (Segregation Strip) Reserves and to add those to the existing Local Purpose (Segregation Strip) Reserve adjoining.

SO Plan 491548 showing these areas is at Attachment A.

#### **4.3 Issues**

There are no issues.

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

Not applicable.

#### **4.5 Implications**

##### **Financial**

Not applicable.

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

Not applicable.

##### **Risk**

Not applicable.

#### **4.6 Options**

Due to road safety considerations, the Officer's Recommendation comprises the only viable option to Council. This work also forms a key component to the Lee/Meeanee Road intersection upgrade land legalisation.

#### **4.7 Attachments**

A Title Plan SO 491548 - section of Lee Road to be stopped [↓](#)



# Title Plan - SO 491548

<b>Survey Number</b>	SO 491548
<b>Surveyor Reference</b>	JN 15/11 NCC
<b>Surveyor</b>	Kenneth Frank Thorn
<b>Survey Firm</b>	Dagg & Thorn
<b>Surveyor Declaration</b>	I Kenneth Frank Thorn, being a licensed cadastral surveyor, certify that: (a) this dataset provided by me and its related survey are accurate, correct and in accordance with the Cadastral Survey Act 2002 and the Rules for Cadastral Survey 2010, and (b) the survey was undertaken by me or under my personal direction. Declared on 12 Jan 2016 12:06 PM

## Survey Details

<b>Dataset Description</b>	Plan of Sections 1 - 22		
<b>Status</b>	Approved as to Survey		
<b>Land District</b>	Hawkes Bay	<b>Survey Class</b>	Class A
<b>Submitted Date</b>	12/01/2016	<b>Survey Approval Date</b>	13/01/2016
		<b>Deposit Date</b>	

## Territorial Authorities

Napier City

## Comprised In

CT HBH3/369  
CT HBJ3/1337  
CT HBC4/1401  
GN Gaz 1969 p.2061  
CT HBF4/174

## Created Parcels

Parcels	Parcel Intent	Area	CT Reference
Section 19 Survey Office Plan 491548	Legalisation	0.0006 Ha	
Section 20 Survey Office Plan 491548	Legalisation	0.0004 Ha	
Section 21 Survey Office Plan 491548	Legalisation	0.0020 Ha	
Section 22 Survey Office Plan 491548	Legalisation	0.0008 Ha	
Section 1 Survey Office Plan 491548	Legalisation	0.0004 Ha	
Section 2 Survey Office Plan 491548	Legalisation	0.0059 Ha	
Section 3 Survey Office Plan 491548	Legalisation	0.0028 Ha	
Section 4 Survey Office Plan 491548	Legalisation	0.0021 Ha	
Section 5 Survey Office Plan 491548	Legalisation	0.0018 Ha	
Section 6 Survey Office Plan 491548	Legalisation	0.0018 Ha	
Section 7 Survey Office Plan 491548	Legalisation	0.0018 Ha	
Section 8 Survey Office Plan 491548	Legalisation	0.0020 Ha	
Section 9 Survey Office Plan 491548	Legalisation	0.0015 Ha	
Section 10 Survey Office Plan 491548	Fee Simple Title	0.0728 Ha	
Section 11 Survey Office Plan 491548	Fee Simple Title	0.0238 Ha	
Section 12 Survey Office Plan 491548	Fee Simple Title	0.0270 Ha	



## Title Plan - SO 491548

### Created Parcels

Parcels	Parcel Intent	Area	CT Reference
Section 13 Survey Office Plan 491548	Fee Simple Title	0.0278 Ha	
Section 14 Survey Office Plan 491548	Fee Simple Title	0.0238 Ha	
Section 15 Survey Office Plan 491548	Fee Simple Title	0.0238 Ha	
Section 16 Survey Office Plan 491548	Fee Simple Title	0.0238 Ha	
Section 17 Survey Office Plan 491548	Fee Simple Title	0.0271 Ha	
Section 18 Survey Office Plan 491548	Fee Simple Title	0.9000 Ha	
Area A Survey Office Plan 491548	Easement		
Area B Survey Office Plan 491548	Easement		
Area C Survey Office Plan 491548	Easement		
Area D Survey Office Plan 491548	Easement		
Area E Survey Office Plan 491548	Easement		
<b>Total Area</b>		<b>1.1738 Ha</b>	

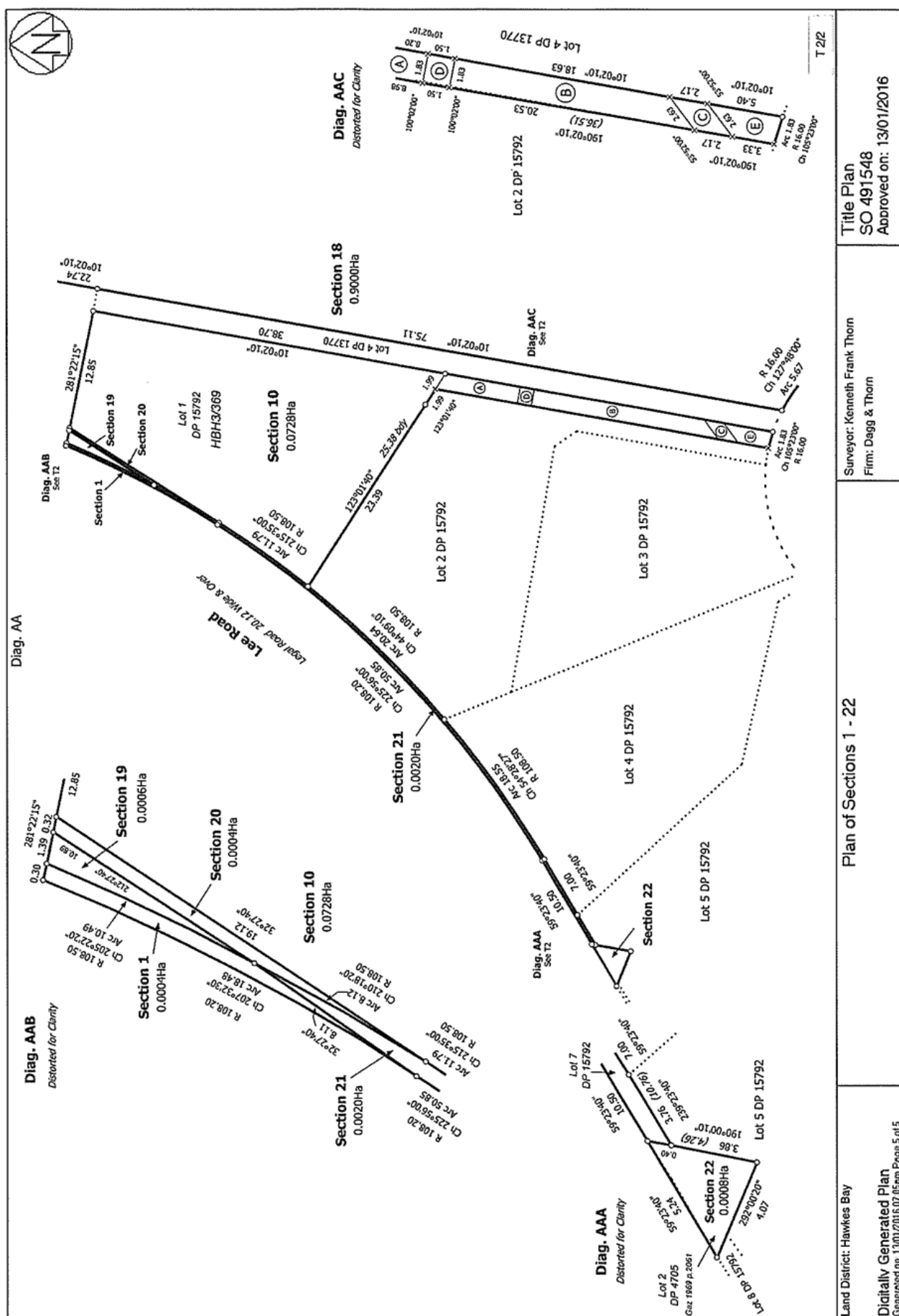


## Schedule / Memorandum

SCHEDULE OF EXISTING EASEMENTS			
PURPOSE	SERVIENT TEN	SHOWN	SPECIFIED IN
Right of Way and rights to convey electric power and telephone communications	Section 10	A B C D E	EC. 359956.5
Right to convey sewage	Section 10	D	

SCHEDULE OF EXISTING EASEMENT IN GROSS			
PURPOSE	SERVIENT TEN	SHOWN	SPECIFIED IN
Sewage right	Section 10	C	T. 310237.3





## 5. MARINE PARADE REALIGNMENT

<b>Type of Report:</b>	Operational
<b>Legal Reference:</b>	N/A
<b>Document ID:</b>	330984
<b>Reporting Officer/s &amp; Unit:</b>	Fleur Lincoln, Strategic Planning Lead Georgina King, Urban Design Lead

Item 5

### 5.1 Purpose of Report

The purpose of the report is to update Council on progress made with the Marine Parade realignment project, including the final design, public engagement and communication strategy, and timeframes.

### Officer's Recommendation

- a. That the Officer's update report on Marine Parade Realignment dated 27 January 2017 be received.

### CHAIRPERSON'S RECOMMENDATION

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

### 5.2 Background Summary

The decision to proceed to detailed design and implementation in relation to this project were made at the 7 September 2016 Regulatory Committee, and subsequent Council meeting on the 21 September 2016, and are as follows:

- a. That the Marine Parade realignment project be furthered to the detailed design and implementation stages.
- b. That the proposed roundabout at the intersection of Marine Parade and Vautier Street be funded through a Rates Loan.
- c. That the construction of the proposed roundabout be timed to commence from March 2017.
- d. That the Council acknowledges the concerns raised by the Ahuriri Business Association and will meet with New Zealand Transport Authority before work on the Marine Parade begins in March 2017. Council will strongly urge them to implement safety measures on heavy traffic areas in Ahuriri.

For the benefit of newly elected Councillors, the project details and outcomes sought are briefly summarised here.

Council has been working to revitalise Napier's premier waterfront boulevard, Marine Parade, and improve the pedestrian environment, amenity and physical connections with the waterfront.

Council Officers have produced a developed design for Marine Parade that shifts the main traffic flow along Marine Parade onto the seaward side of the centre median and provides a number of pedestrian crossing points linking the CBD to the foreshore. This realignment stretches from the intersection with Vautier Street to the clock tower and encompasses the area outside of the i-Site.

The intention of this design is for most elements to remain flexible, and therefore able to be tested and adjusted based on the findings of the monitoring post-construction. These design elements include: the position and angle of parking bays, the presence (or absence) of a separated cycle path, the introduction of demarcated pedestrian crossing points at constant intervals along the project length, and the configuration of cruise ship parking at the northern end of the project area.

The city-side of Marine Parade will become a parking precinct, comprising a one-way slow lane and angle parking against the median strip. On cruise ship days, bus overflow parking will be positioned in the northern section of the parking precinct, thus those carparks will be made inaccessible to the public by placing cones on the ground.

A new roundabout at the intersection of Vautier Street/Marine Parade is essential as a mechanism for shifting commuting vehicles to the seaward side of Marine Parade, and signalling to motorists that they are entering a more 'people-prioritised' environment. While this will be a permanent feature, all other elements of the design, work within the existing kerb lines of Marine Parade and can be adjusted following the trial.

The design concept is supported by both Road Transport NZ and the Napier Port.

Outcomes sought for this project will be measured prior to, during, and following implementation of the design as part of a monitoring study. The eventual permanent design solution may include features such as widened footpaths, separate cycle paths, additional landscaping, and paved pedestrian connections - the final implementation of which will be constructed as a future project.

The design shown in Attachment A will be used for the consultation phase. Traffic Planning Consultants Ltd (TPC) have undertaken a safety audit of the design and have put forward a series of recommendations with regard to the safety of the design. Council Officers have amended the design to accommodate these.

Construction of the roundabout is proposed to commence after the 2017 cruise ship season, after which the realignment of Marine Parade can occur for a study (monitoring) duration of 3-months.

### **5.3 Issues**

N/A

### **5.4 Significance and Consultation**

Under the City Vision, a different approach to project design and consultation has been encouraged, where this is appropriate. The traditional approach to projects such as this would be to consult widely with the public for several months on detailed plans prior to implementation. Compromises are then often made on the design and once constructed, the approach affords no ability to make changes once the street layout is operational and real-life situations tested.

The approach that will be taken during this project is to test a new layout through minimal interventions of existing physical elements (eg removal of trees, kerblines, areas of seal etc), and with a period of time following implementation when the success of the new layout can be monitored. During this time, the public can experience for themselves the new layout on the basis that changes can still be made to improve functionality. This removes the fear of change, and allows Council to be brave with its decision-making.

Directly affected stakeholders will be consulted immediately prior to the implementation of the design, to ensure that they are fully aware of the project and the changes that will be

made to Marine Parade. Some initial consultation with key parties has already taken place; however all stakeholders will be provided with the appropriate website information closer to the time so that they can provide live feedback during the study.

For the general public, there will be on-site signs similar to those used for the Marine Parade Redevelopment, press releases, and an interactive webpage on the projects page of the Council website. This webpage will be our main method of communication and gathering of feedback. This will entail a 'live' webpage where people can select from a range of prescribed feedback options to comment on the realignment in general, and/or focus in on key design features (i.e. parking precinct / cycle lanes / pedestrian flow etc.) and then add their feedback.

## **5.5 Implications**

### **Financial**

None

### **Social & Policy**

None

### **Risk**

The Traffic Safety Audit indicated some safety risks based on the design put before them. Council Officers have modified the design to address these and lower the risks to an acceptable level.

A new way of engagement with the community may result in negative feedback. However because the interventions are relatively low cost (other than the roundabout), adjustments can be made if it is found that the issue of concern has substance.

## **5.6 Options**

1. N/A

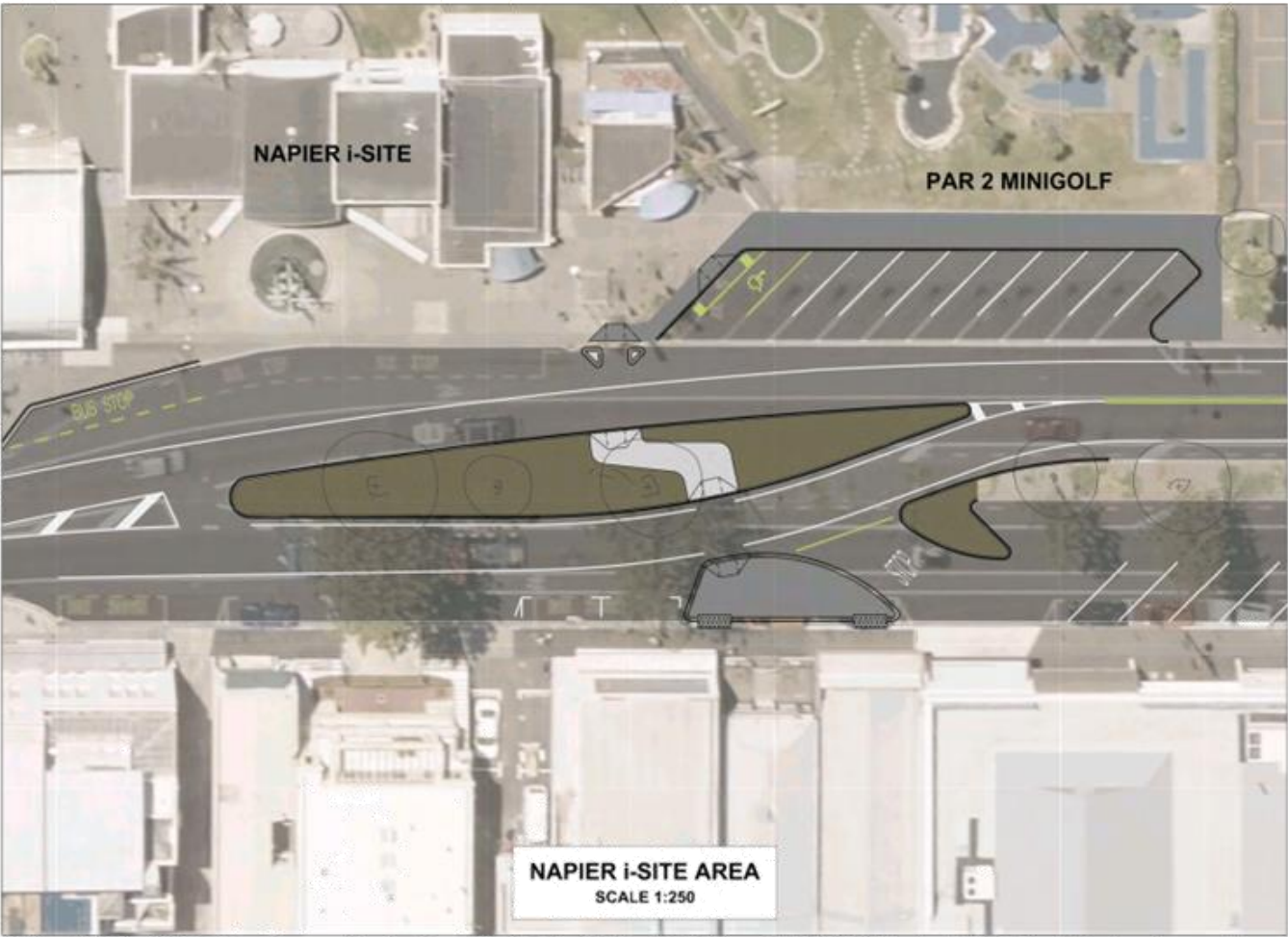
## **5.7 Development of Preferred Option**

N/A

## **5.8 Attachments**

- A Marine Parade Realignment Concept Plan [↓](#)





DATUM : NZGD 2000  
RL in terms of Hawkes Bay Datum 1972  
(MSL + 10.600m)

Cadastral information derived from  
Land Information New Zealand's  
Digital Cadastral Database (DCDB).  
LICENCE: COPYRIGHT RESERVED.

**SCHEME APPROVAL**

\_\_\_\_\_/\_\_\_\_/\_\_\_\_

J. Schwass,  
Road Asset Manager  
For  
J. Kingsford, Director Infrastructure

NOTE: Whole numbers = mm. Decimalised expressions = m. The Contractor is responsible for the protection of all LINZ survey marks or their offset locations.

NO.	INITIALS	DESCRIPTION	APPROVED	DATE

REVISIONS

**CITY OF NAPIER**

DESIGN	BY	CHECKED	DATE
	HS		

DRAWN	BY		
	HS		

RECORD			

APPROVED			

**DESIGN**  
NAPIER The Art Deco City

231 Hastings Street, Napier 4142  
Ph: 06 835 7579 - Fax: 06 834 4168

**SCHEME PLAN (45° Car Parks)**

**MARINE PARADE/VAUTIER STREET ROUNDABOUT**

3 FILES

Sheet No.	Scale	Rev.
1	AS SHOWN (A1)	
Ex. 2		
	Date	05/12/16
	Contract No.	
	Drawing No.	







## 6. TRIENNIAL AGREEMENT 2016-2019

<b>Type of Report:</b>	Information
<b>Legal Reference:</b>	Local Government Act 2002
<b>Document ID:</b>	334507
<b>Reporting Officer/s &amp; Unit:</b>	Deborah Smith, Governance Advisor

### 6.1 Purpose of Report

The purpose of this report is to provide Elected Members with an update on the current status of the Triennial Agreement 2016-2019, and the proposals Napier City Council have made towards creating a more meaningful document.

### Officer's Recommendation

- a. That the update report titled Triennial Agreement 2016-19 dated 27 January 2017 be received.

### CHAIRPERSON'S RECOMMENDATION

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

### 6.2 Background Summary

The Local Government Act 2002 ('the Act') encourages collaboration between local authorities and other agencies and organisations. Section 15 of the Act specifically requires that by the 1<sup>st</sup> of March of any year immediately following a local body election, all local authorities within each region must enter into an agreement (Triennial Agreement) covering the period until the next triennial election.

The agreement must include:

- protocols for communication and co-ordination among the local authorities;
- a statement of the process by which the local authorities will comply with section 16 of the Act in respect of proposals for new regional council activities; and
- processes and protocols through which all local authorities can participate in identifying, delivering, and funding facilities and services of significance to more than one district.

It could be viewed as an overarching strategy document, driving the many other forms of collaboration and co-operation that the regional councils engage in.

The primary parties to the Hawke's Bay Region Triennial Agreement are:

- Napier City Council
- Hastings District Council
- Central Hawke's Bay District Council
- Wairoa District Council
- Hawke's Bay Regional Council

There are also two secondary parties to the Agreement, local authorities whose boundaries bisect the Hawke's Bay region but whose primary affiliation is with another region:

- Rangitikei District Council
- Taupo District Council

The Regional Council has accepted the responsibility for overseeing the update process for the Triennial Agreement 2016-2019.

### 6.3 Issues

Triennial Agreements in previous triennia have provided a broad framework for engagement rather than detailing priority areas. There is an opportunity with the 2016-2019 to create a more meaningful document that provides a foundation for identifying, prioritising and assessing the success of regional opportunities.

Initial feedback provided to Hawke's Bay Regional Council has included:

- Recommendations on existing key regional priorities that could be included in the Agreement, such as the development of a regional infrastructure investment fund, regional economic development, the links to Hawke's Bay LIFT and the Intersectoral Leadership Group;
- Providing more detail and prominence to the section on Shared Services;
- Using the existing Mayoral Forum as the basis for future meetings, allowing meetings to take place more regularly to discuss performance against the Agreement's priorities without becoming an unnecessarily onerous commitment; and
- Developing the performance assessment section of the Agreement to clarify how, when, against what standards and by whom the performance of priority works will be weighed.

The suggested priorities as outlined above align with previous regional discussions and with the opportunities for the Matariki Hawke's Bay Regional Economic Development Strategy.

A meeting of senior officials from each primary party is expected to be arranged for early February 2017, to discuss the Agreement and work towards a final draft that can be brought to each Council for sign off prior to 1 March 2017. The draft document would be brought to Napier City Council's meeting scheduled for 22 February 2017.

### 6.4 Significance and Consultation

None

### 6.5 Implications

#### Financial

None

#### Social & Policy

None

#### Risk

None

### 6.6 Options

Participation in a triennial agreement is expected under the Local Government Act 2002.

### 6.7 Development of Preferred Option

**6.8 Attachments**

Nil

## 7. OMARUNUI REFUSE LANDFILL JOINT COMMITTEE

<b>Type of Report:</b>	Operational and Procedural
<b>Legal Reference:</b>	Local Government Act 2002
<b>Document ID:</b>	333707
<b>Reporting Officer/s &amp; Unit:</b>	Jane McLoughlin, Team Leader Governance Caroline Thomson, Chief Financial Officer

Item 7

### 7.1 Purpose of Report

To provide key points of interest and a copy of the minutes from the Omarunui Refuse Landfill Joint Committee meeting held on 9 December 2016.

### Officer's Recommendation

- a. That the minutes from the Omarunui Refuse Landfill Joint Committee held on 9 December 2016 be received.

### CHAIRPERSON'S RECOMMENDATION

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

### 7.2 Background Summary

*9 December 2016 meeting*

Key points of interest at this meeting include:

- Election of Chair and Deputy Chair for the 2016/19 triennium:
  - o Councillor Dallimore was elected as the Deputy Chair
  - o Councillor Heaps from Hastings District Council was elected as the Chair.
- Financial position
  - o The net surplus for the first quarter of the financial year was \$451K above budget. At the end of each financial year any surplus is returned to the parent Councils as per their shareholding.
- Landfill forest
  - o The Committee awarded a contract to Pan Pac Forest Products Limited to harvest and sell the tree crop within the next 3 years on behalf of the landfill. The selling of the tree crop is likely to net in the order of \$700k which would then be apportioned between the parent Councils as per their shareholding.
- Context snapshot
  - o Volumes of waste are trending upwards and this is a direct reflection of economic activity. The increase in tonnages is likely to result in an increase in revenue and a decrease in the remaining air space available at the landfill.

For further details the minutes are outlined in Attachment A.

*Brief overview of the Committee*

The Omarunui Refuse Landfill Joint Committee is owned jointly by the Hastings District and Napier City Councils. The current shareholdings reflect the apportionment of assets and liabilities:

- Napier City 36.32%
- Hastings District 63.68%.

The landfill is operated by a joint committee of the two councils under a heads of agreement document.

The Joint Committee comprises of:

- two elected members from Napier City Council
- four elected members from Hastings District Council.

Hastings District Council are the administering authority and provide technical, financial and secretarial services and are the employing authority for staff required in the administration and conduct of the refused disposal operation.

The Joint Committee's general powers include:

- To develop and operate the refuse disposal facility in compliance with the resource and regulatory consents already obtained, and power to seek new consents
- To construct buildings, purchase and dispose of plant, equipment and materials
- To fix and recover fees and charges payable by landfill users
- The licensing of users
- To enter into contracts.

### 7.3 Attachments

- A Omarunui Refuse Landfill Joint Committee minutes, 9 December 2016 [↓](#)



# *Hastings District Council*

Civic Administration Building  
Lyndon Road East, Hastings 4156

Phone: (06) 871 5000

Fax: (06) 871 5100

[www.hastingsdc.govt.nz](http://www.hastingsdc.govt.nz)

---

OPEN

## **MINUTES**

---

### **OMARUNUI REFUSE LANDFILL JOINT COMMITTEE**

Meeting Date: **Friday, 9 December 2016**

**Minutes of a Meeting of the Omarunui Refuse Landfill Joint Committee held on  
9 December 2016 at 1.00pm**

**Table of Contents**

<b><u>Item</u></b>	<b><u>Page No.</u></b>
1. Apologies	1
2. Conflicts of Interest	1
3. Confirmation of Minutes – there were no minutes to confirm.	1
4. Voting system for appointment of Chairperson and Deputy Chairperson	1
5. Election of Chairperson and Deputy Chairperson	2
6. Heads of Agreement	2
7. Solid Waste Survey 2016 Results	3
8. CON2016072 - Omarunui Landfill Forest	3
9. Three Monthly Activity Report	4
10. Additional Business Items	4
11. Extraordinary Business Items	5
12. Recommendation to Exclude the Public from Items 13 and 14	5

## HASTINGS DISTRICT COUNCIL

### MINUTES OF A MEETING OF THE OMARUNUI REFUSE LANDFILL JOINT COMMITTEE HELD IN THE LANDMARKS ROOM, GROUND FLOOR, CIVIC ADMINISTRATION BUILDING, LYNDON ROAD EAST, HASTINGS ON FRIDAY, 9 DECEMBER 2016 AT 1.05PM

---

**PRESENT:**

Chair: Councillor Heaps  
Councillors Harvey, Pierce and Redstone (HDC)  
Councillors Dallimore and Tapine (NCC)

**IN ATTENDANCE:**

Group Manager: Asset Management (Mr C Thew)  
Waste and Data Services Manager (Mr M Jarvis)  
Waste Minimisation Officer (Mr D Salmon)  
Waste Minimisation Planner (Ms H Ludlow)  
Solid Waste Engineer (Mr P Doolan)  
Director Infrastructure Services (Mr J Kingsford)  
Environmental Compliance Officer (Mr R van Veldhuizen) (NCC)  
Strategic Financial Adviser (Ms C Thomson) (NCC)  
Accountant (Mr R Hinde)  
Health and Safety Advisor (Ms J Kuzman)  
Committee Secretary (Mrs C Hunt)

---

The meeting commenced with the Group Manager: Asset Management in the Chair, pending the election of the Chair of the Omarunui Joint Refuse Landfill Committee.

---

**1. APOLOGIES**

Councillor Heaps/Councillor Harvey

**That an apology for absence from Mayor Yule and an apology for lateness from Councillor Tapine be accepted.**

**CARRIED**

**2. CONFLICTS OF INTEREST**

There were no declarations of conflicts of interest.

**3. CONFIRMATION OF MINUTES** – There were no minutes to confirm.

**4. VOTING SYSTEM FOR APPOINTMENT OF CHAIRPERSON AND DEPUTY CHAIRPERSON**

(Document 16/1239)

Councillor Heaps/Councillor Harvey

**A) That the report of the Waste and Data Services Manager titled “Voting system for appointment of Chairperson and Deputy Chairperson” dated**



**9/12/2016 be received.**

- B) That, if an election is necessary the system called in this report System A be used for the election of the Chairperson and Deputy Chairperson of the Committee.**

**CARRIED**

**5. ELECTION OF CHAIRPERSON AND DEPUTY CHAIRPERSON**

(Document 16/1240)

The Group Manager: Asset Management, Mr Thew called for nominations for the position of Chair.

Councillor Redstone/Councillor Dallimore

- A) That the report of the Waste and Data Services Manager titled “Election of Chairperson and Deputy Chairperson” dated 9/12/2016 be received.**

- B) That Councillor Heaps be appointed as Chairperson of the Omarunui Refuse Landfill Joint Committee for the next triennium 2016-2019.**

**CARRIED**

*Councillor Heaps assumed the role as Chair.*

The newly elected Chair, Councillor Heaps called for nominations for the position of Deputy Chair of the Omarunui Landfill Committee.

Councillor Pierce/Councillor Redstone

**That Councillor Dallimore be appointed as Deputy Chairperson of the Omarunui Refuse Landfill Joint Committee for the next triennium 2016-2019.**

**CARRIED**

**6. HEADS OF AGREEMENT**

(Document 16/1238)

The Waste and Data Services Manager, Mr Martin spoke to his report and advised that the Omarunui Landfill was operated by a joint committee of the two councils under a Heads of Agreement document (SW-5-12-1031). The original Heads of Agreement document was signed in February 1993. A new Heads of Agreement document dated October 2010 had been prepared and adopted to reflect current legislation and practices.

*Councillor Tapine joined the meeting at 1.20pm.*

Councillor Heaps/Councillor Redstone

- A) That the report of the Waste and Data Services Manager titled “Heads of Agreement” dated 9/12/2016 be received.**

**CARRIED**

**7. SOLID WASTE SURVEY 2016 RESULTS**  
(Document 16/1195)

The Waste Minimisation Officer, Mr Salmon updated the Committee on the findings of the 2016 Solid Waste Analysis Survey (SWAP) (PRJ16-33-0013). He displayed a powerpoint presentation (CG-14-27-00009) providing an overview of the SWAP survey trends.

Napier City and Hastings District Councils have undertaken a Solid Waste survey every third year to assist with planning and targeting waste minimisation initiatives. Undertaking a SWAP survey also helped Councils to meet their obligation under section 42 of the Waste Minimisation Act 2008 – to promote effective waste management and minimisation.

The 2016 SWAP survey covered waste to landfill, transfer stations, from commercial sources, from kerbside and also included in this survey was Waste from private wheelie bins. The survey did not focus on any recycling initiatives, only waste to the Omarunui Landfill.

Mr Salmon, in conclusion said that the wheelie bin market had grown considerably over recent years with the private kerbside collections being the second largest category. By considering alternatives to current collection methodologies and facilities there was the potential to divert 49.1% annually.

Councillor Heaps/Councillor Redstone

**A) That the report of the Waste Minimisation Officer titled “Solid Waste Survey 2016 Results” dated 9/12/2016 be received.**

**With the reasons for this decision being that the objective of the decision will contribute to meeting the current and future needs of communities for (good quality local infrastructure) OR (local public services OR (performance of regulatory functions) in a way that is most cost-effective for households and business by:**

**Providing accurate and up to date data on the Omarunui Landfill catchment waste composition that will assist with the planning of future waste services and facilities and help Councils’ to meet their legal obligations of the Waste Minimisation Act 2008.**

**CARRIED**

**8. CON2016072 - OMARUNUI LANDFILL FOREST**  
(Document 16/1181)

The Waste and Data Services Manager, Mr Jarvis advised that the purpose of the report was to seek approval from the Omarunui Refuse Landfill Joint Committee to award Contract No. CON2016072 – Omarunui Landfill Forest Harvest.

Harvesting proposals were submitted by Forest Owner Marketing Services Ltd (FOMS), Pan Pac Forest Products Ltd (PanPac) and PF Olsens Ltd (Olsens). The work was required to be completed within a three year period starting from the contract award date. The timing of harvest within the three year term would be at the sole discretion of the Omarunui Landfill.

Councillor Harvey/Councillor Tapine

- A) That the Waste and Data Services Manager's report titled "CON2016072 - Omarunui Landfill Forest" dated 9/12/2016 be received.**
- B) That Contract No. CON2016072 – Omarunui Landfill Forest Harvest be awarded to Pan Pac Forest Products Limited to harvest and sell the tree crop on behalf of the landfill.**
- C) The work is required to be completed within a three year period starting from the contract award date. The timing of harvest within the three year term will be at the sole discretion of the Omarunui Landfill.**

**CARRIED**

**9. THREE MONTHLY ACTIVITY REPORT**  
(Document 16/1197)

The Waste and Data Services Manager, Mr Jarvis presented his report updating the Omarunui Joint Refuse Landfill Committee on landfill activities for the first three months of the 2016/17 financial year.

Mr Jarvis advised that a variety of efficiencies had been achieved over the last four years that had helped to keep the gate charges as low as possible. Areas that would be looked into to gain additional efficiencies included the following:

- Landfill gas extraction and landfill gas to energy.
- Management of the landfill's obligations under the ETS.
- Compaction rates.
- Operating procedures and services.

Mr Jarvis advised that the total revenue from waste was above budget which was mainly due to increased volumes of Special and Commercial Waste. Smaller increases in waste volumes were also recorded for the HDC and NCC Transfer Stations.

The Accountant, Mr Hinde, presented the financial report and advised that the Landfill net surplus from operations as at 30 September 2016 was \$451,395 above budget.

Expenditure is \$115,983 below budget (includes waste levy and ETS) due to savings in refuse disposal and external plant costs.

Councillor Heaps/Councillor Pierce

**That the report of the Waste and Data Services Manager, titled "Three Monthly Activity Report" dated 9 December 2016, be received.**

**CARRIED**

**10. ADDITIONAL BUSINESS ITEMS**

There were no additional business items.

**11. EXTRAORDINARY BUSINESS ITEMS**

There were no extraordinary business items.

**12. RECOMMENDATION TO EXCLUDE THE PUBLIC FROM ITEMS 13 AND 14**

SECTION 48, LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987

Councillor Heaps/Councillor Redstone

**THAT the public now be excluded from the following parts of the meeting, namely;**

**13. Review of Disposal Fees****14. Engagement of Tonkin and Taylor for Landfill Consultancy Services**

The general subject of the matter to be considered while the public is excluded, the reason for passing this Resolution in relation to the 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 is as follows:

<b>GENERAL SUBJECT OF EACH MATTER TO BE CONSIDERED</b>	<b>REASON FOR PASSING THIS RESOLUTION IN RELATION TO EACH MATTER, AND PARTICULAR INTERESTS PROTECTED</b>	<b>GROUND(S) UNDER SECTION 48(1) FOR THE PASSING OF EACH RESOLUTION</b>
<b>13. Review of Disposal Fees</b>	<b>Section 7 (2) (h)</b> The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities. To enable Council to undertake negotiations.	<b>Section 48(1)(a)(i)</b> Where the Local Authority is named or specified in the First Schedule to this Act under Section 6 or 7 (except Section 7(2)(f)(i)) of this Act.
<b>14. Engagement of Tonkin and Taylor for Landfill Consultancy Services</b>	<b>Section 7 (2) (h)</b> The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities. To enable the Committee to undertake negotiations..	<b>Section 48(1)(a)(i)</b> Where the Local Authority is named or specified in the First Schedule to this Act under Section 6 or 7 (except Section 7(2)(f)(i)) of this Act.

**CARRIED**

The meeting closed at 3.15pm

Confirmed:

Chairman:

Date:

## PUBLIC EXCLUDED ITEMS

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

### AGENDA ITEMS

1. Omarunui Refuse Landfill Joint Committee

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. Omarunui Refuse Landfill Joint Committee	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.