



# *Hastings District Council*

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## **OPEN MINUTES**

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## **COUNCIL**

Meeting Date: **Thursday, 24 September 2015**

**Minutes of a Meeting of the Council held on  
Thursday, 24 September 2015 at 2.00pm**

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## HASTINGS DISTRICT COUNCIL

### MINUTES OF A MEETING OF THE COUNCIL HELD IN THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC ADMINISTRATION BUILDING, LYNDON ROAD EAST, HASTINGS ON THURSDAY, 24 SEPTEMBER 2015 AT 2.00PM

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**PRESENT:** Mayor Yule (Chair)  
Councillors Bowers (Deputy Mayor), Bradshaw, Dixon, Hazlehurst, Kerr, Lester, Lyons, Nixon, O'Keefe, Pierce, Poulain, Roil and Watkins.

**IN ATTENDANCE:** Chief Executive (Mr R McLeod)  
Group Manager: Asset Management (Mr C Thew)  
Group Manager: Community Facilities & Programmes (Ms A Heather)  
Group Manager: Corporate and Customer Services (Mr M Maguire)  
Group Manager: Human Resources (Mrs B Bayliss)  
Group Manager: Planning and Regulatory Services (Mr J O'Shaughnessy)  
Group Manager: Strategy and Development (Mr D Morgan)  
Acting Chief Financial Officer (Mr B Allan)  
Team Leader Emergency Management (Mr T Mitchell) (Item 6)  
Strategic Projects Manager (Mr R Oosterkamp) (Item 7)  
Principal Advisor: District Development (Mr M Clews) (Item 8)  
Senior Strategic Planner (Mrs T Gray) (Item 8)  
Water Services Manager (Mr B Chapman) (Item 9)  
Stormwater Manager (Mr M Kneebone) (Item 9)  
Strategic Financial Advisor (Ms C Thomson) (Item 10)  
Parking Manager (Mr K Deacon) (Item 10)  
Account Manager – Projects (Mr P Evans)  
Economic Development Manager (Mr C Cameron)  
Economic Development Project Manager (Mr L Neville)  
Committee Secretary (Mrs C Hilton)

**ALSO PRESENT:** Mr C Hawley (Item 8)  
Mr R Satherley (Item 8)  
Mr C Satherley (Item 8)  
Mr M Whittaker, Director of the Te Mata Mushroom Company (Item 8) and Chair, Hastings City Business Association Inc (Item 10)  
Ms S McDade, City Centre Manager, Hastings City Business Association Inc (Item 10)

## 1. PRAYER

The opening prayer was given by the Reverend Adrian Skelton, St Andrews Presbyterian Church.

## 2. APOLOGIES AND LEAVE OF ABSENCE

Mayor Yule/Councillor Lester

**That an apology for absence from Councillor Heaps be received and accepted and the following leaves of absence be granted:**

**Councillor Kerr 10-13 November 2015**

**Councillor Watkins 25-29 September 2015**

**Councillor Lyons 14-18 October 2015**

**Councillor Hazlehurst 22-29 October 2015**

**Councillor Nixon 9-12 December 2015**

**CARRIED 15/12**

## 3. CONFLICTS OF INTEREST

There were no declarations of Conflicts of Interest.

## 4. CONFIRMATION OF MINUTES

(Documents CG-13-1-888 and CG-13-1-889)

Councillor Watkins/Councillor Dixon

**That the minutes of the Council Meeting held Thursday, 27 August 2015, including the minutes held while the Public were Excluded, be confirmed as a true and correct record and be adopted.**

**CARRIED 15/13**

## 5. MEMBER'S REPORTS AND REPORTS FROM COUNCIL REPRESENTATIVES ON OUTSIDE ORGANISATIONS

Councillor Kerr gave a number of updates in regard to the following:

- Hawke's Bay Sports Council – among recent key things it had done was understanding how GDP was calculated from events. Economic Solutions was creating a template.
- District Health Board – there was concern with the type of food at sporting events – the aim was to have healthier types of food available.
- Hawke's Bay Marathon – great job done with the route of the marathon.
- Gaming funding – highlighting that a some local Trusts had been taken over by Trusts outside of Hawke's Bay. So some of the resultant funding may be reduced in future, as it will go to other areas of the country.
- Coastal Hazards Committee – this will meet on Tuesday, 27 October 2015. This will involve meeting with other local authorities in order to have an update from a technical viewpoint - working on collaboration and consulting with their key partners before this information was released publicly.
- Regional Transport Committee – work had been done on State Highway 38 in regard to going through a business case. Also work being undertaken with Kiwi Rail regarding the Napier – Gisborne railway.

- Update on public transport – Councillor Kerr noted the key projects undertaken by the National Land Transport Programme.
- Mohaka Bridge – this work had now been completed.
- State Highway 2 – Paki Paki intersection had been officially opened.
- NZTA was looking at Napier Port access as a business case.
- Drivers' Licence testing was a major issue for youth in some areas outside Hastings who had to come here to sit the test. Work was being done to try and address this situation.

Councillor Hazlehurst advised that Te Mata Park community consultation key issues would be addressed at Peak House on Saturday, 17 and Sunday, 18 October 2015. She also advised that the Landmarks Trust Awards would be held at Lindisfarne College on Thursday, 3 December 2015.

Councillor Bradshaw referred to the Chairperson's report of the Hastings District Heritage Trails Society Inc which was included in the Council agenda (Pages 6-13).

Councillor Lester advised that he had attended the latest meeting of the Rural Community Board Executive Committee on Wednesday, 2 and Thursday, 3 September and noted the positive result from the final conference report. He and Mike Reid were facilitating two seminars (in Taupo and Christchurch) for Chairs of Community Boards throughout the country.

Councillor Lester advised that Chorus had given an update on the roll-out of broadband. The Rural Community Board had invited J Seddon from Chorus to talk to the Community Board and outline what was happening in regard to the roll-out. Councillors and interested Council Officers were also invited to attend this meeting – on Monday, 7 December 2015.

Councillor Roil noted the AGM of the Hastings City Business Association Inc is on Monday, 28 September 2015 at 5.00pm in the Hastings Function Centre.

Mayor Yule/Councillor Bradshaw

**A) That report of the Democratic Support Manager titled "Member's Reports and Reports from Council Representatives on Outside Organisations" dated 24 September 2015 be received.**

**B) That the presentations both verbal and written from Council Representatives on Outside Organisations be received.**

**CARRIED 15/14**

At this point, with the agreement of the Council, Agenda Item 8 "Havelock North Greenfield Residential Prioritisation" was taken out of order and addressed as a number of Arataki Road landowners were present who had been invited to address the Council at 2.00pm.

## 8. HAVELOCK NORTH GREENFIELD RESIDENTIAL PRIORITISATION

(Document 15/1065)

Mayor Yule explained that those landowners in Arataki Road who were considered to be potentially affected by the reprioritisation being addressed under this item, and who did not have any other avenues for legal recourse, had been invited to speak at this meeting in the interests of natural justice.

Mayor Yule welcomed Messrs Hawley, Satherley and Wallis and Mr Whittaker, from the Te Mata Mushroom Company.

**Mr C Hawley**, representing himself and his wife and the Hawley Family Trust, addressed the Council (CG-13-1-00907) and responded to questions. The main points that were highlighted included:

- He felt that the issues that had been known in relation to Te Mata Mushrooms, when this area had been identified for residential development in 2010, should have been addressed at that time.
- He confirmed that he had seen the legal opinion the Council had obtained.
- He had only learnt that the Arataki extension may be removed from being deferred Residential at a meeting last year (the first time since 2010).

**Messrs R and C Satherley** advised that they did not wish to speak at today's meeting. They had recently attended the District Plan Hearings Committee and via the hearing process had addressed a submission that had been made.

**Mr and Mrs Wallis**, who were unable to attend this meeting had forwarded a statement (STR-16-06-17-15-31) which was read out to the Council.

**Mr M Whittaker** verbally addressed the Council, as Director of the Te Mata Mushroom Company and responded to questions. The main points that were highlighted included:

- As of a few weeks ago, his operation was fully compliant with its resource consent. A third compost bunker was now in use.
- He noted the only issue now, was the matter of odour over the boundary.
- He felt the company had gone further than it was obliged to do, to reduce the odour footprint – they weren't producing on the compost yard on Wednesdays.

The Principal Advisor: District Development (Mr M Clews) and Senior Strategic Planner (Mrs T Gray) were asked to comment on some of the points that had been raised and they responded to questions from the meeting. The main points that were addressed included:

- The comments made did not change the Reporting Officer's views in regard to the report's recommendations.
- The review by Tonkin and Taylor had been undertaken on the basis of Te Mata Mushrooms being fully compliant in regard to their operations.
- Officers explained that the original engagement of odour experts to undertake background monitoring had coincided with the change of company ownership. As it was understood that operations would be undertaken in a different manner on the site in the future, the monitoring of the existing operation at that time was not considered to be of assistance.
- Whether it would be practical to undertake an odour assessment based on the current situation on the site, now the operation was said to be fully compliant?
- Tonkin and Taylor had undertaken a desk top modelling study, rather than an

assessment on site.

Extensive discussion took place regarding the intent/effect of the recommendations and the possible readiness of alternative areas for greenfield development.

Councillor Bowers/Councillor Lyons

- A) That the report of the Senior Strategic Planner titled “Havelock North Greenfield Residential Prioritisation” dated 24 September 2015 be received.**
- B) That the previously adopted sequencing programme for the HPUDS greenfield areas be amended to advance the Middle Road/Iona and Havelock Hills areas on the south western side of Havelock North.**
- C) That Officers advance the preparation of a structure plan for land within the HPUDS greenfield areas on the south western side of Havelock North and report back to Council upon the completion of the Issues and Options assessment.**
- D) That any adjustment of the timing of the Arataki Extension be reconsidered once current compliance and enforcement issues involving the Hawke’s Bay Regional Council and Te Mata Mushrooms have been resolved and a further assessment has been undertaken and reported back.**

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 and performance of regulatory functions in a way that is most cost-effective for households and business by:

- i) The decision will avoid the potentially significant adverse effects on the environment anticipated from the rezoning of the Arataki Extension**
- ii) The decision will provide a logical and sound basis for prioritising Councils investment in structure planning and infrastructure**
- iii) The decision addresses the need to achieve additional greenfield supply within Havelock North in the short to medium term.**

**CARRIED 15/15**

## **6. HASTINGS DISTRICT COUNCIL FIRE AUTHORITY FIRE PLAN**

(Document 15/1037)

The Hastings District Council Rural Fire Plan was tabled.

Councillor Kerr/Mayor Yule

- A) That the report of the Team Leader Emergency Management titled “Hastings District Council Fire Authority Fire Plan” dated 24 September 2015 be received.**

- B) That amendments to the Hastings District Council Fire Authority Fire Plan being the changes to the boundary to reflect the recently gazetted change to the Pumicelands Rural Fire Authority area (Figure 3), as set out in Attachment 1 of the report in A) above (EMG-10-01-15-61), and the amended Directory containing contact numbers for personnel, volunteers, other fire authorities, other emergency service partners and resource providers (Annex 8 Logistics) be adopted.**

**CARRIED 15/16**

## **7. CITY CENTRE SYMPOSIUM - 2015/16 ACTION PLAN**

(Document 15/1034)

The Strategic Projects Manager, Mr R Oosterkamp, spoke to his agenda report and responded to questions from the meeting.

Extensive discussion took place with it being suggested that a steering group be established to bring all the together all the parties involved.

Mayor Yule/Councillor Pierce

- A) That the report of the Strategic Projects Manager titled “City Centre Symposium - 2015/16 Action Plan” dated 24 September 2015 be received.**
- B) That the Council:**
- a. Support the delivery of the actions that have arisen out of the Hastings City Centre symposium.**
  - b. Authorise additional expenditure of \$30,000.00 towards the delivery of the symposium actions to be funded from the 2014/15 surplus.**

**With the reasons for this decision being that the objective of the decision will contribute to meeting the current and future needs of communities:**

- i) by contributing toward establishing a vibrant, growing and fun Hastings City Centre.**

**CARRIED 15/17**

Councillors Bowers and Hazlehurst both requested that their respective votes **Against** the Motion be recorded.

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The meeting adjourned for afternoon tea at 3.28pm  
And resumed at 5.42pm

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## **9. KAIAPO ROAD DEVELOPMENT STORMWATER SERVICING PROPOSAL**

(Document 15/1022) (A series of slides were displayed, being the attachments to this agenda report)



Water Services Manager, Mr B Chapman, and Stormwater Manager, Mr M Kneebone, spoke to the agenda report and responded to questions from the meeting.

As part of the presentation, Mr Kneebone displayed and spoke to the five attachments to the agenda report (CG-13-1-00896; STR-16-06-8-15-13; STR-16-06-8-15-14; STR-16-06-8-15-16; and STR-16-06-8-15-17).

Councillor Kerr/Councillor Bowers

- A) That the report of the Water Services Manager titled “Kaiapo Road Development Stormwater Servicing Proposal” dated 24 September 2015 be received.**
- B) That Officers progress with an economic analysis of the current stormwater options for the Kaiapo Road Development.**
- C) That Officers report on a final proposal by the end of November 2015.**
- D) That the landowners be sent a copy of the Agenda report and be invited to discuss possible future options and approaches with Officers.**

**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 in a way that is most cost-effective for households and business by:**

- i) Ensuring stormwater services support the growth of our communities, are adequate in protecting dwellings from inundation and are efficient and cost effective.**

**CARRIED 15/18**

## **10. PARKING REVIEW**

(Document 15/1067)

A covering memo (REG-22-03-4-15-584) containing options to be considered and a plan of the proposed CBD Parking Controls had been circulated to the Council prior to this meeting. At the meeting an updated options sheet (REG-22-10-15-1849) and an amended plan (REG-22-03-12-15-289) was circulated and addressed.

Group Manager: Planning and Regulatory Services, Mr J O’Shaughnessy, and Strategic Financial Advisor, Ms C Thomson, spoke to the agenda report and responded to questions from the Council. Officers displayed a slide from a power point presentation (REG-22-10-15-1836) titled “Parking Presentation – September 2015” to illustrate the use of plated meters.

Extensive discussion took place regarding the suggested free parking trial periods.

*Councillor Bowers left the meeting at 4.27pm.*

Councillor Pierce/Councillor Roil

- A) That the report of the Parking Manager titled “Parking Review” dated 24 September 2015 be received.**
- B) That free parking be introduced into the Hastings Central Business District (CBD) for a trial period commencing Sunday, 1 November 2015 and ending on Sunday, 28 February 2016 with a subsequent report being brought back to Council, in accordance with the following:**
- 1) That pursuant to the Traffic and Parking Enforcement Bylaw Part 19, Clause 4.3 of the Hastings District Council Bylaws 2007 all on-street parking spaces currently controlled by individual parking meters and all off-street parking spaces currently controlled by Pay and Display parking meters be available free of charge and their respective time limits be revoked.**
  - 2) That pursuant to the Traffic and Parking Enforcement Bylaw Part 19, Clause 4.1(a) of the Hastings District Council Bylaws 2007 the following sections of road way now controlled by individual parking meters be set aside as time limited parking in accordance with the Hastings CBD Parking Plan (REG-22-03-12-15-289).**
  - 3) That pursuant to the Traffic and Parking Enforcement Bylaw Part 19, Clause 4.1(a) of the Hastings District Council Bylaws 2007 the following sections of off-street carpark now controlled by Pay and Display parking meters be set aside as time limited parking with a 3 hour (180 minute) time limit;**
    - Lyndon Road Carpark**
    - Eastern Carpark**
    - Southern Carpark**
    - Northern Carpark- excluding the 12 spaces shared with the BNZ Bank on the Market Street entrance which will remain as 60 minute time limited parking.**
    - King Street Carpark**
    - Queen Street West Carpark**
  - 4) That pursuant to the Traffic and Parking Enforcement Bylaw Part 19, Section 4.4 of the Hastings District Council Bylaws 2007 all Mobility carparks in the Hastings CBD as shown on the Hastings CBD Parking Plan (REG-22-03-12-15-289) be retained without change.**
  - 5) That pursuant to the Traffic and Parking Enforcement Bylaw Part 19, Section 4.5 of the Hastings District Council Bylaws all motor cycle parking spaces in the Hastings CBD, as shown on the Hastings CBD Parking Plan (REG-22-03-12-15-289) be retained without change.**

- 6) That pursuant to the Traffic and Parking Enforcement Bylaw Part 19, Section 5.0 of the Hastings District Council Bylaws 2007 all Loading Zone spaces within the Hastings CBD as shown on the Hastings CBD Parking Plan (REG-22-03-12-15-289) be retained without change.
- 7) That Officers report to the Council meeting of 29 October 2015 with a business case in respect of the introduction of in-ground parking sensor technology for the District.
- 8) That a communication plan to ensure that the proposed trial is clearly understood by all stakeholders/users of the Hastings CBD be prepared.

With the reasons for this decision being that the objective of the decision will contribute to the performance of regulatory functions in a way that is efficient and effective and appropriate to present and future circumstances by:

- i) Providing parking spaces in relevant places within the district that are safe and readily available for motorists.

**CARRIED 15/19**

A hand vote confirmed this, with 10 in Support and 3 Against.

Councillors Bradshaw and Nixon both requested that their respective votes **Against** the Motion be recorded.

## 11. **SUMMARY OF RECOMMENDATIONS OF THE HAWKE'S BAY CREMATORIUM COMMITTEE MEETING HELD ON 18 SEPTEMBER 2015**

(Document 15/1072)

The Group Manager: Community Facilities and Programmes spoke to the Agenda report. The meeting addressed the recommendations that were needing to be ratified from the Hawke's Bay Crematorium Committee meeting that had been held on Friday, 18 September 2015.

Councillor Dixon/Councillor Kerr

- A) That the report of the Democratic Support Manager titled "Summary of Recommendations of the Hawke's Bay Crematorium Committee meeting held on 18 September 2015" be received.
- B) That the following recommendations of the HB Crematorium Committee meeting held 18 Sep 2015, as amended below, be ratified:

### ***"4. CREMATORIUM UPDATE***

- A) *That the Committee endorses the following changes in scope*

**to the Hawke's Bay Crematorium concept plan.**

- (i) Reducing the overall height of the buildings by 1 metre.**
- (ii) Reducing the floor plan of the building to 239.5 metres<sup>2</sup>.**

**This is achieved by:**

- **Reducing the size of the crematory.**
  - **Relocating storage of small consumables to a roof storage space.**
  - **Reducing the size of the chapel.**
  - **Reducing the size of the ablutions block.**
- (iii) Changing the roofing material from a membrane to corrugated colour steel.**
  - (iv) Changing the cladding material from cedar to charred European larch.**
  - (v) Potentially using timber framing, rather than precast concrete panels, to construct the chapel.**

**B) That, the Committee recommend to its member Councils that a contribution of between \$200,000 and \$300,000 for the replacement of the chapel be provided on the basis of the following split:**

- (1) Central Hawke's Bay \$10,000.**
- (2) Napier City Council \$40,000.**
- (3) Hastings District Council \$150,000 to \$250,000.**

**C) That the Council note that the contribution of rates funding to the rebuild of the chapel is inconsistent with the Council's Revenue and Financing Policy, but that is not significantly inconsistent with the policy in terms of Section 80 of the Local Government Act 2002, and that therefore no change to the policy is intended or required.**

**D) That given the resolution at the Finance and Monitoring Committee meeting on Tuesday, 22 September 2015, the \$250,000 set aside for the Crematorium Chapel from the surplus be released for this purpose.**

***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, cost effective local infrastructure".***

**CARRIED 15/20**

## **12. ADDITIONAL BUSINESS ITEMS**

### **14. HASTINGS DISTRICT COUNCIL BYLAW REVIEW RECOMMENDATION FROM THE HASTINGS DISTRICT RURAL COMMUNITY BOARD MEETING HELD 21 SEPTEMBER 2015**

(Document 15/1084)

The Finance and Monitoring Committee meeting held on Tuesday, 22 September 2015 had referred a recommendation (Item 7) from the Rural Community Board

meeting that had been held on Monday, 21 September 2015, that needed to be addressed by Council.

Councillor Lester/Councillor Kerr

- A) That the report of the Group Manager: Corporate and Customer Services titled "Hastings District Council Bylaw Review Recommendation from the Hastings District Rural Community Board meeting held 21 September 2015" be received.
- B) The following recommendation of the Hastings Rural Community Board meeting held on 21 September 2015 be ratified:

***"7. HASTINGS DISTRICT COUNCIL BYLAW REVIEW  
(Document 15/1001)***

- A) *That the report of the Team Leader Environmental Health and Liquor Licensing titled "Hastings District Council Bylaw Review" dated 21/09/2015 be received.*
- B) *That the Hastings District Rural Community Board considered the issues raised in the report and provided the following comments which it considered appropriate to assist staff in developing the draft bylaws for consultation:*
- *Have a less prescriptive approach in the Bylaws*
  - *10.1.5(b) - Bee hives - (Animal Control Bylaw) needs to be clarified*
  - *10.1.8 (Animal Control Bylaw) – goats can be free range*
- C) *That it is recommended to Council that the Chair of the Hastings District Rural Community Board, Mr Peter Kay be added as a member to the Bylaws Working Party" and the Terms of Reference be amended to reflect this".*

**CARRIED 15/21**

**13. EXTRAORDINARY BUSINESS ITEMS**

There were no extraordinary business items.

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The meeting closed at 4.57pm

Confirmed:

Chairman:

Date: