



Hastings District Council

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OPEN MINUTES

COUNCIL

Meeting Date: Thursday, 15 September 2016

**Minutes of a Meeting of the Council held on
15 September 2016 at 2.00pm**

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HASTINGS DISTRICT COUNCIL

MINUTES OF A MEETING OF THE COUNCIL HELD IN THE HASTINGS BAPTIST CHURCH, LYNDON ROAD EAST, HASTINGS ON THURSDAY, 15 SEPTEMBER 2016 AT 2.00PM

- PRESENT:** Mayor Yule (Chair)
Councillors Bowers (Deputy Mayor), Bradshaw, Dixon, Hazlehurst, Heaps, Kerr, Lester, Lyons, Nixon, O'Keefe, Poulain, Roil and Watkins.
- IN ATTENDANCE:** Chief Executive (Mr R McLeod)
Group Manager: Asset Management (Mr C Thew)
Group Manager: Planning and Regulatory Services (Mr J O'Shaughnessy)
Group Manager: Economic Growth and Organisation Improvement (Mr C Cameron)
Group Manager: Human Resources (Mrs B Bayliss)
Chief Financial Officer (Mr B Allan)
Group Manager: Community Facilities & Programmes (Mrs A Banks)
Executive Advisor/Manager: Office of the Chief Executive (Mr M Maguire)
Building Consents Project Officer (Gerard Van Veen)
Policy Advisor: Economic and Social Development (Ms L Stettner)
Parks Landscape and Projects Officer (Mr B Leslie)
Parks and Property Services Manager (Mr C Hosford)
Traffic Engineer (Mr T Mills)
Team Leader Environmental Policy (Mrs M Gaffaney)
Health and Safety Advisor: Ms J Kuzman
Cemetery Manager (Mr G Bowles)
Democratic Support Manager (Mrs J Evans)

1. PRAYER

The opening prayer was given by Reverend Bryan Carey of St Luke's Church.

SUSPENSION OF STANDING ORDERS

Mayor Yule/Councillor Roil

That as the meeting was being held outside the Council Chamber and in the Church Hall, standing orders be suspended.

CARRIED

2. APOLOGIES AND LEAVE OF ABSENCE

Mayor Yule/Councillor Watkins

That apologies for absence from Councillor Pierce be accepted.

CARRIED

3. CONFLICTS OF INTEREST

Councillor Kerr declared an interest in Items 6 and 10. Councillors O'Keefe and Poulain declared an interest in Item 6.

4. CONFIRMATION OF MINUTES

Councillor Watkins/Mayor Yule

That the minutes of the Council Meeting held Thursday 25 August 2016 be confirmed as a true and correct record and be adopted (including public excluded minutes).

CARRIED

5. HEARING OF SUBMISSIONS AND ADOPTION OF EARTHQUAKE-PRONE BUILDINGS POLICY AND DANGEROUS AND INSANITARY BUILDINGS POLICY

(Document 16/805)

It was noted that the Hawke's Bay District Health Board would not be present to speak to the submission, and had accepted the adoption of the policies subject to the inclusion of additional wording in paragraph 4.1 of the Dangerous and Insanitary Building Policy, which was circulated at the meeting (CG-13-1-01448).

Councillor Lester/Councillor Heaps

- A) **That the submission from Hawke's District Health Board is received.**
- B) **That the report of the Building Consents Projects Officer titled "Hearing of Submissions and Adoption of Earthquake-prone Buildings Policy and Dangerous and Insanitary Buildings Policy" dated 15/09/2016 be received.**
- C) **That the following wording be included in paragraph 4.1 *Policy Statement* of the Dangerous and Insanitary Buildings Policy:**
 - "In some circumstances additional statutory measures may need to be considered to address issues that fall outside the scope of the Building Act 2004. For instance remedies may be appropriate and necessary under the Health Act 1956 or the Resource Management Act 1991. Each situation will be assessed on merit and referred to appropriate authorities and agencies."***
- D) **That following consideration of the submission received from Hawke's Bay District Health Board amended *Earthquake-prone Buildings Policy*, and the *Dangerous and Insanitary Buildings Policy* as amended in C) above be adopted.**

With the reasons for this decision being that the objective of the decision will contribute to the performance of regulatory functions and the provision of good quality local infrastructure in a way that is most cost-effective for households and business by:

- i) Ensuring that earthquake-prone buildings are remediated, and dangerous or insanitary buildings are made safe or sanitary within requirements of the Building Act 2004.

CARRIED

6. AUT MILLENNIUM HAWKES BAY

(Document 16/799)

Councillors Kerr, O’Keefe and Poulain, having previously declared an interest, withdrew from the meeting table during discussion and voting on this item.

Councillor Lester/Councillor Hazlehurst

- A) That the report of the Chief Financial Officer titled “AUT Millennium Hawkes Bay” dated 15/09/2016 be received.
- B) That Council pay immediately \$250,000 (plus GST) to the Hawke’s Bay Community Fitness Centre Trust as the first instalment of the agreed \$2.0m of funding available in 2016/17.
- C) That authority be delegated to the Chief Executive to establish a funding agreement that provides key milestones, funding instalments and reporting requirements for the \$2.0m of funding available in 2016/17.
- D) That authority be delegated to the Chief Executive to develop Key Performance Indicators to confirm the Council’s expectations regarding high performance and community use.

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 local public services in a way that is most cost-effective for households and business by:

- i) delivering local public services and local infrastructure that will continue to public health improvements and positive local impacts.
- ii) supporting local business by adding to a job rich local economy.
- iii) developing Hastings as an appealing visitor destination through the Youth Sports Talent development programmes.

CARRIED

Councillors Bradshaw, Heaps, Nixon and Roil requested that their votes AGAINST this motion be recorded

Councillors Kerr, O'Keefe and Poulain returned to the meeting table.

7. KARAMU ROAD NORTH - PROPOSED STREETScape ENHANCEMENTS

(Document 16/915)

(Powerpoint Presentation CFM-15-1-5-16-383)

Councillor Watkins/Councillor Hazlehurst

- A) That the report of the Parks Landscape and Projects Officer titled "Karamu Road North - Proposed Streetscape Enhancements " dated 15/09/2016 be received.**
- B) That the Council adopt Option 2 and approve the planting of 70 Rata street trees with tree guards and clay paved bands on Karamu Road North as per Attachments 1 and 3 of the report at A) above.**

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 ensuring appropriate streetscape planting in commercial and residential areas.

CARRIED

8. CORNER SPLAYS FOR VISIBILITY AND SAFETY AT INTERSECTIONS

(Document 16/916)

(Powerpoint Presentation PRJ15-51-0119)

Councillor Lester/Councillor Heaps

- A) That the report of the Traffic Engineer titled "Corner Splays for Visibility and Safety at Intersections " dated 15/09/2016 be received.**
- B) That the high priority corner splays in 2016/17 be purchased, and the remaining corner splays be purchased as other projects are undertaken, or when a building/resource consent is applied for by a developer as set out in Option 2 of the report at A) above.**
- C) That a variation to the Proposed District Plan be prepared to address issues in the Commercial Service and Light Industrial Zones to enable Option B of the report to be implemented as set out in table 2 of the report at A) above.**
- D) That the variation documents shall be approved by the Planning and Regulatory Committee prior to the public notification of the variation to the District Plan.**

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 sufficient visibility at intersections throughout the urban areas of the District and in particular those identified as requiring**

priority action;

- ii) **Ensuring the safety of the community while limiting the impact on private property rights;**
- iii) **Appropriately regulating development on corner sites at high risk intersections in an efficient manner.**

CARRIED

9. HAVELOCK NORTH WATER CONTAMINATION FUNDING REQUESTS

(Document 16/976)

Mayor Yule/Councillor Kerr

- A) **That the report of the Chief Financial Officer titled “Havelock North Water Contamination Funding Requests” dated 15/09/2016 be received.**
- B) **That a rates remission of one quarter of the Targeted Rate for Water Supply for all Havelock North Separately Used Inhabitable Parts who are connected or have the ability to connect to the affected Havelock North Water Supply be granted.**
- C) **That Council establish a Havelock North Business Recovery Fund of \$100,000 and delegate to the Chief Executive authority to allocate grants from the fund.**

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 local public services in a way that is most cost-effective for households and business by:

- i) **providing local public services which help meet the needs of young and old, people in need, visitors and locals, businesses and households.**

CARRIED

10. APPOINTMENT OF COMMISSIONERS FOR DURING THE ELECTION PERIOD

(Document 16/986)

Councillor Kerr, having previously declared an interest, left the meeting table during discussion and voting on this item.

Councillor Lester/Councillor Hazlehurst

- A) **That the report of the Democratic Support Manager titled “Appointment of Commissioners for during the Election Period” dated 15/09/2016 be received.**
- B) **That pursuant to Section 193 Of the Sale and Supply of Alcohol Act 2012, it be recommended to the Chief Executive that Councillor Tania Kerr be appointed as a Commissioner and Chairman to the District Licensing Committee for the period 14 – 26 October 2016 inclusive, and**

as so appointed for that period to have all the functions, powers and duties of the chairperson of the Licensing Committee.

- C) That pursuant to Section 34A(1) of the Resource Management Act 1991 the Chief Executive be delegated authority to appoint Hearings Commissioners to hear Variations 1, 2 and 3 to the Proposed Hastings District Plan, and associated Notices of Requirement.
- D) That pursuant to Section 34A(1) of the RMA 1991, any Hearings Commissioners appointed by the Chief Executive under (C) above, are delegated the power to hear, consider and make recommendations to the Council on any submissions on the relevant Variations and associated Notice of Requirement.

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

- i) enabling decisions to be made in a timely manner.

CARRIED

Councillor Kerr returned to the meeting table.

11. **SUMMARY OF RECOMMENDATIONS OF THE EXTRAORDINARY HAWKE'S BAY CREMATORIUM COMMITTEE MEETING HELD ON 26 AUGUST 2016**

(Document 16/942)

The Mayor announced that the Crematorium Manager, Mr G Bowles was shortly leaving the Council to take a new job in Somerset, England. He thanked Mr Bowles for his input into modernising the crematorium service and wish him well for the future.

Councillor Dixon/Mayor Yule

- A) That the report of the Cemetery Manager titled "Summary of Recommendations of the Extraordinary Hawke's Bay Crematorium Committee meeting held on 26 August 2016" be received.
- B) The following recommendations of the Extraordinary Hawke's Bay Crematorium Committee meeting held 26 August 2016 be ratified:

"4. CREMATORIUM UPDATE REPORT"

- A) That the report of the Cemetery Manager titled "Crematorium Update Report - 2016" dated 26/08/2016 be received.
- B) That the Committee endorses the following approaches to ensure the Hawkes Bay Crematorium Chapel meets the allocated budget.
- A re-scoped new build as listed below:
 - Further reduce height of chapel and crematory.
 - Remove all covered walkways leaving a porte cochere to the front of the chapel.

- Remove the charred cladding material.
- Change the specified materials to a more affordable option.
- Remove the lounge from the rear of the crematory and incorporating a viewing room within the area from the chapel to the crematory.
- Change floor coverings.
- Retain or replicate the original façade, as costs allows.

With the reasons for this decision being that the objective of the decision will contribute to the Council's Strategic Objectives.

- Provide affordable, high quality Council services and facilities.
- Updating the Committee on the service being provided at the Crematorium for residents of the Hawke's Bay region.

CARRIED

12. SUMMARY OF RECOMMENDATIONS OF THE HASTINGS DISTRICT RURAL COMMUNITY BOARD MEETING HELD 5 SEPTEMBER 2016

(Document 16/943)

Councillor Lester/Councillor Kerr

- A) That the report of the Accounting Manager titled "Summary of Recommendations of the Hastings District Rural Community Board Meeting held 5 September 2016" be received.
- B) The following recommendations of the Hastings District Rural Community Board meeting held 5 September 2016 be ratified:

"4. DRAFT FINANCIAL RESULT – YEAR END RESULT FOR RATING AREA 2 AS AT 30 JUNE 2016"

- A) *That the report of the Accounting Manager dated 5 September 2016 titled "Draft Financial Result - Year End Result for Rating Area 2 as at 30 June 2016" be received.*
- B) *That the Hastings Rural Community Board recommend to Council that \$10,000 be allocated to the Rating Area 2 General Purpose Reserve from the 2015/16 Rating Area 2 Rating Surplus to replenish funds used for the donation to the East Coast Rural Support Trust.*
- C) *That the Hastings Rural Community Board recommend to Council the remaining debt on the Taihape Road of \$136,126.84 be repaid from the 2015/16 rating surplus with the remaining Rating Area 2 surplus allocated to the Rural Flood and Emergency Event Reserve.*

- D) That it be acknowledged that due to the recent water contamination events, the exact value of the unallocated Rating Area 2 rating surplus may change following any decisions Council may make at the Finance and Monitoring Committee meeting on 6 September 2016.**
- E) That a report be brought back to the Rural Community Board on the structure and the purpose of the Rating Area 2 reserves, as listed below, in order that a forward looking view can be formed in regard to these reserves.**

**Rural Flood and Emergency Event Reserve
 Rural Fire Contingency Fund
 General Purpose Reserve – Rating Area 2
 Capital Reserve – Rating Area 2
 Transportation NZTA Fund Reserve - Rating Area 2**

CARRIED

13. SUMMARY OF RECOMMENDATIONS OF THE AUDIT AND RISK SUBCOMMITTEE MEETING HELD 6 SEPTEMBER 2016

(Document 16/938)

Councillor Bowers/Councillor Kerr

- A) That the report of the Chief Financial Officer titled “Summary of Recommendations of the Audit and Risk Subcommittee meeting held 6 September 2016” be received.**
- B) The following recommendations of the Audit and Risk Subcommittee meeting held 6 September 2016 be ratified:**

“5. Internal Audit – Approach to Audit Delivery”

- A) That the report of the Chief Financial Officer titled “Internal Audit Approach to Audit Delivery” dated 6/09/2016 be received.**
- B) That subject to sufficient Hawke’s Bay Council support, the Audit and Risk Subcommittee endorse Hastings District Council’s participation in a joint procurement approach for Internal Audit Services under the umbrella of HB LASS.**

With the reasons for this decision being that the objective of the decision will contribute to meeting the current and future needs of communities in a way that is most cost-effective for households and business by:

- i) Undertaking Internal Audits on Council activities to ensure systems, processes and controls are in place therefore protecting council assets.**

CARRIED

14. SUMMARY OF RECOMMENDATIONS OF THE RURAL HALLS SUBCOMMITTEE MEETING HELD 5 SEPTEMBER 2016

(Document 16/947)

An amended copy of the report was circulated at the meeting.

Councillor Lyons/Councillor Heaps

A) That the report of the Community Grants Advisor titled "Summary of Recommendations of the Rural Halls Subcommittee meeting held 5 September 2016" be received.

B) The following recommendations of the Rural Halls Subcommittee meeting held 5 September 2016 be ratified:

"4. 2016 ANNUAL FUNDING ROUND"

A) That the report of the Community Grants Advisor titled "2016 Annual Funding Round" dated 5/09/2016 be received.

B) That the following grant allocations are made:

<i>Applicant</i>	<i>Project</i>	<i>Priority</i>	<i>Request</i>
<i>Twyford</i>	<i>Installation of a container to improve through traffic via the side emergency door</i>	<i>1</i>	<i>2,800</i>
<i>Farndon Park (2)</i>	<i>1. Replacement of existing wooden windows and doors with aluminium; 2. Completion of replacement joinery</i>	<i>2</i>	<i>2,923.31 2,958.31</i>
<i>Matapiro Tutira</i>	<i>Redecoration of bathrooms Significant maintenance and repiling</i>	<i>3 1</i>	<i>1,500 15,500</i>
	<i>Total</i>		<i>25,681.62</i>

C) That \$11,735.38 is carried forward to the 2017/2018 funding round, and

D) That any agreed changes to the definition of 'Rural Hall' in the context of eligibility to the Rural Hall Maintenance fund be made.

E) That Officers be asked to undertake the following:

1. Investigate the usage levels and types of usage of rural halls, for the purpose of prioritising funding and;

2. Investigate the cost of undertaking detailed earthquake assessment in regard to rural halls, and

3. ***That a report containing the information resulting from the investigations in 1. and 2. above, be brought back to the Rural Community Board in time to enable inclusion in the budgets for the 2017/18 financial year.***

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, i.e. rural halls.

CARRIED

15. SUMMARY OF RECOMMENDATIONS OF THE HDC: MAORI JOINT COMMITTEE MEETING HELD 7 SEPTEMBER 2016

(Document 16/974)

Councillor Lyons/Councillor Roil

- A) ***That the report of the Strategic Advisor Culture and Heritage titled “Summary of Recommendations of the HDC: Maori Joint Committee meeting held 7 September 2016” be received.***
- B) ***The following recommendations of the HDC - Maori Joint Committee meeting held 07 Sep 2016 be ratified:***

“ Omahu Marae Development Project”

- A) ***That the report of the Strategic Advisor Culture and Heritage titled “Summary of Recommendations of the HDC: Maori Joint Committee meeting held 7 September 2016” dated 15/09/2016 be received.***

- B) ***That Council provides additional funding support of \$38,000 for the Omahu Marae development as cited in the Omahu Marae Development Plan.***

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:

- i) ***Ensuring funds can be effectively coordinated and building work project managed appropriately to ensure work is well-coordinated and delivered to an appropriate standard in a cost-effective way.***

CARRIED

16. HEALTH AND SAFETY MONTHLY REPORT - JULY 2016

(Document 16/819)

(Powerpoint Presentation CG-13-1-01450)

Councillor Kerr/Councillor Nixon

- A) That the report of the Health and Safety Advisor titled “Health and Safety Monthly Report - July 2016” dated 15/09/2016 be received.**

CARRIED

- 17. ASSET MANAGEMENT GROUP PROJECT AND ACTIVITIES AS AT JUNE 2016**
(Document 16/917)

Councillor Lester/Councillor Dixon

- That the report of the Group Manager: Asset Management titled “Asset Management Group Project and Activities as at June 2016” dated be received.**

CARRIED

- 18. MAJOR PROJECTS UPDATE AS AT JUNE 2016**
(Document 16/918)

Councillor Dixon/Councillor Lyons

- A) That the report of the Group Manager: Asset Management titled “Major Projects Update as at June 2016 ” dated 15/09/2016 be received.**

CARRIED

- 19. UPDATED 2016 MEETING SCHEDULE CHANGES**
(Document 16/985)

Councillor Nixon/Councillor Bradshaw

- A) That the report of the Democratic Support Manager titled “Updated 2016 Meeting Schedule Changes” dated 15/09/2016 be received.**

- B) That the 2016 Meeting Schedule as amended be adopted as follows:**

Committee	Date and Time	Venue
Inaugural Council	26 October 2016 - 2.00pm (was 27 October)	Council Chamber
Inaugural Rural Community Board	26 October 2016 - 3.45pm (was 27 October)	Council Chamber

CARRIED

20. ADDITIONAL BUSINESS ITEMS

There were no additional business items.

21. EXTRAORDINARY BUSINESS ITEMS

There were no extraordinary business items.

22. RECOMMENDATION TO EXCLUDE THE PUBLIC FROM ITEM 23

SECTION 48, LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987

Councillor Nixon/Councillor Roil

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

23 Summary of Recommendations of the Hastings District Rural Community Board meeting held 5 September 2016 while the Public were excluded

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:

<i>GENERAL SUBJECT OF EACH MATTER TO BE CONSIDERED</i>	<i>REASON FOR PASSING THIS RESOLUTION IN RELATION TO EACH MATTER, AND PARTICULAR INTERESTS PROTECTED</i>	<i>GROUND(S) UNDER SECTION 48(1) FOR THE PASSING OF EACH RESOLUTION</i>
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23 Summary of Recommendations of the Hastings District Rural Community Board meeting held 5 September 2016 while the Public were excluded	As stated in the minutes	Section 48(1)(a)(i) 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.
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CARRIED CL/16/24

The meeting closed at 3.30 pm

Confirmed:

Chairman:

Date: