



# *Hastings District Council*

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## **OPEN MINUTES**

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## **COUNCIL**

Meeting Date: **Thursday, 21 February 2019**

**Minutes of a Meeting of the Council held on  
21 February 2019 at 1.00pm**

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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, 21 FEBRUARY 2019 AT 1.00PM

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**PRESENT:** Mayor Hazlehurst (Chair)  
Councillors Barber, Dixon, Harvey, Lawson, Lyons, Nixon, O'Keefe, Poulain, Schollum, Travers and Watkins.

**IN ATTENDANCE:** Chief Executive (Mr N Bickle)  
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)  
Senior Projects Engineer (Mr S Cave)  
Cemetery Manager (Mr I Bester)  
Health and Safety Manager (Ms J Kuzman)  
Strategy Manager (Mr L Verhoeven)  
Senior Environmental Planner (Policy) (Ms A Summerfield)  
Community Safety Manager (Mr J Payne)  
Manager: Democracy and Governance Services (Mrs J Evans)  
Committee Secretary (Mrs C Hunt)

**AS REQUIRED:** Andy Heast and Pitsch Leiser, Arts Inc Heretaunga

#### 1. PRAYER

The opening prayer was given by Pastor Matthew Johnston, Riverbend Bible Church.

#### 2. APOLOGIES

Councillor Dixon/Councillor Barber

**That an apology for absence from Councillor Redstone be accepted.**

**CARRIED**

Leave of Absence had previously been granted to Councillor Heaps and Councillor Kerr.

**3. SEAL REGISTER**

Mayor Hazlehurst/Councillor Dixon

**That the Seal Register lie on the Table.**

**CARRIED**

**4. CONFLICTS OF INTEREST**

Councillor Dixon - Item 6 - Hawke's Bay Arts Festival

Councillor Lawson - Item 7 – Transfer of Local Purpose Reserve (Utility),  
State Highway 50, Maraekakaho

**5. CONFIRMATION OF MINUTES**

Councillor Watkins/Councillor Travers

**That the minutes of the Council Meeting held Thursday 31 January 2019, including minutes while the public were excluded, be confirmed as a true and correct record and be adopted.**

**CARRIED**

*Councillor Dixon, declaring a conflict of interest, withdrew from the table at 1.10pm while Item 6 was addressed.*

**6. HAWKE'S BAY ARTS FESTIVAL - 2018 FESTIVAL REPORT, AND PROPOSED 2019 FESTIVAL SCOPE AND BUDGET**

(Document 18/1118)

Mr Heast, Chair of Arts Inc Heretaunga displayed a powerpoint presentation (CG-14-1-01165) providing an overview on the scope and budget for the 2019 Hawke's Bay Arts Festival.

It was noted that the context of scope and budget for the 2019 Hawke's Bay Arts Festival would be addressed during the next month and feedback provided to Arts Inc Heretaunga.

Councillor Harvey/Councillor O'Keefe

**A) That the report of the Group Manager: Community Facilities & Programmes titled "Hawke's Bay Arts Festival - 2018 Festival Report, and proposed 2019 Festival Scope and Budget" dated 21/02/2019 be received.**

**B) That Council receives the information provided by Arts Inc and provides feedback on the Hawke's Bay Arts Festival in the context of scope and budget for the 2019 Hawke's Bay Arts Festival.**

**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.**

**CARRIED**

*Councillor Dixon rejoined the meeting table at 1.35pm  
Councillor Lawson declaring a conflict of interest in Item 7 withdrew from the meeting at 1.40pm while Item 7 was addressed.*

**7. TRANSFER OF LOCAL PURPOSE RESERVE (UTILITY), STATE HIGHWAY 50, MARAEKAKAHO**  
(Document 19/95)

The Group Manager: Planning and Regulatory, Mr O'Shaughnessy advised that an appeal has now been lodged by Mr Lawson, Legal Counsel acting for a number of submitters in regard to the Commissioner Decision for a resource consent to establish a site for the processing of extracted river gravels by Russell Roads Limited.

Councillor Lyons/Councillor Schollum

- A) That the report of the Senior Projects Engineer titled "Transfer of Local Purpose Reserve (Utility), State Highway 50, Maraekakaho" which was left to lie on the table on 31 January 2019 now be uplifted and received.**
- B) That the Chief Executive be authorised to take all practical steps necessary to transfer the Reserve to Hawke's Bay Regional Council for a fair and reasonable price based on the 2016 rating valuation for this land of \$25,000.**

**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 by:**

- enabling Hawke's Bay Regional Council to fulfil its obligations under their Regional Resource Management Plan to maintain and enhance rivers within the region, promoting sustainable use of land and water resources and providing for community resilience to hazards and shocks.**

**CARRIED**

*Councillor Lawson rejoined the meeting table at 1.55pm.*

**8. DRAFT ANNUAL PLAN AND BUDGET FOR THE 2019/20 FINANCIAL YEAR - CHIEF FINANCIAL OFFICER OVERVIEW, WORK PROGRAMME, BUDGET AND RELATED INFORMATION**  
(Document 18/1301)

Officers instructed to prepare for Council, prior to 28 March 2019, the context of scope and budget for the 2019 Hawke's Bay Arts Festival.

Councillor Nixon/Councillor Schollum

- A) That the report of the Strategy Manager titled "Draft Annual Plan and budget for the 2019/20 financial year - Chief Financial Officer overview, work programme, budget and related information." dated 21/02/2019 be received.**

- B) That the Council resolves 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 a manner that the Hastings District Council considers, in its discretion, is appropriate for the decisions made during the course of this meeting.
- C) That the Draft 2019/20 Annual Plan be prepared on the basis of this report and supporting documentation including decisions made at this meeting, and that the Draft Annual Plan and Consultation Document be reported back for Council adoption on 28 March 2019.

**CARRIED**

**9. HAWKE'S BAY DISASTER RELIEF TRUST**

(Document 19/1)

Councillor Schollum/Councillor Travers

- A) That the report of the Chief Financial Officer titled "Hawke's Bay Disaster Relief Trust" dated 21/02/2019 be received.
- B) That the Council include the proposal to form the establishment of the Hawkes Bay Disaster Relief Trust within its 2019/20 Annual Plan to fulfil the statutory requirements in creating a Council Controlled Organisation.

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 the event of a major disaster.

**CARRIED**

**10. CAR PARKING LOT 3, 303 QUEEN STREET EAST (OPERA HOUSE CAR PARK)**

(Document 19/99)

Councillor Nixon/Councillor Dixon

- A) That the report of the Community Safety Manager titled "Car Parking Lot 3, 303 Queen Street East (Opera House Car Park)" dated 21/02/2019 be received.
- B) That pursuant to Clause 5.3.1(a)(i) of Chapter 5 (Parking and Traffic) of the Hastings District Consolidated Bylaw 2016, that 38 carpark spaces in the Opera House Carpark, at Lot 3, 303 Queen Street East, as set out in the map (REG-22-03-12-19-449) attached to the report in (A) above, be resolved to have a 180 minute time limit.

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

- providing parking spaces in relevant places within the district that are safe and readily available to motorists.

**CARRIED**

**11. CEMETERIES AND CREMATORIUM - FEES & CHARGES**

(Document 19/45)

Mayor Hazlehurst advised that Cemetery and Crematorium Fees and Charges needed to reflect the community's needs and that more time was needed for consideration and feedback from the Hawke's Bay Crematorium Committee.

Mayor Hazlehurst/Councillor Dixon

- A) That being unhappy with the recommendation within the Cemeteries and Crematorium – Fees and Charges report, the matter be referred to the Hawke's Bay Crematorium Committee so it can consider and make a recommendation on the relevant Fees and Charges.
- B) That in the interim Council makes no change to the current schedule of Cemeteries and Crematorium Fees and Charges.

**CARRIED**

*Councillor Poulain left the meeting at 2.10pm.*

**12. CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE MINUTES**

(Document 19/120)

Councillor Lyons/Councillor Harvey

- A) That the report of the Principal Advisor: District Development titled "Clifton to Tangoio Coastal Hazards Strategy Joint Committee Minutes" dated 21/02/2019 be received.
- B) That officers assist Council in preparing a remit to Local Government New Zealand seeking central government funding support for climate change and sea level rise adaptation.
- C) That a Council workshop be held after 28 March 2019 to discuss the funding policy for the Coastal Strategy.

**CARRIED**

**13. VARIATION 6 TO THE PROPOSED DISTRICT PLAN - HERITAGE SECTION AMENDMENTS**

(Document 19/113)

Councillor Harvey/Councillor Schollum

- A) That the report of the Senior Environmental Planner (Policy) titled "Variation 6 to the Proposed District Plan - Heritage Section Amendments" dated 21/02/2019 be received.
- B) That the submission from Heritage New Zealand Pouhere Taonga supporting the listing of Vidal House (291 Te Mata Road) as a heritage item and making provision for internal alterations to

heritage buildings in Appendix 49 as a permitted activity in the Proposed District Plan, be accepted through the adoption of Variation 6 without amendment.

- C) That the decision and notification process set down under the First Schedule to the Resource Management Act 1991 be undertaken for Variation 6.

With the reason 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) The adoption of variation 6 without amendment will provide for the sustainable management of the physical resources of the district.
- ii) Amending the Proposed District Plan accordingly without the need to hold a hearing on the matters outlined in Variation 6 – Heritage Section Amendments.

**CARRIED**

**14. MONTHLY FINANCIAL REPORT - JANUARY 2019**

(Document 19/153)

Portfolio leaders aware of budget and how it relates to portfolio

Mayor Hazlehurst/Councillor Schollum

- A) That the report of the Chief Financial Officer titled “Monthly Financial Report - January 2019” dated 21/02/2019 be received.

**CARRIED**

**15. HEALTH & SAFETY QUARTERLY REPORT**

(Document 18/1179)

Councillor Watkins/Councillor Lawson

- A) That the report of the Health and Safety Manager titled “Health & Safety Quarterly Report” dated 21/02/2019 be received.

**CARRIED**

**16. REQUESTS RECEIVED UNDER THE LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT (LGOIMA) MONTHLY UPDATE**

(Document 19/86)

Mayor Hazlehurst/Councillor Schollum

- A) That the report of the Democratic Support Manager titled “Requests Received under the Local Government Official Information and Meetings Act (LGOIMA) Monthly Update” dated 21/02/2019 be received.



- B) That the LGOIMA requests received in January 2019 as set out in Attachment 1 (IRB-2-01-19-1519) of the report in (A) above be noted.**

**CARRIED**

## **17. UPDATED 2019 MEETING SCHEDULE CHANGES**

(Document 19/106)

Mayor Hazlehurst/Councillor Nixon

- A) That the report of the Manager: Democracy and Governance Services titled “Updated 2019 Meeting Schedule Changes” dated 21/02/2019 be received.**

- B) That the 2019 Meeting Schedule be amended as follows:-**

<b>Committee</b>	<b>Date</b>	<b>Time</b>	<b>Venue</b>
<b>Council (Cornwall Park Submissions)</b>	<b>12 March 2019</b>	<b>9.00am</b>	<b>Council Chamber</b>
<b>Council</b>	<b>5 March 2019</b>	<b>9.00am</b>	<b>Council Chamber</b>

**CARRIED**

## **18. ADDITIONAL BUSINESS ITEMS**

There were no additional business items.

## **19. EXTRAORDINARY BUSINESS ITEMS**

There were no extraordinary business items.

## **RECOMMENDATION TO EXCLUDE THE PUBLIC FROM ITEM 21**

### **20.**

**SECTION 48, LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987**

Mayor Hazlehurst/Councillor Watkins

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

### **21. Plaza Redevelopment**

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>

**21. Plaza Redevelopment**

**Section 7 (2) (i)**

The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).

The information in this report is commercially sensitive.

**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.

**CARRIED**

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The meeting closed at 2.45pm

Confirmed:

Chairman:

Date: