
Tuesday, 23 March 2021

Te Hui o Te Kaunihera ā-Rohe o Heretaunga

Hastings District Council: Operations and Monitoring Committee Meeting

Ngā Minitī

Minutes

Te Rā Hui:

Meeting date: **Tuesday, 23 March 2021**

Venue **Council Chamber
Ground Floor
Civic Administration Building
Lyndon Road East
Hastings**

Time start - end **1.00pm – 3.59pm**

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Chair: Councillor Geraldine Travers
Mayor Sandra Hazlehurst (*present for part of meeting*)

Kua Tae ā-tinana:
Present: **Councillors:** Councillors Bayden Barber, Alwyn Corban, Malcolm Dixon, Damon Harvey, Tania Kerr (Deputy Chair), Eileen Lawson, Simon Nixon, Henare O’Keefe, Peleti Oli (*present for part of meeting*), Ann Redstone, Wendy Schollum, Sophie Siers and Kevin Watkins
Mike Paku - Heretaunga Takoto Noa Māori Standing Committee appointee

Kua Tatū:
In attendance: Chief Executive - Nigel Bickle
Group Manager: Corporate – Bruce Allan (Lead)
Group Manager: Strategy & Development – Craig Cameron
Financial Controller – Aaron Wilson
Group Manager: People & Capability - Bronwyn Bayliss
Group Manager: Community Wellbeing & Services – Rebekah Dinwoodie
Legal Counsel - Scott Smith
Health & Safety Manager - Jennie Kuzman
Public Spaces Planning Manager - Rachel Stuart
Public Spaces Policy Planner - Kirsty Oosterkamp
Waste & Data Services Manager - Martin Jarvis
Public Spaces and Building Assets Manager - Colin Hosford
Strategic Project Manager (Portfolio Lead) - Sam Faulknor
Manager: Democracy & Governance Services - Jackie Evans
Democracy & Governance Advisor - Christine Hilton

A number of other council officers who had been involved in the preparation of the Quarterly attachment for Item 12 were also present to answer questions if needed

Kei Konei:
Also present: CEO, Hawke’s Bay Airport Ltd – Stuart Ainslie (Item 4)
CFO, Hawke’s Bay Airport Ltd- Rachel Orchard (Item 4)
Chair, Hawke’s Bay Museums Trust - Dr Richard Grant (Item 5)
Paul and Kylie Langford – owners of Westerman’s Cafe

1. APOLOGIES & LEAVE OF ABSENCE – NGĀ WHAKAPĀHATANGA ME TE WEHENGĀ Ā-HUI

Councillor Travers/Councillor Kerr

That an Apology for Lateness from Mayor Hazlehurst and an Apology for early departure from Councillor Oli (leaving at 2.30pm) be accepted .

CARRIED

2. CONFLICTS OF INTEREST - HE NGĀKAU KŌNATUNATU

There were no declarations of conflicts of interest.

3. CONFIRMATION OF MINUTES - TE WHAKAMANA I NGĀ MINITI

Councillor Schollum/Councillor Dixon

That the minutes of the Operations & Monitoring Committee Meeting held Tuesday 10 November 2020 be confirmed as an accurate record.

CARRIED

4. HAWKE'S BAY AIRPORT LTD HALF YEARLY REPORT AS AT 31 DECEMBER 2020 AND DRAFT 2020-21 STATEMENT OF INTENT

(Document 21/134)

The Chief Executive, Stuart Ainslie and the Chief Financial Officer, Rachel Orchard, of the Hawke's Bay Airport Ltd addressed the meeting. They gave an overview of the airport's half yearly operations and the Draft Statement of Intent, spoke to a power point presentation (CG-16-4-00094) and responded to questions from the committee members, undertaking to provide some further information.

Councillor Schollum/Councillor Nixon

- A) That the Operations and Monitoring Committee receive the report titled Hawke's Bay Airport Ltd Half Yearly Report as at 31 December 2020 and Draft 2020-21 Statement of Intent dated 23 March 2021.
- B) That the Committee receive the Hawke's Bay Airport Limited Half Year report to 31 December 2020.
- C) That the Committee receive the Hawke's Bay Airport Limited draft 2022 Statement of Intent.

CARRIED

5. HAWKE'S BAY MUSEUMS TRUST - HALF YEAR FINANCIAL REPORT TO 31 DECEMBER 2020 AND DRAFT STATEMENT OF INTENT

(Document 21/178)

The Group Manager: Corporate, Bruce Allan, spoke to his covering agenda report by way of an introduction to the attached 2020/21 Statement of Intent.

The Chair, Hawke's Bay Museums Trust, Dr Richard Grant, then addressed the meeting and responded to questions from the committee members. Dr Grant acknowledged the work undertaken by the HB Museums Trust Joint Working Group.

Councillor Dixon/Councillor Siers

- A) That the Operations and Monitoring Committee receive the report titled Hawke's Bay Museums Trust - Half Year Financial Report to 31 December 2020 and draft Statement of Intent.
- B) That the Committee receive the Hawke's Bay Museums Trust Half Year Report to 31 December 2020.
- C) That the Committee receive the Hawke's Bay Museums Trust 2020/21 Statement of Intent.

CARRIED

6. HEALTH & SAFETY QUARTERLY REPORT

(Document 21/19)

The Group Manager: People & Capability, Bronwyn Bayliss and the Health & Safety Manager, Jennie Kuzman, spoke to the agenda report and responded to questions from the committee members.

Councillor Schollum/Councillor Siers

That the Operations & Monitoring Committee receive the report titled Health & Safety Quarterly Report dated 23 March 2021.

CARRIED

7. PROPOSED EXTENSION OF CAFE AT WESTERMAN'S OUTDOOR HOSPITALITY AREA

(Document 21/90)

The Public Spaces Planning Manager, Rachel Stuart, spoke to her agenda report and a power point presentation (*part of CG-16-4-00087*). She responded to questions from the committee members.

Paul and Kylie Langford, owners of Westerman's Café, were also present and responded to some questions of clarification from the committee.

Mayor Hazlehurst joined the meeting at 2.00pm.

Councillor Redstone/Councillor Schollum

- A) That the Operations & Monitoring Committee receive the report titled Proposed Extension of Cafe at Westerman's Outdoor Hospitality Area dated 23 March 2021.
- B) That the Committee approve the recommendation to extend the Café at Westerman's outdoor dining facility and authorise Officers to proceed with the proposed project at 106 Russell Street South.

CARRIED

8. ENHANCEMENT OF CORNWALL PARK BIRD AVIARY UPDATE REPORT

(Document 21/64)

The Public Spaces Planning Manager, Rachel Stuart, spoke to her agenda report and a power point presentation (*part of CG-16-4-00087*). She responded to questions from the committee members.

Councillor Kerr/Councillor Redstone

- A) That the Operations & Monitoring Committee receive the report titled Enhancement of Cornwall Park Bird Aviary Update Report dated 23 March 2021.
- B) That the Committee instruct Officers to progress the enhancement of the main enclosures of the bird aviary at Cornwall Park.
- C) That the Committee allow Mate the Cockatoo and Stevie Nicks the Corella to remain in their current SPCA approved foster home; thereby negating the requirement to consider the allocation of additional funds that will likely be required to construct a new enclosure that will better meet their requirements and needs as large parrots.

CARRIED

9. APPLICATION BY PLAYCENTRE AOTEAROA TO LEASE DUKE STREET RESERVE

(Document 21/116)

The Public Spaces Planning Manager, Rachel Stuart, spoke to her agenda report and a power point presentation (*part of CG-16-4-00087*). She responded to questions from the committee members.

Councillor Dixon/Councillor O'Keefe

- A) That the Operations and Monitoring Committee receive the report titled Application by Playcentre Aotearoa to lease Duke Street Reserve dated 23 March 2021.
- B) That the Committee authorise the Chief Executive Officer to enter into a conditional agreement to lease to Te Whanau Tupu Ngatahi o Aotearoa – Playcentre Aotearoa for an area of up to 1000m² of the Duke Street Reserve, at a location in the park acceptable to the Chief Executive Officer, for a total term (original and any renewal periods) of not more than 33 years, at an annual rent determined in accordance with Council's policy, with the conditions being:

- i. Te Whanau Tupu Ngatahi o Aotearoa – Playcentre Aotearoa to obtain at their cost land use resource consent (the application for which must be on the basis that the Tenant requests public notification) on terms satisfactory to both parties (Council’s granting of a consent in a regulatory capacity is not deemed approval of the terms of the resource consent for the purposes of the agreement to lease); and
- ii. Te Whanau Tupu Ngatahi o Aotearoa – Playcentre Aotearoa to obtain at their cost, building consent for a building of a design approved by Council as landowner (Council’s granting of a building consent in a regulatory capacity is not deemed approval of the building design for the purposes of this agreement to lease)

With the conditions due for satisfaction by 31 March 2022.

- C) That if the conditions of the agreement to lease are duly satisfied, the Committee authorise the Chief Executive Officer to enter into a deed of lease to Te Whanau Tupu Ngatahi o Aotearoa – Playcentre Aotearoa accordingly.

CARRIED

10. AMENDMENT TO EXISTING LEASE FOR HAWKE'S BAY BMX CLUB

(Document 21/119)

The Public Spaces Policy Planner, Kirsty Oosterkamp, spoke to her agenda report and a power point presentation (CG-16-4-00092). She responded to questions from the committee members.

Councillor Siers/Councillor Schollum

- A) That the Operations and Monitoring Committee receive the report titled Amendment to existing lease for Hawke's Bay BMX Club dated 23 March 2021.
- B) That the Committee authorise the Chief Executive Officer to amend the existing lease with the Hawke’s Bay BMX Club at Romanes Drive Reserve to enable the construction of a junior pump track.
- C) That the Committee authorise the lease amendment to commence once all site works have been completed.
- D) That the Committee authorise the Public Spaces and Building Assets Manager to negotiate the terms and conditions of the amendment to the lease on behalf of Council.

CARRIED

Councillor Peleti Oli left the meeting at 2.30pm.

11. FINANCIAL QUARTERLY REPORT FOR THE SIX MONTHS ENDED 31ST DECEMBER 2020

(Document 21/161)

The Financial Controller, Aaron Wilson, spoke to his agenda report and a power point presentation (CG-16-4-00095). He responded to questions from the committee members and noted that the quarterly report reflected some continuing flow-on effects due to Covid-19 restrictions.

Councillor Nixon/Councillor Kerr

- A) That the Operations and Monitoring Committee receive the report titled Financial Quarterly Report for the six months ended 31st December 2020 dated 23 March 2021.

CARRIED

12. OPERATIONS & MONITORING REPORT 2020-2021 QUARTER 2

(Document 21/159) (Separate attachment document circulated as part of agenda).

The Group Manager: Corporate, Bruce Allan, and Group Manager, Strategy and Development, Craig Cameron, spoke to the agenda item and a power point presentation (CG-16-4-00096). They responded to questions from the committee members.

It was highlighted that the separate attachment document showed a very broad cross-section of information. The committee members were encouraged to retain their copies for reference and information for ratepayers.

Councillor Harvey withdrew from the meeting at 3.05pm and rejoined the meeting after the afternoon tea break.

Councillor Barber/Councillor Lawson

- A) That the Operations and Monitoring Committee receive the report titled Operations & Monitoring Report 2020-2021 Quarter 2 dated 23 March 2021.

CARRIED

The meeting adjourned for afternoon tea at 3.15pm
and resumed at 3.34pm

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

(Document 21/18)

The Manager: Democracy & Governance Services, Jackie Evans, spoke to her agenda report and responded to questions from the committee members.

Councillor Redstone/Councillor Watkins

- A) That the Operations and Monitoring Committee receive the report titled Requests Received under the Local Government Official Information and Meetings Act (LGOIMA) Update.
- B) That the LGOIMA requests received in November and December 2020, January and February 2021, as set out in Attachment 1 (IRB-2-01-20-2212) of the report be noted.

CARRIED

14. DRAFT STATEMENT OF PROPOSAL FOR FOODEAST COUNCIL CONTROLLED TRADING ORGANISATION

(Document 21/224) (A supplementary report was circulated prior to the meeting)

Officers spoke to the agenda report and responded to questions from the committee.

Councillor Watkins/Councillor Harvey

- A) That the Operations and Monitoring Committee receive the report titled Draft statement Of Proposal For Foodeast Council Controlled Trading Organisation dated 23 March 2021.
- B) That the Committee:
 - i. agrees that the decision to adopt the Statement of Proposal for consultation is in accordance with the provisions of the Local Government Act 2002;
 - ii. adopts the Statement of Proposal as proposed in Attachment 1 to this report (CG-16-4-00088); and
 - iii. agrees with the proposed Submissions and Decisions process timeframes as set out in the report in "A" above.

CARRIED

15A. MINOR ITEMS - *NGĀ TAKE ITI*

There were no additional business items.

15B. URGENT ITEMS - *NGĀ TAKE WHAKAHIHIRI*

There were no extraordinary business items.

16. RECOMMENDATION TO EXCLUDE THE PUBLIC FROM ITEMS 17 AND 18

SECTION 48, LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987

Councillor Redstone/Councillor Dixon

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

17 Hawke's Bay Museums Trust - Chairperson Appointment

18 Hawke's Bay Airport Limited Director Appointment

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:

**GENERAL SUBJECT OF EACH
MATTER TO BE CONSIDERED**

**REASON FOR PASSING THIS
RESOLUTION IN RELATION TO EACH
MATTER, AND PARTICULAR INTERESTS
PROTECTED**

**GROUND(S) UNDER SECTION
48(1) FOR THE PASSING OF
EACH RESOLUTION**

**17 Hawke's Bay Museums Trust
- Chairperson Appointment**

Section 7 (2) (a)

The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.

For individual's privacy protection.

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.

**18 Hawke's Bay Airport Limited
Director Appointment**

Section 7 (2) (a)

The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.

For individual's privacy protection.

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

The meeting closed at 3.59pm

Confirmed:

Chairman:

Date: