
Tuesday, 4 October 2022

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council: Council Meeting

Ngā Minitī

Minutes

Te Rā Hui:
Meeting date: **Tuesday, 4 October 2022**

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

Time start - end **10.30am – 4.12pm**

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Kua Tae ā-tinana: **Chair - Tiamana:** Mayor Sandra Hazlehurst
Present: **Councillors - Ngā KaiKaunihera:** Councillors Bayden Barber (from 1pm), Alwyn Corban, Malcolm Dixon, Damon Harvey, Tania Kerr (Deputy Chair), Eileen Lawson, Simon Nixon, Henare O’Keefe, Peleti Oli, Ann Redstone, Wendy Schollum, Sophie Siers, Geraldine Travers and Kevin Watkins

Chief Executive - Nigel Bickle
Group Manager: Asset Management - Craig Thew
Group Manager: Planning & Regulatory Services - John O’Shaughnessy
Group Manager: Strategy & Development – Craig Cameron
Group Manager: Corporate - Bruce Allan
Group Manager: Community Wellbeing & Services – Rebekah Dinwoodie
Group Manager: Marketing & Communications – Naomi Fergusson
Pou Ahurea Matua: Principal Advisor: Relationships, Responsiveness & Heritage - Dr James Graham

Kua Tatū:
In attendance: General Counsel - Scott Smith
Community Connector - Robyn Smith
Financial Controller - Aaron Wilson
Principal Advisor: District Development - Mark Clews
Director: Future Growth Unit – Ross McLeod
Risk & Corporate Services Manager – Regan Smith
Senior Environmental Planner – Policy – Anna Summerfield
Communications & Engagement Lead – Diane Joyce
Manager: Democracy & Governance Services – Louise Stettner
Senior Advisor Democracy & Governance Services – Vicki Rusbatch

Kei Konei:
Also present: Traci Tuimaseve, Chair of the Flaxmere Planning Committee and Flaxmere community supporters (Item 12)
Whanau and friends of retiring councillors
Jon Nichols, Chair of the Risk & Assurance Committee (Items 8 & 9)
Mike Paku, Mana Whenua Representative (Item 18)

1. OPENING PRAYER - KARAKIA

The livestreamed session of the open part of the Council meeting commenced at 1pm with a waiata and the opening karakia was given by Councillor Barber.

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

Mayor Hazlehurst/Councillor Siers

That an apology for lateness from Councillor Barber be accepted.

CARRIED

3. CONFLICTS OF INTEREST - HE NGĀKAU KŌNATUNATU

Members were asked to declare any conflicts of interest at the appropriate time.

15 RECOMMENDATION TO EXCLUDE THE PUBLIC FROM ITEMS 17, 18 AND 19

The Chief Executive advised that agenda item 16 had been withdrawn.

Mayor Hazlehurst/Councillor Redstone

That agenda item 16 Strategic Land Acquisition be withdrawn from the Council agenda.

CARRIED

SECTION 48, LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987

Councillor Kerr/Councillor Dixon

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

- 17 Industrial Options Report
- 18 Summary of Recommendations of the District Planning and Bylaws Subcommittee meeting held on Monday, 5 September 2022 while the Public were Excluded
- 19 Road Maintenance Contracts Procurement Method and Model Review

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 Industrial Options Report	<p>Section 7 (2) (i)</p> <p>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).</p> <p>Section 7 (2) (j)</p> <p>The withholding of the information is necessary to prevent the disclosure or use of official information for improper gain or improper advantage.</p> <p>The Council is yet to make a decision on the future direction of industrial development and advantage could be gained ahead of this decision being made. There has been no contact made to date with the landowners of the possible site.</p>	<p>Section 48(1)(a)(i)</p> <p>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.</p>
18 Summary of Recommendations of the District Planning and Bylaws Subcommittee meeting held on Monday, 5 September 2022 while the Public were Excluded	As stated in the minutes	<p>Section 48(1)(a)(i)</p> <p>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.</p>
19 Road Maintenance Contracts Procurement Method and Model Review	<p>Section 7 (2) (h)</p> <p>The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.</p> <p>To enable the Council to carry out commercial activities.</p>	<p>Section 48(1)(a)(i)</p> <p>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.</p>

CARRIED

The meeting adjourned for lunch at 11.18am
 And reconvened in open session at 1.00pm

Livestreaming of the Council meeting commenced at 1pm.

Councillor Barber joined the meeting at 1.00pm.

Councillor Bayden Barber opened this session of the meeting with a karakia.

The following resolution had been passed in the public excluded session of the meeting:

Councillor Siers/Councillor Schollum

That agenda item 18 Summary of Recommendations of the District Planning and Bylaws Subcommittee Meeting held on Monday, 5 September 2022 while the Public were Excluded (Proposed Plan Change 4) be taken in the open session of the Council meeting.

CARRIED

The open agenda report and associated attachments for agenda item 18 had been put onto the Council website during the adjournment.

4. CONFIRMATION OF MINUTES - TE WHAKAMANA I NGĀ MINITI

Councillor Watkins/Councillor Dixon

That the minutes of the Council Meeting held on 8 September 2022 be confirmed as an accurate record.

CARRIED

The remaining open agenda items were addressed in the following order: 12, 5, 6, 9, 8, 7, 18, 10 and 11.

12. FLAXMERE COMMUNITY PLAN 2022-2025

(Document ref 22/294; Attachments ref COP-10-10-22-756, COP-10-10-22-759)

The Mayor welcomed Flaxmere Councillors Henare O’Keefe, Peleti Oli and Traci Tuimaseve, Chair of the Flaxmere Planning Committee and Flaxmere supporters; and Community Connector Robyn Smith.

Traci Tuimaseve spoke to the Flaxmere Planning Committee presentation (ref CG-16-2-01289) and acknowledged those who had served on the Flaxmere Planning Committee over the years. The presentation concluded with acknowledgement of the contributions of retiring Flaxmere Councillors Henare O’Keefe and Peleti Oli.

At the conclusion of the presentation, Mr Tuimaseve thanked Council for supporting the plan and the Committee was looking forward to working closely with Council to make it happen.

The Mayor acknowledged Mr Tuimaseve for his leadership.

Taneshia Gill addressed the meeting, as a Flaxmere resident and Council’s Kaiwhakahaere Flaxmere Community Centre and acknowledged the role of the Flaxmere Planning Committee in advocating for the community and for the Council. She also thanked the retiring Councillors and previous Flaxmere Councillors for their support and advocacy of and for the Pāharakeke community over the years.

Councillor O'Keefe/Councillor Oli

- A) That Council receive the report titled Flaxmere Community Plan 2022-2025 dated 4 October 2022.
- B) That Council endorse the Flaxmere Community Plan 2022 – 2025.

CARRIED

VALEDICTION

MAYOR'S END OF TERM REMARKS AND FAREWELL TO RETIRING COUNCILLORS

Mayor Sandra Hazlehurst paid tribute to retiring Flaxmere Councillors Henare O'Keefe and Peleti Oli and presented them with citations of service and the Council Crest.

Henare O'Keefe (Flaxmere Ward Councillor 2007-2022)

Councillor O'Keefe responded, supported by whanau.

Peleti Oli (Flaxmere Ward Councillor 2019-2022)

Councillor Oli responded.

Mayor Sandra Hazlehurst gave her end of term address.

She then paid tribute to each of the remaining retiring councillors and presented them with citations of service and the Council Crest.

Each of the retiring councillors responded in turn with their farewell remarks:

Geraldine Travers (Hastings-Havelock North Ward Councillor 2016-2022)

Bayden Barber (Rural Community Board Member 2013-2016; Hastings-Havelock North Ward Councillor 2016-2022)

Sophie Siers (Kahurānaki Ward Councillor 2019-2022)

The Chief Executive Nigel Bickle gave his end of term remarks.

The valedictory session closed with a waiata tautoko delivered by the Council's waiata group Te Roopu Manu Tioriori.

5. DRAFT ANNUAL REPORT AND SUMMARY FOR THE YEAR ENDED 30 JUNE 2022

(Document ref 22/368; Attachments CG-16-2-01260 and CG-16-2-01261)

Group Manager: Corporate Bruce Allan took the report as read. In normal circumstances, the fully audited report would be available for adoption before the end of the triennium. However, the Office of the Auditor General had requested that the Council change auditors post balance date. Auditors were due to arrive on 31 October and the audited report should be ready for adoption by Council in early December. The Airport Authority accounts had not yet been received.

Councillor Nixon/Councillor Travers

- A) That the Council receive the report titled Draft Annual Report and Summary for the Year Ended 30 June 2022 dated 4 October 2022.
- B) That the Council endorse the adoption of the Annual Report and Summary for the year ended 30 June 2022 subject to any changes as required through the audit process.

CARRIED

6. KIRKPATRICK PARK BASKETBALL COURT- REQUEST TO INSTALL WEATHERPROOF ROOF

(Document ref 22/395; Attachment ref CFM-17-25-2-22-14)

Group Manager: Community Wellbeing & Services, Rebekah Dinwoodie spoke to the report. She and Group Manager: Asset Management, Craig Thew, and Chief Executive Nigel Bickle responded to questions from the meeting.

Councillor Dixon/Councillor Lawson

- A) That Council receive the report titled Kirkpatrick Park Basketball Court- Request to Install Weatherproof Roof dated 4 October 2022.
- B) That Council approve the construction of a roof structure over the Kirkpatrick Park basketball court in principle subject to the following conditions;
 - a. That officers undertake community consultation and that the local Camberley community support the proposal.
 - b. That Council approve the re-allocation of \$220,000 previously set aside to undertake building strengthening of the Kirkpatrick Park Changing Rooms.
 - c. That officers fundraise up to \$220,000 to fund the proposal.
 - d. That the roof structure shall include internal illumination and be of robust construction.

CARRIED

9. SUMMARY OF RECOMMENDATIONS OF THE RISK AND ASSURANCE COMMITTEE MEETING HELD 19 SEPTEMBER 2022

(Document ref 22/394)

Chair of the Risk & Assurance Committee, Jon Nichols and Risk & Corporate Services Manager, Regan Smith presented the summary of recommendations of the Risk and Assurance Committee meeting.

Councillor Redstone/Councillor Siers

- A) That the Council receive the report titled “Summary of Recommendations of the Risk and Assurance Committee meeting held 19 September 2022”.
- B) That Council adopt the following recommendation from the Risk and Assurance Committee meeting on 19 September 2022.

Item 6 “Climate Change Response Review”

B) That the following additional steps be put in place support a coordinated response to climate change challenges:

- i. Define an agreed climate future that should be used for planning.*
 - ii. Undertake a risk assessment of the impacts resulting from the agreed climate future on Hastings District Council services and assets.*
 - iii. Develop a set of success criteria that can be used to evaluate whether climate change related actions are being successful.*
 - iv. Implement a carbon reduction plan for Council activities based on an evaluation of the Council’s current carbon footprint.*
- C) That the Council and the Chief Executive work with the region’s leaders and the Hawke’s Bay Regional Council to look at the collaboration needed in regard to climate change.*

CARRIED

8. HEALTH AND SAFETY REPORT

(Document ref 22/311; Attachment HR-03-8-2-22-199)

Group Manager: Asset Management, Craig Thew presented the report on behalf of the Health and Safety Manager and Group Manager: People & Capability.

Mayor Hazlehurst thanked Jon Nichols for his continued service as independent member and Chair of the Risk and Assurance Committee.

Mayor Hazlehurst/Councillor Kerr

That Council receive the report titled Health and Safety Report dated 4 October 2022.

CARRIED

7. NAPIER HASTINGS URBAN AREA BUSINESS CAPACITY ASSESSMENT 2022 - NATIONAL POLICY STATEMENT ON URBAN DEVELOPMENT 2020

(Document 22/269; Attachment ref STR-4-7-22-10)

Chief Executive, Nigel Bickle introduced the report.

Principal Advisor: District Development, Mark Clews and Mr Bickle responded to questions from the meeting.

Councillor Kerr/Councillor Schollum

- A) That the Council receive the report titled Napier Hastings Urban Area Business Capacity Assessment 2022 - National Policy Statement on Urban Development 2020 dated 4 October 2022.
- B) That the Council receive the Business Capacity Assessment for the Napier Hastings Urban Environment required by the National Policy Statement on Urban Development 2020 prepared by Market Economics Consulting Limited dated 14 September 2022.

CARRIED

The meeting adjourned for afternoon tea at 3.13pm
And reconvened at 3.32pm

18. SUMMARY OF RECOMMENDATIONS OF THE DISTRICT PLANNING AND BYLAWS SUBCOMMITTEE MEETING HELD ON MONDAY, 5 SEPTEMBER 2022 - PROPOSED PLAN CHANGE 4

(Document ref 22/409; Attachments ref CG-16-2-01277)

The meeting had earlier resolved to move this item from the public excluded session into the open part of the agenda. Proposed Plan Change 4 related to the proposed building prohibition line on the eastern face of Te Mata.

Mayor Hazlehurst outlined the background to this matter.

Mana Whenua representative, Mike Paku recalled conversations that had occurred since 21 December 2017 when hapu had come together to express their concerns in regard to the “zig zag track” and their desire to see the removal of the track; but their concern was also to ensure future protection of the eastern escarpment of Te Mata. Having achieved more than what mana whenua were hoping for, with the protection line going right down to Waimārama Road, was absolutely significant. Mike Paku particularly acknowledged three people who were present on 21 December 2017 but had since passed away: Ata Morrell, Waa Harris, Robert MacDonald - three staunch champions who were wanting to see that protection put in place.

Environmental Policy Manager, Rowan Wallis explained the effects of the proposed Plan Change, which prohibited all new buildings in a specific area, and the consequential Changes.

Chief Executive, Nigel Bickle, further clarified that the adoption of the recommendations would trigger the Plan Change process, but the building prohibition line would come into immediate effect on notification of the Change.

Officers also explained the status of the certificates of compliance held by the current landowners.

Councillor Barber/Councillor Siers

- A) That Council receive the report titled Summary of Recommendations of the District Planning and Bylaws Subcommittee Meeting held on Monday, 5 September 2022 - Proposed Plan Change 4.
- B) That the Council adopt the following recommendation from the District Planning and Bylaws meeting held on 5 September 2022:

Item 7 “Plan Change 4 – Te Matā Eastern Escarpment”

- C) *That Proposed Plan Change 4 – Te Matā Eastern Escarpment be adopted and notified.*

CARRIED

10. SUMMARY OF RECOMMENDATIONS OF THE DISTRICT PLANNING AND BYLAWS SUBCOMMITTEE MEETING HELD ON MONDAY, 5 SEPTEMBER 2022 - PROPOSED PLAN CHANGE 5

(Document ref 22/405; Attachments Vol 3a ref CG-16-2-01270 & 3b ref CG-16-2-01271; Tabled Addendum ref CG-16-2-01275)

The Mayor introduced this item.

Senior Environmental Planner – Policy, Anna Summerfield explained that Proposed Plan Change 5 was about aligning the District Plan with the National Policy Statement on Urban Development and would achieve the goals of HPUDES (Heretaunga Plains Urban Development Strategy) in achieving a more compact and sustainable urban form.

Communications & Engagement Lead, Diane Joyce spoke to the Communications Strategy around proposed Plan Change 5 which was taking an “all of community” approach because the proposal would change the way the whole district looks.

Officers responded to questions from the meeting regarding public engagement and the Plan Change Process.

Councillor Dixon/Councillor Watkins

- A) That Council receive the report titled Summary of Recommendations of the District Planning and Bylaws Subcommittee Meeting held on Monday, 5 September 2022 - Proposed Plan Change 5.
- B) That the Council adopt the following recommendation from the District Planning and Bylaws meeting held on 5 September 2022 including the Addendum tabled at the Council Meeting on 4 October 2022 (*document ref CG-16-2-01275*), relating to a proposed change to the Stormwater Management standard for comprehensive residential developments outlined in the attachments found in the open attachments volume 3a of this Agenda:

Item 7 “Medium Density Residential Zone – Proposed Plan Change 5”

- C) *That Proposed Plan Change 5 – Medium Density Residential Zone be adopted and notified.*

CARRIED

11. COUNCIL INTERREGNUM

(Document ref 22/397)

Democracy & Governance Manager, Louise Stettner took the report as read and offered to respond to questions from the meeting.

Mayor Hazlehurst/Councillor Watkins

That the Council receive the report titled Council Interregnum dated 4 October 2022.

CARRIED

13. MINOR ITEMS - NGĀ TAKE ITI

There were no additional business items.

14. URGENT ITEMS - NGĀ TAKE WHAKAHIHIRI

There were no extraordinary business items.

Members paid tribute to Mayor Sandra Hazlehurst.

Councillor Travers on behalf of all councillors thanked Mayor Sandra for an outstanding term of leadership; and commended her for the energy and passion that she brought to the role.

Deputy Mayor Councillor Kerr paid tribute to the Mayor for her commitment, leadership and vision and congratulated her on an outstanding 3 years.

In reply, Mayor Hazlehurst thanked Deputy Mayor Councillor Kerr for her support and leadership, Councillor Travers for her comments. She also thanked all councillors for their hard mahi and thanked Council staff.

The meeting closed at 4.12pm

Confirmed:

Chairman:

Date: