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Thursday, 2 March 2023

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

*Ngā Minitī*

# Minutes

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*Te Rā Hui:*  
Meeting date: **Thursday, 2 March 2023**

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

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Time start - end **1.15pm – 3.42pm**

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[www.hastingsdc.govt.nz](http://www.hastingsdc.govt.nz)  
to see all documents

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*Te Rārangi Upoko*

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# Minutes

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*Kua Tae ā-tinana:* **Chair - Tiamana:** Mayor Sandra Hazlehurst (*Present for part of the meeting*)  
**Present:** **Councillors - Ngā KaiKaunihera:**  
Councillors Ana Apatu, Marcus Buddo, Alwyn Corban, Malcolm Dixon, Michael Fowler, Damon Harvey, Kellie Jessup, Tania Kerr (Deputy Mayor)(via zoom), Eileen Lawson (Acting Chair for part of the meeting), Renata Nepe, Simon Nixon, Ann Redstone (via zoom), Wendy Schollum, and Kevin Watkins

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*Kua Tatū:*  
**In attendance:** 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: People & Capability - Bronwyn Bayliss  
Group Manager: Corporate - Bruce Allan  
Group Manager: Community Wellbeing & Services – Rebekah Dinwoodie  
Group Manager: Marketing & Communications – Naomi Fergusson  
General Counsel – Scott Smith  
Project Manager – Dean Ferguson  
Director: Future Growth Unit – Ross McLeod  
Environmental Policy Manager – Rowan Wallis  
Media Communications Advisor – Nicki Harper  
Parking Transportations Officer – James Haronga  
Public Spaces and Building Assets Manager – Colin Hosford  
Manager: Democracy & Governance Services – Louise Stettner  
Democracy & Governance Advisor – Lynne Cox  
Democracy & Governance Advisor – Caitlyn Dine

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*Kei Konei:*  
**Also present:** Jill MacDonald (Invited to present the opening prayer)  
Ross Stewart and members of the community in support (Item 5)  
Mike Paku (Item 8)

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As Mayor Hazlehurst was not able to be in attendance from the start of the meeting and the Deputy Mayor, Tania Kerr, was in attendance via zoom, Group Manager: Strategy & Development, Craig Cameron, called for nominations to appoint an Acting Chair (under schedule 7, clause 26 of the Local Government Act 2002).

Councillor Apatu nominated Councillor Lawson as Acting Chair, which was seconded by Councillor Schollum.

Councillor Lawson was duly elected as the acting chairperson.

### **1. OPENING PRAYER - KARAKIA**

The opening prayer was given by Jill MacDonald of St Andrews Presbyterian Church.

Mayor Hazlehurst joined the meeting at 1.22pm and resumed the chair.

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

Mayor Hazlehurst/Councillor Schollum

That apologies for absence from Councillor Heke be accepted.

That the apologies for lateness from Mayor Hazlehurst and Councillor Nixon be accepted.

That the leave of absence for Councillor Fowler from 24 March to 3 April be accepted.

That the leave of absence for Councillor Dixon from 7 – 14 April be accepted.

CARRIED

### **3. CONFLICTS OF INTEREST - HE NGĀKAU KŌNATUNATU**

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

Councillors Kerr and Corban both declared a conflict of interest in relation to Item 23 and left the meeting when this Item was addressed.

### **4. CONFIRMATION OF MINUTES - TE WHAKAMANA I NGĀ MINITI**

Councillor Watkins/Councillor Dixon

That the minutes of the Council Meeting held Thursday 8 December, Thursday 15 December and Thursday 20 December 2022, be confirmed as an accurate record.

CARRIED

## 5. PETITION - PARKVALE, ADA ST INTENSIFICATION (RMA 20220538)

(Document ref 23/47) The petition was lying on the table.

Ross Stewart as lead petitioner, read aloud the petitioner's prayer.

Councillor Schollum/Councillor Buddo

- A) That Council receive the report titled Petition - Parkvale, Ada St intensification (RMA 20220538) dated 2 March 2023.
- B) That Council receive the tabled Petition.
- C) Council notes that the matters raised in the petition are of a regulatory nature and under the Resource Management Act 1991, the processes and decisions of a resource consent are not to be influenced by the Mayor or Councillors.
- D) The petition has been forwarded to the Planning and Regulatory Group to be placed on the property file and considered under the Resource Management Act 1991 processes.
- E) That the reporting officer write to the lead petitioner to advise him of the above.

CARRIED

## 6. CHIEF EXECUTIVE SITUATION REPORT - CYCLONE GABRIELLE

(Document ref 23/64)

Chief Executive, Nigel Bickle, spoke to the report and responded to questions from the meeting.

Councillor Redstone/Councillor Buddo

- A) That Council receive the report titled **Error! No document variable supplied.** dated 2 March 2023.
- B) That Council note the activity and actions outlined in the report.

CARRIED

## 7. PARKING CONTROLS

(Document ref 23/48)

Parking Transportation Officer, James Haronga, spoke to the report and responded to questions from the meeting.

Councillor Redstone/Councillor Lawson

- A) That Council receive the report titled Parking Controls dated 2 March 2023.
- B) That Council resolve pursuant to Clause 5.3.1(a) (i) of Chapter 5 (Parking and Traffic) of the Hastings District Council Consolidated Bylaw 2021, that the existing twenty one metered parking spaces located in the Northern Carpark be revoked and replaced with leased parking.

CARRIED

Councillor Nixon joined the meeting at 1.50pm.

## 8. PLAN CHANGE 4 - TE MATA - SUBMISSIONS DECISIONS

(Document ref 23/49; Attachment ref ENV-17-3-23-35)

Environmental Policy Manager, Rowan Wallis, spoke to the report and responded to questions from the meeting. Mike Paku was in attendance for this item.

Mayor Hazlehurst thanked Mike Paku for his contribution throughout the process.

Councillor Jessup/Councillor Nepe

- A) That Council receive the report titled Plan Change 4 - Te Mata - Submissions Decisions dated 2 March 2023.
- B) That Council accept Submission Nos 1, 2 3 4 and 5 to Plan Change 4 - Te Matā Prohibited Building area and that if no appeals are lodged on the decisions that Plan Change 4 will be made operative in accordance with Clause 17 Schedule 1 of the Resource Management Act from 11 April 2023.

CARRIED

## 9. SUBMISSION ON RESOURCE MANAGEMENT REFORMS

(Document ref 23/50)

Environmental Policy Manager, Rowan Wallis spoke to the report and responded to questions from the meeting.

Councillor Redstone/Councillor Lawson

- A) That Council receive the report titled Submission on Resource Management Reforms dated 2 March 2023.
- B) That Council approve the submission on the Natural and Built Environment Bill and Spatial Planning Bill and endorse the submission of Local Government New Zealand.

CARRIED

## 10. LOCAL GOVERNANCE STATEMENT

(Document ref 23/51; Attachment 1 included in separate attachment agenda)

Strategy and Policy Advisor, Matt Adamson spoke to the report and responded to questions from the meeting.

Councillor Schollum/Councillor Watkins

- A) That Council receive the report titled Local Governance Statement dated 2 March 2023.
- B) That the Council adopt the Local Governance Statement, attached to the report in A) above as **Attachment 1** (PRJ22-20-0027).

CARRIED

## 11. TRIENNIAL AGREEMENT 2022-25

(Document ref 23/52; Attachment 1 included in separate attachment agenda)

Strategy and Policy Advisor, Matt Adamson spoke to the report and responded to questions from the meeting.

Mayor Hazlehurst/Councillor Lawson

- A) That Council receive the report titled Triennial Agreement 2022-25 dated 2 March 2023.
- B) That Council adopts the draft Triennial Agreement 2022-25, attached to the report in A) above as **Attachment 1** (CG-17-1-00126).
- C) That Council authorise the Mayor and Chief Executive to execute the draft Triennial Agreement 2022-25 on behalf of the Hastings District Council (**Attachment 1**).

CARRIED

## 12. CLIMATE ACTION JOINT COMMITTEE TERMS OF REFERENCE

(Document ref 23/53; Attachment 1 included in separate attachment agenda)

Manager, Democracy & Governance Services, Louise Stettner and Strategic Policy & Evaluation Advisor, Taylor Eubanks, spoke to the report and responded to questions from the meeting.

Council appointed Mayor Sandra Hazlehurst and Councillor Ann Redstone as the Hastings District representatives to the Climate Action Joint Committee. Deputy Mayor, Tania Kerr, was appointed as the alternate representative.

Councillor Redstone/Councillor Apatu

- A) That Council receive the report titled Climate Action Joint Committee Terms of Reference dated 2 March 2023.
- B) That the Council adopt the Terms of Reference for the Climate Action Joint Committee, as attached to the report in A) above as **Attachment 1** (CG-17-1-00128).
- C) That Council appoint Hastings District Council representatives to the Climate Action Joint Committee – Mayor Sandra Hazlehurst, Councillor Ann Redstone and Deputy Mayor Tania Kerr (alternate).

CARRIED



### 13. EXTERNAL APPOINTED COMMITTEE AND SUBCOMMITTEE MEMBERS: MEETINGS ATTENDANCE RATE

(Document ref 23/54)

Manager, Democracy & Governance Services, Louise Stettner, spoke to the report and responded to questions from the meeting.

Councillor Watkins/Councillor Lawson

- A) That Council receive the report titled External Appointed Committee and Subcommittee Members: Meetings Attendance Rate dated 2 March 2023.
- B) That Council approve a meeting attendance rate of \$465 per meeting for external appointed Committee and Subcommittee members.

CARRIED

### 14. APPOINTMENTS TO THE HERETAUNGA TAKOTO NOA MĀORI STANDING COMMITTEE

(Document ref 23/55)

Manager, Democracy & Governance Services, Louise Stettner, spoke to the report and responded to questions from the meeting.

Councillor Jessup/Councillor Apatu

- A) That Council receive the report titled Appointments to the Heretaunga Takoto Noa Māori Standing Committee dated 2 March 2023.
- B) That Council appoint the following Mana Whenua members to the Heretaunga Takoto Noa Māori Standing Committee:
  - i. Mr Tipene Cottrell
  - ii. Mr Ngaio Tiuka
  - iii. Mr Tom Keefe
  - iv. Ms Elizabeth Hunt
  - v. Mr Mike Paku
  - vi. Dr Darryn Russell

CARRIED

## 15. REQUESTS RECEIVED UNDER THE LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987 (LGOIMA) UPDATE

(Document ref 23/56)

Mayor Hazlehurst/Councillor Watkins

- A) That Council receive the report titled Requests Received under the Local Government Official Information and Meetings Act 1987 (LGOIMA) Update dated 2 March 2023.
- B) That the LGOIMA requests received from 3 December 2022 to 30 January 2023, as set out in **Attachment 1** (IRB-2-01-23-3096) of the report be noted.

CARRIED

## 16. CIVIC DEVELOPMENT SUBCOMMITTEE - CHANGE OF QUORUM REQUIREMENTS

(Document ref 23/57)

Councillor Dixon/Councillor Corban

- A) That Council receive the report titled Civic Development Subcommittee - change of quorum requirements dated 2 March 2023.
- B) That Council agree that the quorum requirements of the Civic Development Subcommittee be amended as follows: for meetings where the agenda items only address proposed temporary road closure applications (when there are no submitters) the quorum requirements should be a minimum of 3 members. For all other meetings of the Civic Development Subcommittee the quorum remains at 5 members.

CARRIED

## 17. SCHEDULE OF COUNCIL MEETINGS FOR 2023

(Document ref 23/58)

Manager, Democracy & Governance Services, Louise Stettner, spoke to the report and responded to questions from the meeting.

Councillor Watkins/Councillor Schollum

- A) That Council receive the report titled Schedule of Council Meetings for 2023 dated 2 March 2023.
- B) That the Council adopt the Schedule of Council Meetings for 2023, attached to the report in A) above as **Attachment 1** (CG-17-1-00124).

CARRIED

**18. APPOINTMENT OF EXTERNAL INDEPENDENT COMMISSIONER TO THE PLAN CHANGE 5 HEARING - MEDIUM DENSITY HOUSING**

(Document ref 23/59)

Environmental Policy Manager, Rowan Wallis, spoke to the report and responded to questions from the meeting.

Councillor Schollum/Councillor Lawson

- A) That Council receive the report titled Appointment of External Independent Commissioner to the Plan Change 5 Hearing - Medium Density Housing dated 2 March 2023.
- B) That the Council appoint Mr Bill Wasley as an external independent commissioner to the Plan Change 5 hearing addressing medium density housing

CARRIED

**19. MINOR ITEMS - NGĀ TAKE ITI**

There were no additional business items.

**20. URGENT ITEMS - NGĀ TAKE WHAKAHIHIRI**

There were no extraordinary business items.

Councillor Jessup and Councillor Nepe left the meeting at 2.14pm

**21. RECOMMENDATION TO EXCLUDE THE PUBLIC FROM ITEMS 22, 23, 24 AND 25**

SECTION 48, LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987

Mayor Hazlehurst/Councillor Dixon

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

- 22 Heretaunga House Deconstruction**
- 23 Hawke's Bay Regional Sports Park**
- 24 Tōmoana Showgrounds - Transition Strategy**
- 25 Portsmouth Road; Removal of Land Covenant**

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:

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<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>
<b>22 Heretaunga House Deconstruction</b>	<p><b>Section 7 (2) (i)</b></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>Council is still in the negotiation phase and any budgetary information presented in this report may prejudice that negotiation process.</p>	<p><b>Section 48(1)(a)(i)</b></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>
<b>23 Hawke's Bay Regional Sports Park</b>	<p><b>Section 7 (2) (i)</b></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>To allow Council to undertake negotiations with the landowner.</p>	<p><b>Section 48(1)(a)(i)</b></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>
<b>24 Tōmoana Showgrounds - Transition Strategy</b>	<p><b>Section 7 (2) (h)</b></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>Information of a commercially sensitive nature.</p>	<p><b>Section 48(1)(a)(i)</b></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>
<b>25 Portsmouth Road; Removal of Land Covenant</b>	<p><b>Section 7 (2) (b) (ii)</b></p> <p>The withholding of the information is necessary to protect information where the making available of the information would be likely to unreasonably prejudice the commercial position of the person who supplied or who is the subject of the information.</p> <p><b>Section 7 (2) (c) (i)</b></p> <p>The withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information or information from the same source and it is in the</p>	<p><b>Section 48(1)(a)(i)</b></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>

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public interest that such information  
should continue to be supplied.

To protect third party interests and  
commercial sensitivities..

CARRIED

The meeting went to public excluded at 2.15pm

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The meeting closed at 3.42pm

Confirmed:

Chairman:

Date: