

Thursday, 8 August 2024

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

*Ngā Minitī*

# Minutes

*Te Rā Hui:*  
Meeting date: **Thursday, 8 August 2024**

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

Time start - end **1.00pm – 4.00pm**

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# Minutes

*Te Rārangi Upoko*

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# Minutes

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*Kua Tae ā-tinana:* **Chair - Tiamana:** Mayor Sandra Hazlehurst  
**Present:** **Councillors - Ngā KaiKaunihera:**  
Councillors Marcus Buddo, Alwyn Corban, Malcolm Dixon, Michael Fowler,  
Damon Harvey, Tania Kerr (Deputy Mayor), Eileen Lawson, Hana Montaperto-  
Hendry, Simon Nixon, Wendy Schollum and Kevin Watkins

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*Kua Tatū:*  
**In attendance:** Chief Executive - Nigel Bickle  
Deputy Chief Executive - Bruce Allan  
Group Manager: Asset Management - Craig Thew  
Group Manager: Democracy and Strategy – Craig Cameron  
Group Manager: Community Wellbeing and Services – Rebekah Dinwoodie  
Group Manager: Marketing and Communications – Naomi Fergusson  
Acting Group Manager: Planning and Regulatory – Caleb Sutton  
General Counsel – Scott Smith  
Transportation Policy and Planning Manager – Bruce Conaghan  
Parking Transportation Officer – James Haronga  
Licensing Inspector – Janine Green  
Licensing Inspector – Mala Bishop  
Environmental Planner (Policy) – Junior Tuakana  
Principal Advisor: District Development – Mark Clews  
Manager: Democracy and Governance Services – Louise Stettner  
Democracy and Governance Advisor – Caitlyn Dine  
Democracy and Governance Advisor – Christine Hilton

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*Kei Konei:*  
**Also present:** Bruce Kellet – Item 6

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## 1. OPENING PRAYER - KARAKIA

The opening karakia was given by students from St Joseph's Primary School.

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

Leave of Absence had previously been granted to Councillor Apatu, Councillor Te Au-Skipworth, Councillor Heke and Councillor Jessup.

Mayor Hazlehurst/Councillor Kerr

That leave of absence be granted to:

Councillor Corban for 30 August 2024

Councillor Schollum for 20 August 2024 from 12pm

CARRIED

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

Councillor Corban declared a conflict of interest in relation to items 10 and 12.

Councillor Montaperto-Hendry, Councillor Kerr and Councillor Lawson declared a conflict of interest in relation to item 10.

Councillor Harvey declared a conflict in relation to item 12.

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

Councillor Watkins/Councillor Dixon

That the minutes of the Council Meeting held Thursday 23 May 2024 be confirmed as an accurate record.

CARRIED

Councillor Watkins/Councillor Dixon

That the minutes of the Council Meeting held Tuesday 28 May 2024 be confirmed as an accurate record.

CARRIED

Councillor Watkins/Councillor Dixon

That the minutes of the Council Meeting held Thursday 27 June 2024 be confirmed as an accurate record.

CARRIED

## 5. MAYOR'S VERBAL UPDATE

(Document ref 24/79)

Mayor Hazlehurst gave a verbal overview of the events and activities in the Hastings District over the past month.

Mayor Hazlehurst/Councillor Schollum

That Council receive the Report titled Mayor's Verbal Update dated 8 August 2024.

CARRIED

## 6. PETITION - TO REVIEW RENT INCREASES OF SENIOR HOUSING COMPLEXES AT TUI VALE AND KERERŪ HEIGHTS

(Document ref 24/180)

Mr Bruce Kellet presented the Senior Housing Petition on behalf of the lead petitioner.

Councillor Kerr/Councillor Schollum

- A) That Council receive the report titled Petition - To review rent increases of Senior Housing complexes at Tui Vale and Kererū Heights dated 8 August 2024.
- B) That the tabled Petition be received.
- C) That the Council notes the Senior Housing Operational Management Policy is due to be reviewed in October 2024.

CARRIED

## 7. PETITION - TO INSTALL SPEED BUMPS ON CORNWALL ROAD, HASTINGS

(Document ref 24/45)

Democracy and Governance Manager, Louise Stettner, spoke on behalf of the Lead Petitioner. Transportation Policy and Planning Manager, Bruce Conaghan, responded to questions from the meeting.

Councillor Schollum/Councillor Buddo

- A) That Council receive the Report titled Petition - To Install Speed Bumps on Cornwall Road, Hastings dated 8 August 2024.
- B) That the tabled Petition "To Install Speed Bumps on Cornwall Road, Hastings" be received.
- C) Council notes that Council officers have investigated the concerns raised in the petition and found average vehicle speeds to be compliant for the class of road within the Hastings District Roding Hierarchy.
- D) Considering the urban environment and function of Cornwall Road in the road network, officers recommend further work is undertaken to identify appropriate solutions to manage consistent vehicle speed compliance and general driver behaviour.

CARRIED

## 8. ARTS INC. HERETAUNGA BUSINESS PLAN - HAWKE'S BAY ARTS FESTIVAL

(Document ref 24/215)

Mayor Hazlehurst/Councillor Lawson

That the report titled Arts Inc. Heretaunga Business Plan - Hawke's Bay Arts Festival dated 8 August 2024 be left to lie on the table and be uplifted and addressed at the Council meeting on Tuesday 27 August 2024 and not further discussed at the meeting as per section 25.2 (d) of the Hastings District Council Standing Orders.

CARRIED

## 9. PARKING CONTROLS

(Document ref 24/242)

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

Councillor Dixon/Councillor Lawson

- A) That Council receive the Report titled Parking Controls dated 8 August 2024.
- 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 two existing P60 parking spaces located 43.25 metres from the intersecting point of Jervois Street and extending 12.60 metres north on the eastern side of Karamu Road North be revoked and become P5 parking spaces.
- C) 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 grass berm on Iona Road located 2.5 metres from the intersecting point of Woodford Heights and extending 62.15 metres west on the southern side of Iona Road become a No Stopping Zone (Prohibited Parking).

CARRIED

## 10. ALCOHOL LICENSING FEES BYLAW 2024

(Document ref 24/129)

Councillors Corban, Kerr, Lawson and Montaperto-Hendry declared a conflict of interest in relation to item 10 and left the table for discussion of this item.

Janine Green spoke to the report, presented a powerpoint presentation and responded to questions from the meeting.

Extensive discussion took place regarding the options in paragraph 5.3 on pages 34 and 35 of the agenda paper.

Councillor Fowler moved a new motion E) and Councillor Dixon seconded.

- E) That Council approve and adopt the Alcohol Licensing Fee Schedule which has a proposed fee increase in 2024 of 75% for the schedule of Alcohol Licensing Fees.

A hand vote took place for recommendation E) as above.

**LOST**

**(3 votes FOR and 5 AGAINST)**

The motion was lost.

Councillor Schollum/Councillor Watkins

- A) That Council receive the report titled **Error! No document variable supplied.** dated 8 August 2024.
- B) That Council notes Officers have satisfied the requirements for consultation as required under the Sale and Supply of Alcohol Act 2012.
- C) That Council approve and enact The Alcohol Licensing Fees Bylaw 2024 pursuant to the Sale and Supply of Alcohol (Fee-setting Bylaws) Order 2013, made under Section 405 of the Sale and Supply of Alcohol Act 2012.
- D) That Council approve and adopt the Alcohol Licencing Fee Schedule. The proposed fee increases seek to ensure by 2026 Council has full cost recovery for administering alcohol licencing functions;
- E) That Council approve and adopt the Alcohol Licencing Fee Schedule which has a proposed fee increase in 2025 for 100% cost recovery for the Schedule of Alcohol Licencing Fees to take effect from 1 July 2025.
- F) Schedule of Alcohol Licencing Fees.

Application fee / Annual fee for premises (new and renewal)	Proposed fee from 1 July 2025
Application Fee - Very low risk	\$823.70
Application Fee – Low Risk	\$1364.40
Application Fee – Medium Risk	\$1827.65
Application Fee – High Risk	\$2291.13
Application Fee – Very High Risk	\$2703.00
Annual Fee – Very Low risk	\$360.30
Annual Fee – Low Risk	\$875.30
Annual Fee – Medium Risk	\$1415.80
Annual Fee – High Risk	\$2316.80
Annual Fee – Very High Risk	\$3217.88
<b>Special Licence Fees</b>	
Class One	\$1287.12
Class Two	\$463.40
Class Three	\$141.60



<b>Temporary licence types</b>	
<b>Temporary Authority</b>	<b>\$664.20</b>
<b>Temporary Licence</b>	<b>\$664.20</b>
<b>Variation of licence</b>	<b>\$823.60</b>
<b>Other Fee</b>	
<b>Public Notification via council website (instead of public newspaper)</b>	<b>\$50.00</b>

G) That the Alcohol Fees Bylaw be enacted by Council on 9 September 2024.

**(4 votes FOR ad 4 votes AGAINST)**

Mayor Hazlehurst advised the meeting that in accordance with Standing Orders 19.3 she would use her casting vote as the vote was tied.

Mayor Hazlehurst announced she would vote **FOR**.

CARRIED

The meeting adjourned at 2.10pm  
And reconvened at 2.18pm

## 11. APPLICATION FOR A TEMPORARY ALCOHOL BAN

(Document ref 24/309)

Councillor Kerr/Councillor Buddo

- A) That Council receive the report titled Application for a Temporary Alcohol Ban dated 8 August 2024.
- B) In accordance with clause 4.3.2 of the Hastings District Council Consolidated Bylaw, Chapter 4 Alcohol Bans, the Council declares that alcohol may not be consumed, brought into or possessed in the following areas including streets, roads and footpaths (as shown in the map titled “Spring Carnival Alcohol Ban Area 2024” in Attachment 1 of this Report) on 12 October 2024, between 9.00am and 11.59pm:
- The entire lengths of Knight Street and Prospect Road.
  - Market Street South from Southampton Street to the Racecourse entrance.
  - King Street South from Southampton Street to Prospect Road.
  - Nelson Street South from Southampton Street to Knight Street.
  - Southland Road between Southampton Street and Gordon Road.
  - Henry Street between Charles Street and Southland Road.

CARRIED

## 12. ADOPTION OF THE CLASS 4 VENUE POLICY AND TAB VENUE POLICY

(Document ref 24/248)

Councillors Corban and Harvey declared a conflict of interest in relation to item 12 and left the table for discussion of this item.

Environmental Planner, Junior Tuakana, spoke to the report and responded to questions from the meeting.

Councillor Buddo/Councillor Lawson

- A) That Council receive the report titled Adoption of the Class 4 Venue Policy and TAB Venue Policy dated 8 August 2024.
- B) That Council notes Council Officers have completed a review of its Class 4 Venue Policy as required by the Gambling Act 2003 and TAB Venue Policy as required by the Racing Industry Act 2020.
- C) That Council retain the TAB Venue Policy in its current form with one nonmaterial administrative change being the updating of the Racing Act 2003 to the Racing Industry Act 2020.
- D) That Council retain the Class 4 Venue Policy in its current form.

CARRIED

## 13. CLIFTON TO TANGOIO COASTAL HAZARDS JOINT COMMITTEE MEETING SUMMARY

(Document ref 24/274)

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

Councillor Dixon/Councillor Kerr

That Council receive the report titled Clifton to Tangoio Coastal Hazards Joint Committee Meeting Summary dated 8 August 2024.

CARRIED

## 14. AMENDMENTS TO SCHEDULE OF APPOINTMENTS TO COMMITTEES, SUBCOMMITTEES, JOINT COMMITTEES AND EXTERNAL ORGANISATIONS

(Document ref 24/350)

It was noted that Councillor Corban would move to be a full member of the Napier-Hastings Future Development Strategy Joint Committee and Councillor Buddo would replace Councillor Corban as the alternate member on the Joint Committee.

The Regional Active Transport Joint Committee and the Heavy Traffic Forum are now inactive groups.

Councillor Buddo/Councillor Kerr

That Council receive the report titled Amendments to Schedule of Appointments to Committees, Subcommittees, Joint Committees and External Organisations dated 8 August 2024.

CARRIED

**15. CHANGES TO THE TERMS OF REFERENCE FOR THE RISK AND ASSURANCE COMMITTEE AND THE SCHEDULE OF APPOINTMENTS TO COMMITTEES, SUBCOMMITTEES (2022-2025)**

(Document ref 24/260)

Mayor Hazlehurst/Councillor Fowler

- A) That Council receives the report titled Changes to the Terms of Reference for the Risk and Assurance Committee and the Schedule of Appointments to Committees, Subcommittees (2022-2025) dated 8 August 2024.
- B) That the Risk and Assurance Committee Terms of Reference be amended to include the Chair of the Strategy and Recovery Committee within its membership.
- C) That the Schedule of Appointments to Committees, Subcommittees (2022 – 2025) be updated to include the appointment of Councillor Schollum to the Risk and Assurance Committee in her capacity as Chair of the Strategy and Recovery Committee for the remainder of the 2022 – 2025 triennium.

CARRIED

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

(Document ref 24/313)

Councillor Lawson/Councillor Buddo

- A) That Council receive the report titled Requests Received Under The Local Government Official Information and Meetings Act 1987 (LGOIMA) Update dated 8 August 2024.
- B) That the LGOIMA requests received from 21 May 2024 to 20 June 2024, as set out in **Attachment 1** (CG-15-24-52) of the Report be noted.

CARRIED

**17. PROPOSED AMENDMENTS TO SCHEDULE OF MEETINGS**

(Document ref 24/314)

Councillor Dixon/Councillor Watkins

- A) That Council receive the report titled Proposed Amendments To Schedule Of Meetings dated 8 August 2024.
- B) That Council adopt changes to the 2024 Schedule of Meetings as follows:

Tuesday 27 August 2024, 1pm	New Meeting	Strategy and Recovery Committee
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Council Chamber		
Tuesday 27 August 2024, 9:30am Council Chamber	New Meeting	Council
Tuesday 24 September 2024, 9.00am Council Chamber or Guilin Room	New Meeting	Civic Development Subcommittee
From Thursday, 14 November 2024, 1pm to Thursday 28 November 2024, 10am Council Chamber	Postponement	Council

CARRIED

**18. MINOR ITEMS - NGĀ TAKE ITI**

There were no additional business items.

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

There were no extraordinary business items.

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

SECTION 48, LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987

Councillor Lawson/Councillor Buddo

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

- 21 Tender Report for sale, development and partial leaseback of 300 Lyndon Road**
- 22 Matapiro Bridge Replacement - Stage 2 Award**
- 23 Property Agreements – Cyclone recovery works**
- 24 CE Performance Review and Planning (Circulated Separately)**

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>
<b>21 Tender Report for sale, development and partial leaseback of 300 Lyndon Road</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><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 protect Councils ability to negotiate terms favourable to Council and protect the commercial sensitivities included in the development proposals..</p>	<b>Section 48(1)(a)(i)</b> 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.
<b>22 Matapiro Bridge Replacement - Stage 2 Award</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>commercially sensitive.</p>	<b>Section 48(1)(a)(i)</b> 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.
<b>23 Property Agreements – Cyclone recovery works</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>Commercial sensitivity.</p>	<b>Section 48(1)(a)(i)</b> 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.
<b>24 CE Performance Review and Planning</b>	<b>Section 7 (2) (a)</b> - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.	<b>Section 48(1)(a)(i)</b> 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

Councillor Lawson/Councillor Schollum

That David Plowman, Zayne Jennings and Anu Ileperuma (WSP Project Team) be permitted to remain after the public has been excluded because of their knowledge of matters pertaining to agenda item 22, that would assist Council in making its decision.

CARRIED

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The meeting closed at 4.00pm

Confirmed:

Chairman:

Date: