

Thursday, 1 February 2024

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

Ngā Minitī

Minutes

Te Rā Hui:
Meeting date: **Thursday, 1 February 2024**

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

Time start - end **1.00pm – 4.28pm**

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

Kua Tatū:
In attendance: Chief Executive - Nigel Bickle
Deputy Chief Executive - Bruce Allan
Group Manager: Strategy & Development – Craig Cameron (via zoom)
Group Manager: Community Wellbeing & Services – Rebekah Dinwoodie
Group Manager: Marketing & Communications – Naomi Fergusson
General Counsel – Scott Smith
Operations Manager – Category 3 Voluntary Buy Out – David Elliott
Manager – Recovery and Special Projects – Gus Charteris (via zoom)
Environmental Policy Manager – Rowan Wallis
Environmental Consents Manager – Caleb Sutton
Project Delivery Manager – Francois Blay
Manager: Democracy & Governance Services – Louise Stettner
Democracy and Governance Advisor – Lynne Cox
Democracy and Governance Advisor – Caitlyn Dine

Kei Konei:
Also present: Jill McDonald from St Andrews Presbyterian Church – Invited to present the opening prayer.

1. **OPENING PRAYER - KARAKIA**

The opening prayer was given by Jill McDonald from St Andrews Presbyterian Church.

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

Mayor Hazlehurst/Councillor Watkins

That apologies for absence from Councillor Nepe be accepted.

That the Leave of Absence be Granted to:

Councillor Heke for 15 and 22 - 23 February 2024.

Councillor Kerr for 11 - 15 March 2024.

Councillor Jessup 2 - 11 February 2024.

Councillor Nixon 28 May - 10 June 2024.

CARRIED

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

Councillor Lawson declared a conflict of interest in relation to Item 5 and left the table when this item was addressed.

Councillor Kerr declared a conflict of interest in relation to Item 6 and left the room when this item was addressed.

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

Councillor Watkins/Councillor Schollum

That the minutes of the Council Meeting held Thursday 14 December 2023 be confirmed as an accurate record.

CARRIED

5. **AMENDMENT TO CATEGORY 3 BUY-OUT POLICY**

(Document ref 24/16)

Councillor Lawson declared a conflict of interest in relation to item 5 and left the table for this item.

Mayor Sandra Hazlehurst introduced the report by acknowledging the work of the Voluntary Buy-Out Office and shared some background information regarding the policy amendment.

Eskdale Holiday Park Owner, Dan Gale, was invited to speak on behalf of category 3 land owners, regarding the proposed policy amendment.

Manager, Recovery and Special Projects, Gus Charteris (via zoom), Operations Manager Category 3 Voluntary Buy-Out Office, David Elliott and Chief Executive, Nigel Bickle, spoke to the report and responded to questions from the meeting.

*The meeting adjourned at 2.18pm; and
Resumed at 2.39pm*

Mayor Sandra Hazlehurst moved a procedural motion in accordance with 25.2 (d) of the Hastings District Council Standing Orders 'That the item of business being discussed should lie on the table and not be further discussed at this meeting'.

Councillor Lawson returned to the table.

Mayor Hazlehurst/Councillor Nixon

That the report titled Amendment to Category 3 Buy-Out Policy be left to lie on the table and be uplifted and addressed at the Council meeting on Tuesday, 20 February 2024.

CARRIED

*The meeting adjourned at 2.40pm; and
Resumed at 2.55pm*

6. PROPOSED PLAN CHANGE 6- CATEGORY 3 LIFESTYLE SUBDIVISION PROVISIONS FOR DISPLACED OWNERS

(Document ref 24/8)

Councillor Kerr declared a conflict of interest in relation to Item 6 and left the room while this item was discussed.

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

Councillor Watkins/Councillor Nixon

- A) That Council receive the report titled Proposed Plan Change 6- Category 3 Lifestyle Subdivision Provisions for Displaced Owners dated 1 February 2024.
- B) That the Council ratify the following recommendations from the District Planning and Bylaws Subcommittee at its meeting on 29 November 2023;
 - *The District Planning and Bylaws Subcommittee approves the concept behind the plan change and instruct staff to draft the detailed plan provisions in accordance with the concept and the guidance given to officers at the meeting.*
 - *That in the new year, following consultation with the Post Settlement Governance Entities and hapū, the plan change be forwarded to Council for adoption and notification under the Streamlined planning process under the Severe Weather Emergency Recovery (Resource Management – Streamlined Planning Process) Order 2023.*
- C) That Council adopt Plan Change 6 and notify it after advising the Minister of Environment of its intention to notify it under the Severe Weather Emergency Recovery Resource Management – Streamlined Planning Process Order in Council 2023.
- D) That Council approve that application be made to the Environment Court under Section 86D of the Resource Management Act for the rules associated with Plan Change 6 to have legal effect from a date of notification rather than the date on which the decision on submissions relating to the rule is made and publicly notified under clause 10(4) of Schedule 1.

CARRIED

Councillor Kerr returned to the table.

7. HEARINGS COMMITTEE COMPOSITION - ODERINGS APPLICATION RMA20230145 - APPOINTMENT OF INDEPENDENT COMMISSIONER AS ALTERNATIVE PANEL MEMBER AND CHAIRPERSON

(Document ref 24/13)

Environmental Consents Manager, Caleb Sutton, spoke to the report.

Councillor Buddo/Councillor Schollum

- A) That Council receive the report titled Hearings Committee Composition - Oderings Application RMA20230145 - appointment of independent commissioner as alternative panel member and chairperson dated 1 February 2024.
- B) That Council resolve to amend the Terms of Reference for the Hearings Committee, on a one-off basis, to allow for up to a maximum of five accredited members of the Committee to consider and decide on the Oderings resource consent application at 55 Brookvale Road, with this specific hearing composition being:
 - Two external Independent Commissioners (with one acting as the Chair for this hearing)
 - 3 accredited members of the Hearings Committee.
- C) That Council appoint Mr Bill Wasley as an alternative external independent commissioner and chairperson, to the Hearings Panel addressing medium density housing at 55-57 Brookvale Road.

CARRIED

8. THE STORY OF HASTINGS PLACE BASED HOUSING APPROACH FOUR YEAR CHECK IN

(Document ref 24/19)

Chief Executive, Nigel Bickle, spoke to the report, presented a powerpoint presentation (CG-17-1-00719) and responded to questions from the meeting.

Councillor Buddo/Councillor Schollum

- A) That Council receive the report titled The Story of Hastings Place Based Housing Approach Four Year Check In dated 1 February 2024.
- B) That Council notes the progress and results of the Place Based Housing Strategy and thanks the executive governance group, independent advisors, and partners for their mahi.
- C) That Council note a copy of this report will be forwarded to the appropriate Government Ministers and Sir Bill English who is currently leading the Government review of Kāinga Ora.
- D) That Council note the outcomes of the housing strategy will be publicly communicated through a series of media channels and updates to our community.

CARRIED

12 RECOMMENDATION TO EXCLUDE THE PUBLIC FROM ITEMS 13 AND 14

SECTION 48, LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987

Mayor Hazlehurst/Councillor Apatu

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

13 Puketapu Bridge Replacement - Stage One Tender Award

14 Commercial Transaction

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:

<i>GENERAL SUBJECT OF EACH MATTER TO BE CONSIDERED</i>	<i>REASON FOR PASSING THIS RESOLUTION IN RELATION TO EACH MATTER, AND PARTICULAR INTERESTS PROTECTED</i>	<i>GROUND(S) UNDER SECTION 48(1) FOR THE PASSING OF EACH RESOLUTION</i>
13 Puketapu Bridge Replacement - Stage One Tender Award	<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>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>Currently active contract tender.</p>	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.
14 Commercial Transaction	<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>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</p>	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.

commercial and industrial negotiations).

Commercial Sensitivity.

CARRIED

Mayor Hazlehurst/Councillor Apatu

That David Plowman (seconded to HDC) Luke Leadbetter and Anu Ileperuma (WS Project Team) be permitted to remain after the public has been excluded because of their knowledge of matters pertaining to agenda item 13, that would assist Council in making its decision.

CARRIED

The meeting reconvened in open session.

9. PROPOSED AMENDMENTS TO SCHEDULE OF MEETINGS

(Document ref 23/483)

Councillor Watkins/Councillor Heke

- A) That the Council receive the report titled Proposed Amendments To Schedule Of Meetings dated 1 February 2024
- B) That Council adopt changes to the 2024 Schedule of Meetings as follows:

Tuesday, 20 February 2024 at 2.00pm	New meeting	Ōmarunui Refuse Landfill Joint Committee
Tuesday, 20 February 2024 at 10.00am	New Meeting	Council
Tuesday, 5 March 2024 at 10.00am	New meeting	HB Crematorium Committee

CARRIED

10. MINOR ITEMS - NGĀ TAKE ITI

There were no additional business items.

11. URGENT ITEMS - NGĀ TAKE WHAKAHIHIRI

There were no extraordinary business items.

The meeting closed at 4.28pm

Confirmed:

Chairman:

Date: