

MINUTES OF COUNCIL MEETING

File Reference: ECM7874731

Meeting Date: Tuesday 6 November 2018 at 3.30pm

Venue: Civic Centre, Liardet Street, New Plymouth.

Members Present: Mayor Neil Holdom, Councillors Shaun Biesiek, Gordon Brown, Murray Chong, Harry Duynhoven, Richard Handley, Stacey Hitchcock, Colin Johnston, Richard Jordan, John McLeod, Mike Merrick (from 3.51pm), Marie Pearce, Roy Weaver and John Williams

Non Members Present:

Community Boards: Doug Hislop (Kaitake Board Chairperson), Jonathan Marshall (Waitara Community Board)

Staff in Attendance:

Craig Stevenson, Nadia Phillips, Julie Straka, Alan Bird, Kelvin Wright, Liam Hodgetts, David Langford, Greg Stephens, Dion Cowley, Alison Trustrum-Rainey, Charles Woollin, Aroha Chamberlain, Mitchell Dyer, Kimberley Hope

Apologies

Council Resolution:

Cr Pearce)

Cr Duynhoven)

That the apologies for absence from Cr Alan Melody be received.

Carried

Public Forum

Grant Knuckey Waitara Leaseholders Submission (ECM7874373)

Deputation

None advised

Minutes

Council Resolution:

Cr Jordan)

Cr Johnston)

That the minutes of the following meeting of the Council, and the proceedings of the said meeting, as circulated, be taken as read and confirmed as a true and correct record:

2 October 2018

19 October 2018 (Adoption of Annual Report)

30 October 2018 (Freedom Camping Bylaw Hearing)

Carried

Committee Minutes

Council Resolution:

Cr Weaver)

Cr Biesiek)

That the minutes of the following meetings, as circulated be received and:

- a) Decisions made under delegated authority by the committees be incorporated in the minutes of this meeting of the Council.
- b) Recommendations made by committees be included in the business to be considered at this meeting of the Council.

Planning Committee 24 October 2018

Performance Committee 25 October 2018

Carried

Decisions from the Performance Committee

File Reference: ECM7860985

Meeting Date: Thursday 25 October 2018 at 3.30pm

Members Present: Councillor Richard Jordan (Chairperson); Mayor Neil Holdom, Councillors Marie Pearce, Gordon Brown, Colin Johnston, Harry Duynhoven, John Williams and John McLeod

Non-members Present: Councillors Stacey Hitchcock, Roy Weaver and Richard Handley (until 3.49)

Community Board Chairpersons Doug Hislop (Kaitake) and Ken Bedford (Clifton)

Venture Taranaki Trust Representatives Kevin Murphy, Stuart Trundle, Vicki Fairley, Anthony Rhodes and Michelle Jordan

Staff in Attendance: Craig Stevenson, Julie Straka, Mitchell Dyer, Charlotte Dunning, Cheryl McGrath, Alison Trustrum-Rainey, Liam Hodgetts, Katrina Brunton, David Langford, Kate Keegan, Callum Williamson, Tonia Hall, Charles Woollin, Aroha Chamberlain, Teresa Turner and Carla Freeman

Public Forum

Fiona Clark Oil and Gas Industry Impacts (ECM7858234 and ECM7858233)

Abbie Jury Oil and Gas Industry Impacts (ECM7858231, ECM7858230 and ECM7858230)

Deputation

Doc Van Praagh Temporary Road Closure Application (minute 10) ECM7858235

Minutes

Performance Committee Resolution:

Cr Pearce)

Cr Brown)

That the minutes of the Performance Committee meeting (20 September 2018) and the proceedings of the said meeting, as previously circulated, be taken as read and confirmed as a true and accurate record.

Carried

MATTERS FINALLY DETERMINED BY THE COMMITTEE UNDER DELEGATED AUTHORITY AND REFERRED TO THE COUNCIL FOR INFORMATION AND RECORD

1. Venture Taranaki Trust Quarter One 2018/2019 Report

ECM7849403

The purpose of this report is to present the Venture Taranaki Trust (VTT) Quarter One Report for the period 1 July to 30 September 2018 to the Council.

Performance Committee Resolution:

Cr Duynhoven)

Cr Pearce)

That having considered all matters raised in the report, the report be noted.

Carried

2. Amendments to Parking Controls

ECM7821970

The matter for consideration by the Council is amendments to parking controls at various locations across the New Plymouth district.

Performance Committee Resolution:

Mayor Holdom)

Cr Johnston)

That having considered all matters raised in the report and pursuant to the New Plymouth District Council Consolidated Bylaws 2008 Part 13: Traffic, the following parking controls in the New Plymouth District be imposed:

1. *Coronation Avenue (SH3), New Plymouth*

- Create time restricted (P120) parking on the east side of Coronation Avenue (SH3) from 29.5m – 41.6m (12.1m) measured in a northerly direction from the prolongation of the north kerb of Timandra Street.

2. *Coronation Avenue (SH3), New Plymouth*

- Prohibit parking on the west side of Coronation Avenue (SH3) Street from 12.7m – 18.3m (5.6m) measured in a southerly direction from the prolongation of the north kerb of Tokomaru Street.

3. *Coronation Avenue, New Plymouth*

- Create time restricted (P120) parking on the east side of Coronation Avenue from 97.3m – 107.3m (10.0m) measured in a northerly direction from the prolongation of the north kerb of Evelyn Place.

4. *David Street, New Plymouth*
 - Prohibit parking on the west side of David Street from 81.8m – 87.8m (6.0m) measured in a northerly direction from the prolongation of the north kerb of Tukapa Street.

5. *Gill Street, New Plymouth*
 - Revoke parking prohibitions on the south side of Gill Street from 60.6m – 65.9m (5.3m) measured in a westerly direction from the prolongation of the west kerb of Liardet Street.

 - Create time restricted (metered) parking on the south side of Gill Street 60.6m – 65.9m (5.3m) measured in an easterly direction from the prolongation of the east kerb of Liardet Street.

6. *Gover Street, New Plymouth*
 - Create time restricted (P15) mobility parking on the west side of Gover Street 49.6m – 52.6m (3.0m) measured in a northerly direction from the prolongation of the north kerb of Courtenay Street.

7. *Hobson / Gill intersection, New Plymouth*
 - Prohibit parking on the east side of Hobson Street from 8.0m – 18.0m (10.0m) measured in a southerly direction from the prolongation of the south kerb of Gill Street.

 - Prohibit parking on the west side of Hobson Street from 17.3m – 28.3m (11.0m) measured in a southerly direction from the prolongation of the south kerb of Gill Street.

8. *King / Queen intersection, New Plymouth*
 - Prohibit parking on the north side of King Street from 8.7m – 14.1m (5.4m) measured in an easterly direction from the prolongation of the east kerb of Queen Street.

 - Prohibit parking on the south side of King Street from 9.1m – 14.6m (5.5m) measured in an easterly direction from the prolongation of the east kerb of Queen Street.

9. *Parklands Avenue, New Plymouth*
 - Prohibit parking on the north side of Parklands Avenue from 43.6m – 59.1m (15.5m) measured in an easterly direction from the prolongation of the east kerb of Acacia Place.

 - Prohibit parking on the south side of Parklands Avenue from 49.0m – 64.0m (15.0m) measured in an easterly direction from the prolongation of the east kerb of Acacia Place.

10. *Sackville Street, New Plymouth*
 - Revoke parking prohibition (no stopping between 8am – 4pm) on the east side of Sackville Street from 33.7m – 64.8m (31.1m) measured in a southerly direction from the prolongation of the south kerb of Barriball Street.

11. *Weymouth Street, New Plymouth*
 - Prohibit parking on the east side of Weymouth Street from 24.2m – 60.4m (36.7m) measured in a northerly direction from the prolongation of the north kerb of Aubrey Street.

12. *Young Street, New Plymouth*
 - Revoke time restricted (P120, 8.00am - 6.00pm, Mon - Fri) parking on the south side of Young Street from 47.7m – 58.7m (11.0m) measured in a westerly direction from the prolongation of the west kerb of Water Lane.

 - Create time restricted (P120, 8.00am - 6.00pm, Mon - Fri) parking on the south side of Young Street from 47.2m – 62.5m (15.3m) measured in a westerly direction from the prolongation of the west kerb of Water Lane.

Carried

3. Acquisition of Land for Road – 63 Rata Street, Inglewood

ECM7818847

The matter for consideration by the Council is the acquisition of a corner splay, approximately 2.5m², from the property at 63 Rata Street, Inglewood. This land is located at the intersection of Rata Street and Miro Street and is currently occupied by the footpath.

The land would be legalised as road reserve under s114 of the Public Works Act 1981. A market valuation has determined suitable compensation to be \$1000.

Performance Committee Resolution:

Mayor Holdom)
 Cr Pearce)

That having considered all matters raised in the report, the Council:

- a) Notes that the 2.5m² corner of land is currently occupied by the Council's footpath. The purchase of this land will legalise the existing situation.

- b) Acquires and legalises the land for road purposes based on conditional agreement with the landowner and payment of compensation. The acquisition of this land is requested by the Transportation team.

- c) Approves the declaration as legal road, 2.5m² of privately owned land currently held in Computer Freehold Register TNF2/192 pursuant to Section 114(1) of the Public Works Act 1981, and to the payment of agreed compensation of \$1000 (inclusive of GST if any) to the owners.

Carried

**4. Forestry Joint Ventures – Duthie, McKay, Tarata Ngōti Maru
Financial statements for Year Ended 30 June 2018**

ECM7836783

The matter for consideration by the Council are, the audited financial statements for the year ended 30 June 2018, of the three Forestry Joint Ventures.

Performance Committee Resolution:

Mayor Holdom)

Cr Brown)

That having considered all matters raised in the report, the report be adopted.

Carried

**5. Papa Rererangi i Puketapu Limited Financial Statements for the Year Ended
30 June 2018**

ECM7836776

The matter for consideration by the Council is to note the financial statements for the year ending 30 June 2018, for Papa Rererangi i Puketapu Limited which have been audited by Audit NZ and approved by the Board on 1st October 2018.

Performance Committee Resolution:

Cr William)

Cr Pearce)

That having considered all matters raised in the report, the report be noted.

Carried

**6. New Plymouth PIF Guardians Limited Financial Statements for the Year
Ended 30 June 2018**

ECM7836782

The matter for consideration by the Council is to note the financial statements for the year ending 30 June 2018, for New Plymouth PIF Guardians Limited which have been audited by Audit NZ and approved by the Board on 25th September 2018.

Performance Committee Resolution:

Mayor Holdom)

Cr Pearce)

That, having considered all matters raised in the report, the report be noted.

Carried

**7. Tasman Land Company Financial Statements for the Year Ended 30 June
2018**

ECM7842186

The matter for consideration by the Council is to receive the financial report of the Tasmanian Land Company year ending 30 June 2018.

Performance Committee Resolution:

Cr Duynhoven)

Cr Johnston)

That, having considered all matters raised in the report, the report be noted.

Carried

8. Venture Taranaki Trust Financial Statements for the Year Ended 30 June 2018

ECM7842186

The matter for consideration by the Council is to receive the annual report of Venture Taranaki Trust for the year ended 30 June 2018.

Performance Committee Resolution:

Mayor Holdom)

Cr Williams)

That, having considered all matters raised in the report, the report be noted.

Carried

9. Te Kohia Pā and He Rā Maumahara Commemorations

ECM7825694

The purpose of this report is to inform the committee about the process for developing a concept plan for Te Kohia Pā which Council purchased in 2016. In addition to a concept plan, the creation of a Land Wars memorial could be undertaken in preparation for He Rā Maumahara commemorations being held in Taranaki in October 2019.

Performance Committee Resolution:

Cr Jordan)

Cr Brown)

That, having considered all matters raised in the report:

- a) the report be noted
- b) the Performance Committee delegate authority to Te Huinga Taumatua to approve the final Concept Plan for Te Kohia Pa.
- c) the Performance Committee delegate authority to Te Huinga Taumatua to approve the final arrangements for He Ra Maumahara commemorations and memorial within current budgets

Carried

A Division was called at the Performance Committee meeting (ECM7860973):

Those voting for the motion were Mayor Holdom and Crs Brown, Duynhoven, Johnston, Pearce, Williams and Jordan.

Cr McLeod voted against the motion.

10. Temporary Road Closures - Crowded House Bar and Eatery: Bikes, BBQs and Hot Cars

ECM7814552

The matter for consideration by the Council is five temporary road closure applications from Crowded House Bar and Eatery to close a section of Devon Street East on five separate occasions, to create a venue for their Bikes, BBQs and Hot Cars event. The dates of the requested temporary road closures are:

- Thursday 29 November 2018
- Thursday 31 January 2019
- Thursday 7 February 2019
- Thursday 14 February 2019
- Thursday 28 March 2019

Performance Committee Resolution:

Cr Johnston)

Cr Williams)

That having considered all matters raised in the report:

- a) The following temporary road closure applications be approved:
- i) Crowded House Bar and Eatery - Bikes, BBQs and Hot Cars
 Road to be closed: Devon Street East from Liardet to Gover streets.
 Date and period of closure: from 5.30pm to 11pm on Thursday 29 November 2018
 - ii) Crowded House Bar and Eatery - Bikes, BBQs and Hot Cars
 Road to be closed: Devon Street East from Liardet to Gover streets.
 Date and period of closure: from 5.30pm to 11pm on Thursday 31 January 2019
 - iii) Crowded House Bar and Eatery - Bikes, BBQs and Hot Cars
 Road to be closed: Devon Street East from Liardet to Gover streets.
 Date and period of closure: from 5.30pm to 11pm on Thursday 7 February 2019
 - iv) Crowded House Bar and Eatery - Bikes, BBQs and Hot Cars
 Road to be closed: Devon Street East from Liardet to Gover streets.
 Date and period of closure: from 5.30pm to 11pm on Thursday 14 February 2019
 - v) Crowded House Bar and Eatery - Bikes, BBQs and Hot Cars
 Road to be closed: Devon Street East from Liardet to Gover streets.
 Date and period of closure: from 5.30pm to 11pm on Thursday 28 March 2019

The above temporary road closure applications are subject to conditions outlined in correspondence to Crowded House Bar and Eatery dated 26 September. Refer

Appendix 1 for an example of the conditions (these are identical for each application). Refer Appendix 2 for a map of the closed area.

Carried

A Division was called at the Performance Committee meeting (ECM7860974):

Those voting for the motion were Mayor Holdom, Crs Duynhoven, Johnston, McLeod, Pearce, Williams and Jordan.

Cr Brown voted against the motion.

11. Budget Carry-overs from 2016/2017 to 2017/2018

ECM7811865

The matter for consideration by the Council is to consider for inclusion in the revised budgets for 2018/19 various budget items (and their associated funding) not completed during the 2017/18 financial year.

Performance Committee Resolution:

Mayor Holdom)

Cr Jordan)

That having considered all matters raised in the report the Council approves the attached schedule of carry-overs of budgeted items from 2017/18 and the associated funding be included in the 2018/19 revised budget.

Carried

Recommendations from the Planning Committee

File Reference: ECM7862435

Meeting Date: Wednesday 24 October 2018 at 3.30pm

Members Present: Councillor Roy Weaver (Chairperson); Councillors Stacey Hitchcock, Shaun Biesiek, Murray Chong and Richard Handley

Apologies Mayor Neil Holdom and Councillor Alan Melody

Non-members Present: Councillors John Williams, John McLeod, Richard Jordan, Colin Johnston, Harry Duynhoven and Gordon Brown

Community Board Chairpersons Ken Bedford (Clifton) and Doug Hislop (Kaitake)

Staff in Attendance: Craig Stevenson, Julie Straka, Charles Woollin, Kelvin Wright, Aroha Chamberlain, David Langford and Liam Hodgetts.

1. Agreement Regarding Rewa Rewa Reserve

The matter for consideration by the Council is to recommend the establishment of a Ngāti-Tawhirikura A Hapū Trust – New Plymouth District Council Partnership Forum (the Forum). The Forum will help meet the obligations of both parties as set out in the Agreement Regarding Rewa Rewa Reserve ('the Agreement') signed between Ngāti Tawhirikura Hapū Trust (the Hapū) and New Plymouth District Council in 2007.

Planning Committee Recommendation:

Cr Biesiek)

Cr Merrick)

That having considered all matters raised in the report:

- a) The Council establish the Ngāti-Tawhirikura A Hapū Trust – New Plymouth District Council Partnership Forum (the Forum).
- b) The Mayor be delegated authority to:
 - i) Appoint three (3) New Plymouth District Council elected members to the Forum (2 councillors plus the Mayor).
 - ii) Formalise the appointment of Hapū members on receiving the recommendation of the Hapū.
 - iii) Appoint replacement representatives should a vacancy occur in the appointees to the Forum.
- c) That once all members have been appointed, the Forum prepare a draft Terms of Reference, based on the Agreement Regarding Rewa Rewa Reserve ('the Agreement') signed between Tawhirikura A Hapū Trust (the Trust) and New Plymouth District Council in 2007 for consideration by the Council and the Trust.

Carried

Council Resolution

Cr Biesiek)

Cr Weaver)

That the Planning Committee recommendation, in relation to Agreement Regarding Rewa Rewa Reserve, be adopted.

Carried

At the Council meeting, Cr Chong requested that his vote against the motion be recorded.

2. Three Waters Working Party – He Puna Wai

The purpose of this report is to provide the Council with an overview of the engagement to date with Iwi regarding water, wastewater and stormwater and the formation of the joint working party, "He Puna Wai".

The Resource Management Act 1991 (RMA) sets out how we manage our environment and contains specific clauses which ensure the relationship of Māori and the culture and traditions with their lands, water, sites, waahi tapu and other taonga are recognised and provided for.

The LGA requires the Council to take into account the relationship of Māori and their culture and traditions with water when making significant decisions in relation to water.

Planning Committee Recommendation:

Cr Hitchcock)

Cr Biesiek)

That, having considered all matters raised in the report, the report is noted and the formation of He Puna Wai be endorsed.

Carried

At the Planning Committee meeting, Cr Chong requested that his abstention from voting be recorded.

Council Resolution:

Mayor Holdom)

Cr Duynhoven)

That the Planning Committee recommendation, in relation to Three Waters Working Party – He Puna Wai, be adopted.

Carried

At the Council meeting, Cr Chong requested his vote against the motion be recorded.

3. Adoption of the 2019 Meeting Schedule

The matter for consideration by the Council is the adoption of a schedule of ordinary meetings for Council, Planning, Performance and Te Huinga Taumatua committees and the community boards for 2019.

Planning Committee Recommendation:

Cr Biesiek)

Cr Weaver)

That, having considered all matters raised in the report:

	Comm Bds	Te Huinga Taumatua	Planning	Performance	Council
Jan	21-25				
Feb		5	12	13	26
Mar	4-8	19	26	27	
Apr	15-18	30			9
May	27-31		7	8	21
Jun		11	18	19	
Jul	8-12	23	30	31	2
Aug	19-23				13
Sep		3	10	11	24

- a) The following meeting schedule be adopted.
- b) The 2019 Audit & Risk Committee meeting dates be confirmed.

Carried

Council Resolution

Cr Handley)
 Mayor Holdom)

That, having considered all matters raised in the report:

- a) The following meeting schedule be adopted:

	Comm Bds	Te Huinga Taumatua	Planning	Performance	Council
Jan	21-25				
Feb		5	12	13	26
Mar	4-8	19	26	27	
Apr	15-18	30			9
May	27-31		7	8	21
Jun		11	18	19	
Jul	8-12	23	30	31	2
Aug	19-23				13
Sep		3	10	11	24

- b) That the dates in 2019 of 20 March, 12 June and 4 September, for the Audit and Risk Committee meetings, be adopted and included in this schedule.

Carried

Council Resolution:

Cr Jordan)
 Cr Brown)

That the following recommendations, of the Performance Committee, be adopted by the Council and form part of the proceedings of, and be entered in the minutes of, this Council meeting.

Carried

Recommendations from the Performance Committee

File Reference: ECM7860985
Meeting Date: Thursday 25 October 2018
Members Present: Councillor Richard Jordan (Chairperson); Mayor Neil Holdom, Councillors Marie Pearce, Gordon Brown, Colin Johnston, Harry Duynhoven, John Williams and John McLeod

Non-members Present: Councillors Stacey Hitchcock, Roy Weaver and Richard Handley (until 3.49)

Community Board Chairpersons Doug Hislop (Kaitake) and Ken Bedford (Clifton)

Venture Taranaki Trust Representatives Kevin Murphy, Stuart Trundle, Vicki Fairley, Anthony Rhodes and Michelle Jordan

Staff in Attendance: Craig Stevenson, Julie Straka, Mitchell Dyer, Charlotte Dunning, Cheryl McGrath, Alison Trustrum-Rainey, Liam Hodgetts, Katrina Brunton, David Langford, Kate Keegan, Callum Williamson, Tonia Hall, Charles Woollin, Aroha Chamberlain, Teresa Turner and Carla Freeman

8. Performance Report for Period 1 July to 30 September 2018

ECM7843134

The purpose of this report is to advise of the Council's performance for the period 1 July to 30 September 2018 of the 2018/19 financial year.

Performance Committee Recommendation:

Cr Pearce)

Cr Duynhoven)

That, having considered all matters raised in the report, the report be noted.

Carried

SPEED LIMITS BYLAW TECHNICAL AMENDMENTS – ADOPTION FOLLOWING CONSULTATION

ECM 7831769

The matter for consideration by the Council is the adoption of the amendments to the Speed Limits Bylaw following the proposed amendments being open for community consultation.

Council Resolution:

Cr Jordan)

Cr Pearce)

That, having considered all matters raised in the report:

- a) Note that the proposed technical amendments to the Speed Limits Bylaw 2010 and schedule were open for community consultation, and no submissions were received
- b) Adopt the technical amendments to the Speed Limits Bylaw 2010 and schedule

- c) Note that the upcoming District-wide speed limit review may involve replacing the schedule's content

Carried

At the Council meeting, Cr McLeod requested that his vote against the motion be recorded.

HYDROGEN RESEARCH INVESTIGATION REPORT BACK

ECM7863851

This report provides Councillor Hitchcock's update following a recent Hydrogen Research Investigation.

Council Resolution:

Cr Duynhoven)

Cr Handley)

That, having considered all matters raised in the report, the report be noted.

Carried

A Division was called (ECM7874365)

Those voting for the motion were Mayor Holdom, Crs Biesiek, Brown, Chong, Duynhoven, Handley, Hitchcock, Johnston, Jordan, Pearce, Weaver, Williams.

Those voting against the motion were Crs McLeod and Merrick.

Mayor Holdom left the meeting at this juncture. Deputy Mayor Richard Jordan chaired the meeting for this item.

APPLICATION OF THE OPERATING SURPLUS FROM 2017/18 FINANCIAL YEAR

ECM7856649

The matter for consideration by the Council is to consider how the general rate operating surplus from the 2016/17 financial year of \$0.3 million should be allocated.

Council Resolution:

Cr Handley)

Cr Brown)

That having considered all matters raised in the report the Council approve the application of the general rate operating cash surplus of \$0.3 million against rates over the next three years in accordance with:

Option 2b - (specifically Economic Development).

Carried

At the Council meeting, Crs Chong and McLeod requested that their votes against the motion be recorded

Mayor Holdom returned to the room.

EXCLUSION OF THE PUBLIC FOR THE REMAINDER OF THE MEETING

ECM7856716

This report details items that are recommended should be considered with the public excluded, and the reason for excluding the public.

Council Resolution:

Cr Jordan)

Cr Pearce)

That, having considered all matters raised in the report, the Council hereby resolves that, pursuant to the Local Government Official Information and Meetings Act 1987, the public be excluded from the following parts of the proceedings of this meeting:

a) Regional Waste Disposal Options

The withholding of the information is to enable the Council to carry out negotiations of a commercial nature. This particular interest being protected by section 7(2)(i) of the Act.

That South Taranaki District Council Representative, Brent Manning, be permitted to remain at this meeting after the public has been excluded.

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987.

Carried