

MINUTES OF COUNCIL MEETING

File Reference: ECM 8403546

Meeting Date: Tuesday 27 October 2020 at 1pm

Venue: Civic Centre, Liardet Street, New Plymouth.

Members Present:

Mayor Neil Holdom, Councillors Tony Bedford, Sam Bennett, Gordon Brown, David Bublitz, Aneka Carlson, Murray Chong, Amanda Clinton-Gohdes, Harry Duynhoven, Richard Handley, Stacey Hitchcock, Colin Johnston, Richard Jordan, Dinnie Moeahu and Marie Pearce

Non Members Present:

Community Board Chairpersons Mel Cook (Inglewood), Warren Petersen (Clifton), Doug Hislop (Kaitake) and Jonathan Marshall (Waitara), Waitara Community Board member Andrew Larsen and Te Huinga Taumatua Co-Chair Howie Tamati

Staff in Attendance:

Craig Stevenson, Julie Straka, Charles Woollin, Kelvin Wright, Teresa Turner, Cheryl McGrath, Claire Cookson, Jacqueline Baker, Joy Buckingham, Michelle Morresey, Mitchell Dyer, David Langford, Greg Stephens, Jayne Tidbury-Ber and Jan Holdt.

Public Forum

- Dr Kiyomi Kitagawa and David Stones (Sport Taranaki – New Plymouth Multi-Sport Hub)

Deputations

- Dr Stuart Bramhall (Tab 5 - Three Waters Report and Tab 8 - Thermal Drying Facility) (ECM 8403557)
- Ms Catherine Cheung (Tab 8 – Thermal Drying Facility) (ECM 8403552)

Submitters to Freedom Camping Bylaw

- Doug Hislop (Kaitake Community Board) and Jacqui King (Ōākura Pa & Nga Mahanga a Tairi Hapū) (ECM 8403559)
- Fenny de Rooter (powerpoint presentation) (photos provided ECM 8399168)
- Stephen Lumb
- Peter Crawford (Belt Road Seaside Holiday Park) (ECM 8403567)

COUNCIL MINUTES

Cr Brown)

Cr Jordan)

Council Resolution

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

1 September 2020

21 September 2020 (Extraordinary)

Carried

COMMITTEE RECOMMENDATIONS

Council Resolution

Cr Handley)

Cr Clinton-Gohdes)

That the minutes of the following meetings, as circulated be received and decisions made under delegated authority by the committees and community boards be incorporated in the minutes of this meeting of the Council.

Strategy and Operations Committee (8 September 2020)

CCOs Committee (15 September 2020)

Te Huinga Taumatua (13 October 2020)

Finance, Audit and Risk Committee (20 October 2020)

Carried

STRATEGY AND OPERATIONS COMMITTEE (Decisions Made Under Delegated Authority)

8 September 2020

File Reference: ECM8386479

Members present

Stacey Hitchcock (Chairperson), Mayor Neil Holdom (until part Tab 6), Councillors Tony Bedford, Sam Bennett, Gordon Brown, David Bublitz, Aneka Carlson, Murray Chong, Amanda Clinton-Gohdes, Harry Duynhoven, Richard Handley, Colin Johnston, Richard Jordan, Marie Pearce, Matua Howie Tamati (Te Huinga Taumatua Co-Chairperson) (Te Kotahitanga o Te Atiawa)

Apologies

Cr Dinnie Moeahu

Non-members present

Community Board Chairpersons Jonathan Marshall (Waitara), Doug Hislop (Kaitake) and Mel Cook (Inglewood) and Community Board member Jono Burrows (Inglewood).

Deputations

- Millie Stonier – Travel Safety Improvements – Changes to Speed Limits (Omata)
- Phil Armstrong – New Plymouth Mountain Bikers
- Colin Bell - Public Transport Improvements (Bus Shelters) / Amendments to Parking Controls (Bus Stops)
- The Committee noted receipt of the written deputation provided by Dean Whitmore and Rachael Chetwin.

Conflicts of Interest

Mayor Holdom and Cr Hitchcock advised of a Conflict of Interest with Tab 8 (New Licence to Occupy – New Plymouth Mountain Bikers' Incorporated)

Resolutions made under delegated authority

2. Adoption of Statement of Proposal for Special Consultative Procedure on Class 4 Gambling Policy and TAB Venues Policy

ECM8349356

The matter for consideration by the Council is the adoption of a Statement of Proposal for consultation using the special consultative procedure on proposed amendments to the Class 4 Gaming Venues Policy and the TAB Venues Policy, following reviews of the two policies.

Strategy and Operations Committee Resolution:

Mayor Holdom)

Cr Pearce)

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

- a) Adopt the Statement of Proposal for the draft Class 4 Gambling Venues Policy and the draft TAB Venues Policy for special consultative procedure.
- b) Note that consultation on the two policies will be undertaken from 12 September to 14 October.

Carried

3. Health & Safety Quarterly Report – Period Ended June 2020 – Due Diligence Obligations

ECM8349726

This report presents the Health and Safety Quarterly Report for the period 1 April to 30 June 2020.

Strategy and Operations Committee Resolution

Cr Clinton-Gohdes)

Mayor Holdom)

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

Carried

4. Infrastructure Talent Pipeline Partnership and the Build-a-Bridge Programme

ECM8347964

The matter for consideration by the Council is an overview of the Infrastructure Talent Pipeline Partnership that has been set up and a decision to partner with WITT to run a "Build-a-Bridge" Trades Academy programme for secondary school students who are interested in careers in the infrastructure civil construction sector in Taranaki.

Strategy and Operations Committee Resolution

Cr Handley)

Cr Carlson)

That having considered all matters raised in the report Council:

- a) Notes the progress that has been made to date establishing the Infrastructure Talent Pipeline Partnership and the results achieved so far.
- b) Approves the use of a Trades Academy "Build-a-Bridge" programme to deliver the Huatoki Walkway pedestrian bridge replacement works.
- c) Notes that the contracts for the design and construction of the new bridge will be procured via sole source in order to best facilitate the Trades Academy Programme

Carried

5. Public Transport Improvements – New Bus Shelters

ECM8349292

The matter for consideration by the Council is the installation of four bus shelters at various sites on road reserve across New Plymouth.

Strategy and Operations Committee Resolution

Cr Pearce)

Cr Carlson)

That having considered all matters raised in the report and pursuant to the s339 of the Local Government Act (1974), the following bus shelters be approved for installation in New Plymouth:

Item 1 17 Paynters Avenue, New Plymouth

- Install a new Bus Shelter (CAM Slimline), within the road reserve adjacent to the boundary of 17 Paynters Avenue, as per the diagram within Appendix A.

Item 2 44 Paynters Avenue, New Plymouth

- Install a new Bus Shelter (CAM Slimline), within the road reserve adjacent to the boundary of 44 Paynters Avenue, as per the diagram within Appendix A.

Item 3 3 Nevada Drive, New Plymouth

- Install a new Bus Shelter (CAM Slimline), within the road reserve adjacent to the boundary of 3 Nevada Drive, as per the diagram within Appendix A.

Item 4 10 Karamea Street, New Plymouth

- Install a new Bus Shelter (CAM Slimline), within the road reserve adjacent to the boundary of 10 Karamea Street, as per the diagram within Appendix A.

Carried

6. Travel Safety and Access Improvements – Changes to Parking Controls

ECM8350155

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

Strategy and Operations Committee Resolution:

Cr Johnston)

Cr Pearce)

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:

Item 1 Devon Street West, New Plymouth

- Prohibit parking on the south side of Devon Street West from 88.4m to 104.4m (16.0m) measured in an easterly direction from the prolongation of the east kerb of Calvert Road.

Item 2 Fernbrook Drive, New Plymouth

- Prohibit parking on the east side of Fernbrook Drive from 31.6m to 36.7m (5.1m) measured in a northerly direction from the prolongation of the north kerb of Aderman Place.
- Create a bus stop on the east side of Fernbrook Drive from 36.7m to 48.7m (12.0m) measured in a northerly direction from the prolongation of the north kerb of Aderman Place.
- Prohibit parking on the east side of Fernbrook Drive from 48.7m to 56.7m (8.0m) measured in a northerly direction from the prolongation of the north kerb of Aderman Place.

Item 3 King Street, New Plymouth

- Create two time restricted (P60) parking spaces on the north side of King Street from 43.4m to 55.4m (12.0m) measured in an easterly direction from the prolongation of the east kerb of Dawson Street.

Item 4 Ngamotu Road, New Plymouth

- Prohibit parking on the west side of Ngamotu Road from 6.0m to 22.9m (16.9m) measured in an southerly direction from the prolongation of the south kerb of Norwich Avenue.

Item 5 Powderham Street, New Plymouth

- Change an unrestricted time park to a time restricted (P120) park on the south side of Powderham Street from 32.7m to 41.3m (8.6m) measured in a westerly direction from the prolongation of the west kerb of Dawson Street.

Item 6 Puketotara Street, New Plymouth

- Prohibit parking on the east side of Puketotara Street from 6.0m to 14.8m (8.8m) measured in a westerly direction from the prolongation of the west kerb of Heta Road.
- Create a bus stop on the south side of Puketotara Street from 14.8m to 26.8m (12.0m) measured in a westerly direction from the prolongation of the west kerb of Heta Road.
- Prohibit parking on the east side of Puketotara Street from 26.8m to 31.8m (5.0m) measured in a westerly direction from the prolongation of the west kerb of Heta Road.

Carried

7. **Innovating Streets – Devon Social Space**

ECM8343918

The matter for consideration by the Council is approving the temporary installation of the Devon Social Space.

Strategy and Operations Committee Resolution:

Cr Hitchcock)

Cr Pearce)

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

- a) The temporary closure of up to nine on-street parking spaces on the Southern side of Devon Street East from 27.4m to 63.0m (35.6m) measured in an easterly direction from the prolongation of the east kerb of Gover Street, for a period not exceeding 18 months, and;
- b) The temporary installation of the Devon Social Space in place of those on-street parking spaces, for the duration of the closure.

Carried

CCOS COMMITTEE

(Decisions Made Under Delegated Authority)

15 September 2020

File Reference: ECM8303831

Members Present

Councillors Richard Jordan (Chairperson) and Colin Johnston (Deputy Chairperson); Mayor Neil Holdom, Councillors Sam Bennett, Murray Chong, Dinnie Moeahu, Gordon Brown and Anneka Carlson

Non-Members Present

Councillors Tony Bedford, Richard Handley, Harry Duynhoven, Amanda Clinton-Gohdes, David Bublitz and Stacey Hitchcock.

New Plymouth PIF Guardians representatives - Mark Butcher, David Rae and Kirsty Campbell

Papa Rererangi i Puketapu representatives - Christopher Myers, Wayne Wootton, Shelley Kopu and Rachel Farrant

Venture Taranaki Trust representatives – Jamie Tuuta, Justine Gilliland and Jen Patterson.

Resolutions made under delegated authority

1. Performance Reports for NPDC's Council Controlled Organisations for the Quarter Ended 30 June 2020

ECM8359846

The purpose of this report is for the CCOs Committee to note the fourth quarter Performance Reports for New Plymouth District Council's (NPDC, the Council) three main Council-Controlled Organisations (CCOs) - New Plymouth PIF Guardians Ltd (NPG), Papa Rererangi i Puketapu Ltd (PRIP, the Airport) and Venture Taranaki Trust (VTT).

CCOs Committee Resolution:

Cr Jordan)

Mayor Holdom)

That, having considered all matters raised in the report, the fourth quarter Performance Reports of New Plymouth PIF Guardians Ltd, Papa Rererangi i Puketapu Ltd and Venture Taranaki Trust be noted.

Carried

2. Council-Controlled Organisations Final Statements of Intent for the year Ended 30 June 2021

ECM8360127

The purpose of this report is for the CCOs Committee to present the final Statements of Intent for the 2020/21 year from the New Plymouth PIF Guardians Limited (NPG), Papa Rererangi i Puketapu Limited (PRIP) and Venture Taranaki Trust (VTT) for noting.

CCOs Committee Resolution:

Cr Jordan)

Cr Bennett)

That, having considered all matters raised in the report, the Council note the following 2020/21 final SOIs:

- a) New Plymouth PIF Guardians Limited
- b) Papa Rererangi i Puketapu Limited
- c) Venture Taranaki Trust

TE HUINGA TAUMATUA (Decisions Made Under Delegated Authority)

13 October 2020

File Reference: ECM8392145

Members present

Councillor Gordon Brown (Co-Chairperson); Councillors Dinnie Moeahu, Anneka Carlson and David Bublitz, Mayor Neil Holdom, Ms Patricia O'Carroll (Te Rūnanga o Ngāti Tama Trust) (via Zoom), Ms Tamzyn Pue (Te Rūnanga o Ngāti Maru Trust)(via Zoom) and Ms Jacqui King (Te Kāhui o Taranaki Iwi).

NON-MEMBERS PRESENT:

Councillors Amanda Clinton-Gohdes, Colin Johnston, Richard Handley, Tony Bedford, Stacey Hitchcock, Harry Duynhoven and Cr Sam Bennett (from 1.32pm).

Kaitake Community Board Chairperson Doug Hislop.

Apologies

Colleen Tuuta and Howie Tamati.

Non-members present

Councillors Amanda Clinton-Gohdes, Colin Johnston, Richard Handley, Tony Bedford, Stacey Hitchcock, Harry Duynhoven and Cr Sam Bennett (from 1.32pm).

Kaitake Community Board Chairperson Doug Hislop.

Public Forum

- Barry Eade (Freedom Camping)
- Brooklyn Greer-Atkins (Multi-Sport Hub proposal)
- Mike Dowd (Multi-Sport Hub proposal)

Resolutions made under delegated authority

1. Naming of Roads

ECM8349438

The matter for consideration by the Council is the naming of a rights-of-way as a result of subdivision development at Maire Street and Kelly Street Inglewood.

Te Huinga Taumatua Resolution:

Cr Carlson)

Ms King)

That, having considered all matters raised in the report, the following name be approved and the Chief Operating Officer allocate street numbers, where appropriate, to the properties fronting this right-of-way.

i) Toutouwai Lane

ii) Whekī Lane

Carried

**FINANCE, AUDIT AND RISK COMMITTEE
(Decisions Made Under Delegated Authority)**

20 October 2020

File Reference: ECM8398227

Members present

Councillor Richard Handley (Chairperson); Ms Adrienne Young-Cooper (Deputy Chairperson), Mayor Neil Holdom and Councillors Tony Bedford, Amanda Clinton-Gohdes, Stacey Hitchcock and Richard Jordan

Declarations

- Committee members confirmed their independence and declared that there were no conflicts of interest.
- Management confirmed that there had been no security breaches.
- The Chief Executive advised that since the last meeting he had become aware of a potential issue under the Council's Fraud Policy. The matter involves a former employee and is understood to be of a relatively minor financial sum. The matter is still under investigation and no further details are yet available.
- Management confirmed that Council is compliant with legislation relevant to its activities (with the exclusion of exceptions reported in the most recent quarterly legal compliance summary).

Resolutions made under delegated authority

1. Risk Management Update

This report provides an update of risk management activities for monitoring and review purposes.

Finance, Audit and Risk Committee Resolution

Mayor Holdom)

Cr Clinton-Gohdes)

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

Carried

2. **Internal Audit – Terms of Reference for the reviews**

ECM 8375226

This report provides for members' information the Terms of Reference for the COVID-19 focused procurement review, and the fraud and risk data analytics review for 2020.

Finance, Audit and Risk Committee Resolution

Ms Young-Cooper)

Cr Clinton-Gohdes)

This report provides for members' information the Terms of Reference for the COVID-19 focused procurement review, and the fraud and risk data analytics review for 2020.

Carried

COUNCIL RESOLUTIONS

REPORT ON THE PROPOSED AMENDMENTS TO THE FREEDOM CAMPING BYLAW – OCTOBER 2020

ECM83899950

The matter for consideration by the Council is the submissions on the proposed amendments to the Freedom Camping Bylaw (2017), and whether to adopt the proposed amendments: to include Corbett Park, Battiscombe Terrace and Tongaporutu as freedom camping prohibited areas.

Council Resolution

Mayor Holdom)

Cr Jordan)

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

- a) Note consultation on the proposed amendments to the Freedom Camping Bylaw (2017) took place from 1 August and 4 September 2020, and 31 submissions were received for consideration.
- b) Adopt the proposed amendments to the Freedom Camping Bylaw (2017) – to include Tongaporutu, Battiscombe Terrace and Corbett Park as freedom camping prohibited areas as outlined in Appendix 3.
- c) Notes that the adopted amendments to the Freedom Camping Bylaw will become operative on a date specified within the public notice.

Carried

COMMUNITY BOARD PLANS REVIEW

ECM8345496

The purpose of this report is to advise of the outcomes of the review of the Community Board Plans that were initially developed in 2017. The four Community Board Plans have been approved by the appropriate Community Board and are now presented to the Council for information.

Council Resolution

Cr Handley)

Cr Carlson)

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

Carried

TRAVEL SAFETY IMPROVEMENTS – CHANGES TO SPEED LIMITS

ECM8348872

The matter for consideration by the Council is amendments to speed limits.

Council Resolution

Cr Carlson)

Cr Clinton-Gohdes)

That having considered all matters raised in the report and pursuant to the New Plymouth District Council Consolidated Bylaws 2010 Part 5: Speed Limits, Clause 5.1, the following speed limits in the New Plymouth District be amended:

- *Beach Road, Ōmata*
Create an 80km/h permanent speed limit starting 150m west of the intersection of South Road (SH45), extending west for a distance of 890m, and terminating at Centennial Drive.
- *Centennial Drive, Ōmata*
Create an 80km/h permanent speed limit starting at Beach Road, extending north for a distance of 570m, and terminating at the existing 50km/h speed limit change on Centennial Drive.
- *Holloway Road, Ōmata*
Create a 30km/h permanent speed limit starting at South Road (SH45), extending west for a distance of 190m, and terminating at Waireka Road East.
- *Sealy Road, Ōmata*
Create an 80km/h permanent speed limit starting 100m east of the intersection of South Road (SH45), extending east for a distance of 2,260m, and terminating at the end of Sealy Road.
- *Te Ngahoro Road, Ōmata*
Create an 80km/h permanent speed limit starting at Beach Road, extending north for a distance of 830m, and terminating at the end of Te Ngahoro Road.
- *Waireka Road East, Ōmata*
Create a 40km/h permanent speed limit starting at South Road (SH45), extending south for a distance of 560m, and terminating at the end of Waireka Road East.

Carried

GRANT OF ENCROACHMENT LICENCE - 1 SISSON TERRACE, LEPPERTON

ECM 8344374

The matter for consideration by the Council is an application from Don Searle to enter into an Encroachment Licence with the Council for the purpose of occupying road reserve adjacent to 1 Sisson Terrace, Lepperton for a garage, stone wall, garden and dwelling extension.

The purpose of the Encroachment Licence application is to legitimise the applicant's occupation of road reserve.

Council Resolution

Cr Johnston)

Cr Carlson)

That having considered all matters raised in the report the Council approves the application for an Encroachment Licence from Don Searle subject to:

- a) An initial licence term of twenty (20) years.
- b) Right of renewal for a further ten (10) years.
- c) Payment of an annual Licence fee in accordance with Council's Fees and Charges and Encroachments on Road Reserve Policy.
- d) The recommendation being subject to the licensee meeting all conditions of the Encroachment Licence.
 - i) Draft of the Encroachment Licence (refer Appendix 1).
 - ii) Site plan of the proposed Licence Area (refer Appendix 2).

Carried

THREE WATERS RENEWALS FORECASTING REPORT AND PEER REVIEW

ECM8343942

This report informs the Council of the outcome of work undertaken by the infrastructure management team to forecast the funding requirements for three waters assets for the next 10 years and the outcome of the associated peer review of this work.

Council Resolution

Mayor Holdom)

Cr Hitchcock)

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

Carried

INFRASTRUCTURE TERM SERVICES CONTRACT – YEAR 1

ECM8349976

The purpose of this report is to inform Council of the performance of the Infrastructure Term Service Contract on the first year of delivery.

Council Resolution

Cr Bedford)

Cr Bennett)

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

Carried

AMENDMENTS TO COMMITTEE TERMS OF REFERENCE

ECM8310415

The matter for consideration by the Council is amendment to Committee Terms of Reference.

Council Resolution

Mayor Holdom)

Cr Bublitz)

That having considered all matters raised in the report the Council amend Committee Terms of Reference as follows:

a) Strategic Projects Committee

i) The purpose of the Committee is to:

a) Identify:

- Strategic projects in the existing work programme
- Strategic projects within the LTP requiring further planning and development work.

b) Monitor:

- Delivery of Council's strategic projects
- Development of planning for strategic projects

c) Refer matters to the Finance, Audit and Risk Committee for comment where considered appropriate.

d) Consider and make recommendations to Council regarding new strategic projects not included in the Annual Plan or the Long-Term Plan for that current year.

ii) List the following projects as "Current Strategic Projects"

- Inglewood water upgrade
- New reservoirs
- Pukekura Park desilting
- Thermal dryer
- Waitara to Bell Block Pathway
- Kaitake Trail – Te Ara a Ruhihiweratini
- CBD Strategy

- Multipurpose Hub
- Community Libraries Development
- Climate Action Framework
- Port Taranaki Marina feasibility
- Te Kohia Pā

b) Strategy and Operations Committee

Delete the delegation relating to approval of the Local Governance Statement required under the Local Government Act 2002 as the Council has previously delegated this authority to Council officers.

c) Te Huinga Taumatua

Include under “matters within the delegated authority of the Committee include, but are not limited to:”

- Determination of applications over \$10,000 under the *Manaaki Urupā Grant Policy*.
- Approval of the final Concept Plan for Te Kohia Pā.

d) Rewa Rewa Agreement Working Party

Adopt the Terms of Reference set out in Appendix 2 (ECM8264489).

Carried

THERMAL DRYING FACILITY UPDATED BUSINESS CASE AND CROWN INFRASTRUCTURE FUNDING

ECM9303140

The matter for consideration by the Council is the updated business case for the replacement of the Thermal Drying Facility at the New Plymouth wastewater treatment plant and the associated Crown Infrastructure Partners stimulus funding.

Mayor Holdom)
Cr Pearce)

That having considered all matters raised in the report Council:

- Note the updated business case, including the additions to the scope of the project;
- Endorse the preferred option to replace the existing thermal drying facility with a new thermal dryer that will operate on a natural gas and Hydrogen blended fuel,

- c) Approve a budget of up to \$43 million, including \$6 million of contingency, subject to Crown Infrastructure Partners grant funding of \$37 million.
- d) Authorises the Chief Executive, or his delegate, to enter into the funding agreement with Crown Infrastructure Partners.

Carried

EXCLUSION OF THE PUBLIC FOR THE REMAINDER OF THE MEETING

ECM8381201

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

Council Resolution

Mayor Holdom)
Cr Brown)

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) Software Project Funding –
The withholding of the information is necessary to enable the Council to carry out, without prejudice or disadvantage, negotiations. This particular interest being protected by section 7(2)(i) of the Act.
- b) Waitara Perpetual Community Fund – Appointment of Fully Outsourced Agent
The withholding of the information is necessary to:
 - i) Enable the Council to carry out, without prejudice or disadvantage, negotiations. This particular interest being protected by section 7(2)(i) of the Act; and
 - ii) Protect information which is subject to an obligation of confidence, where the making available of the information would be likely otherwise to damage the public interest. This particular interest being protected by section 7(2)(ii) of the Act.
- c) Appointment of PIF Guardians
The withholding of the information is necessary to protect the privacy of natural persons. This particular interest being protected by section 7(2)(a) of the Act.

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

Carried