

MINUTES OF COUNCIL MEETING

File Reference: ECM 8361951

Meeting Date: Tuesday 1 September 2020 at 1pm

Venue: Civic Centre, Liardet Street, New Plymouth.

Members Present:

Mayor Neil Holdom, Councillors Tony Bedford, Sam Bennett, Gordon Brown, David Bublitz (via Zoom until the conclusion of Tab 3), Anneka Carlson, Murray Chong (until the conclusion of Tab 8), Amanda Clinton-Gohdes, Harry Duynhoven, Richard Handley, Stacey Hitchcock, Colin Johnston, Richard Jordan, Dinnie Moeahu and Marie Pearce

Non Members Present:

Community Board Chairpersons Doug Hislop (Kaitake), Mel Cook (Inglewood) and Jonathan Marshall (Waitara) and Te Huinga Taumatua Co-Chair Howie Tamati.

Staff in Attendance:

Kelvin Wright, Teresa Turner, David Langford, Craig Stevenson, Julie Straka, Charles Woollin, Rowan Betts, Liam Hodgetts, Kathryn Scown, Joy Buckingham, Gaye Batty, Renee Davies, Jacqueline Baker and Karen Johns.

Karakia

Mayor Holdom opened the meeting with a Karakia.

Public Forum

- Frank Kerlake
- Steve Waite
- Jim Wilson

Deputation

- Kyle Still

COUNCIL MINUTES

Council Resolution

Cr Handley)

Cr Duynhoven)

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:

21 July 2020

18 August 2020 (Extraordinary)

Carried

COMMITTEE RECOMMENDATIONS

Council Resolution

Cr Handley)

Cr Duynhoven)

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 (28 July 2020)

Te Huinga Taumatua (18 August 2020)

Finance, Audit and Risk (25 August 2020)

Te Huinga Taumatua (Extraordinary) (25 August 2020)

Carried

STRATEGY AND OPERATIONS COMMITTEE (Decisions Made Under Delegated Authority)

28 July 2020

File Reference: 8339235

Members present

Councillors Stacey Hitchcock (Chairperson), Richard Handley (Deputy); Mayor Neil Holdom (Via Zoom), Councillors Richard Jordan, Tony Bedford, Sam Bennett, Gordon Brown, David Bublitz, Aneka Carlson, Amanda Clinton-Gohdes, Harry Duynhoven, Colin Johnston, Dinnie Moeahu, Marie Pearce and Matua Howie Tamati

Apologies

Councillor Murray Chong

Non-members present

Doug Hislop (Chairman - Kaitake Community Board) and Andrew Larsen (Member – Waitara Community Board)

Deputations

Jane Allan (On behalf of BodyBalance Group) – Lepperton Hall Update

Resolutions made under delegated authority

1. Proposed Amendments to the Freedom Camping Bylaw Following the 2019/20 Temporary Prohibitions at Corbett Park, Battiscombe Terrace and Tongaporutu

ECM8318373

The matter for consideration by the Council is the adoption of a Statement of Proposal (SOP) on proposed amendments to the Freedom Camping Bylaw (the Bylaw). The SOP would provide for consultation on whether the 2019/20 temporary prohibitions at Corbett Park, Battiscombe Terrace, and Tongaporutu should be adopted as permanent prohibited freedom camping areas within the Bylaw.

Strategy and Operations Committee Resolution:

Cr Carlson)

Cr Clinton-Gohdes)

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

- a) Adopt the Statement of Proposal for Special Consultative Procedure on proposed amendments to the Freedom Camping Bylaw.
- b) Note that the consultation on the amended Freedom Camping Bylaw will be undertaken from 1 August to 4 September.

Carried

2. Amendments to Parking Controls

ECM8318579

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

Strategy and Operations Committee Resolution:

Cr Handley)

Cr Bennett)

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 Broadmore Street & Tasman Street, New Plymouth

- Create a section of no-stopping on the north side of Broadmore Street from 64.0m to 80.1m (16.1m) measured in an easterly direction from the prolongation of the east kerb of Drake Street.
- Create a section of no-stopping on the west side of Tasman Street from 23.1m to 31.9m (8.8m) measured in a southerly direction from the prolongation of the west kerb of Broadmore Street.
- Revoke a section of no-stopping on the east side of Tasman Street from 22.1m to 32.7m (10.6m) measured in a southerly direction from the prolongation of the south kerb of Broadmore Street.

Item 2 Devon-street East, New Plymouth

- Remove a time restricted on-street parking space (P60) on the north side of Devon-street East from 94.7m to 100.2m (5.5m) measured in an easterly direction from the prolongation of the east kerb of Nobs Line.
- Create a time restricted (P5) loading zone on the north side of Devon-street East from 94.7m to 100.2m (5.5m) measured in an easterly direction from the prolongation of the east kerb of Nobs Line.

Carried

TE HUINGA TAUMATUA
(Decisions Made Under Delegated Authority)

18 August 2020

File Reference: ECM835140

Members present

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

Non-members present

Councillors Stacey Hitchcock, Amanda Clinton-Gohdes, Harry Duynhoven, Richard Jordan, Sam Bennett, Tony Bedford, Richard Handley and Colin Johnston

Community Board Chairperson Doug Hislop (Kaitake)

Deputations

Hemi Sundgren spoke in relation to Item 1 (Naming of Roads – Fitzroy)

Resolutions made under delegated authority

1. Naming of Roads (Fitzroy)

ECM8320202

The matter for consideration by the Council is the naming of a new road as a result of subdivision at Record Street, New Plymouth.

Te Huinga Taumatua Resolution:

Cr Carlson)

Matua Tamati)

That the Committee recommend an alternative name for the road.

Carried

Te Huinga Taumatua Resolution:

Cr Bublitz)

Ms Tuuta)

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 road.

a) Road

i) Te Ara o Tu Te Ngara

Carried

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

25 August 2020

File Reference: 8359098

Members present

Councillor Richard Handley (Chairperson), Mayor Neil Holdom, Councillors Tony Bedford, Amanda Clinton-Gohdes, Stacey Hitchcock and Richard Jordan

Apologies

Ms Adrienne Young-Cooper (Deputy Chairperson)

Non-members present

Councillors Harry Duynhoven, Sam Bennett, Colin Johnston, David Bublitz, and Councillor Anneka Carlson (via Zoom); Howie Tamati (Co-Chair – Te Huinga Taumatua) (Te Kotahitanga o Te Atiawa); Jonathan Marshall (Waitara Community Board Chairperson) (via Zoom)

Resolutions made under delegated authority

1. Legal Compliance Summary August 2020

ECM8339915

This report provides a summary of the process used to demonstrate legal compliance by Council staff and what actions are being taken to address the non –compliances identified.

Finance, Audit and Risk Resolution:

Cr Bedford)

Cr Hitchcock)

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

Carried

2. Deep Dive of Council's Management of Risk Throughout its Supply Chain

ECM8339937

The purpose of this deep dive is to outline how Council has responded to the risk of unintentionally procuring goods and/or services from those who use exploitative labour and/or poor environmental practices.

Finance, Audit and Risk Resolution:

Mayor Holdom)

Cr Clinton-Gohdes)

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

Carried

3. Internal Audit Update August 2020

ECM8339930

This report provides an update of internal audit activities since the last update at the May 2020 meeting of the Finance, Audit and Risk Committee.

Finance, Audit and Risk Resolution:

Cr Handley)

Cr Clinton-Gohdes)

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

Carried

4. Reserves as at 30 June 2020

ECM8336151

This report is to provide a descriptive summary of the function, purpose and balances of Council Reserves as at 30 June 2020.

Finance, Audit and Risk Resolution:

Cr Jordan)

Mayor Holdom)

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

Carried

5. Sensitive Expenditure Report to 30 June 2020

ECM8336882

This report presents elected member sensitive expenditure for the period November 2019 to 30 June 2020. This covers the period since the 2019 triennial election.

Finance, Audit and Risk Resolution:

Mayor Holdom)

Cr Handley)

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

Carried

COUNCIL RESOLUTIONS

Tab 6 was heard at this juncture

CENTRAL CITY STREET TREES

ECM8356194

The matter for consideration by the Council is the proposed removal and replacement strategies for the Italian Alder street trees in the Central City.

A motion was moved at the Council meeting

Mayor Holdom)

Cr Brown)

That having considered all matters raised in the report, Council remove the alder trees and replace them with suitable alternatives at the same time as the new CBD strategy is implemented and, as an interim measure, also undertake to remove half (30 trees) of the alder trees (trimmed to ground level) during the 20/21 financial year with the installation of the

Council's seasonal planter boxes to cover the tree stumps to improve visual amenity and address the safety hazard, with any further work to be determined by the CBD Strategy.

A Division was called (ECM8361927):

Those voting for the motion were Crs Brown, Handley, Hitchcock, Moeahu and Mayor Holdom.

Those voting against the motion were Crs Bedford, Bennett, Carlson, Chong, Clinton-Gohdes, Duynhoven, Johnston, Jordan and Pearce.

Cr Bublitz did not participate in the division.

The motion was Lost.

Council Resolution

Cr Carlson)

Cr Duynhoven)

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

- a) Agrees to the removal of the Italian Alder street trees within the Central City.
- b) Notes that the timing of the tree removal and any associated reinstatement will be undertaken in conjunction with implementation of the CBD Strategy, subject to finding in the Long Term Plan 2021.
- c) Approves a budget of up to \$30k to undertake a major pruning of the tree canopies as an interim measure.

A Division was called (ECM8361926):

Those voting for the motion were Crs Brown, Bublitz, Carlson, Clinton-Gohdes, Duynhoven, Handley, Hitchcock, Johnston, Pearce and Mayor Holdom.

Those voting against the motion were Crs Bedford, Bennett, Chong, Jordan and Moeahu.

Carried

WAIWAKA STORMWATER CULVERT

ECM8305577

The matter for consideration by the Council is the approval of funding for the urgent renewal and repair of the storm water culvert at Waiwaka Terrace.

Council Resolution

Cr Handley)

Cr Carlson)

That having considered all matters raised in the report Council:

- a) Approve a budget of up to \$2.45M for the replacement and repair of the Waiwaka Terrace culvert and the adjoining 450mm diameter pipe.
- b) Notes that the renewal of culverts is included in the scope of the Term Maintenance Contract that NPDC has with Downer and that the work will be delivered via this contract.

- c) Notes that the budget may be increased by up to a further \$170k under authority delegated to the Chief Executive if the risk that it is not possible to extract the temporary sheet piling eventuates.

Carried

DIRECTOR APPOINTMENTS AND REMUNERATION POLICY REVIEW

ECM8319399

The matter for consideration by the Council is a review of the New Plymouth District Council (NPDC) Appointment and Remuneration of Directors of Council Organisations Policy and the adoption of a revised policy.

Council Resolution

Cr Clinton-Gohdes)
Mayor Holdom)

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

- a) Adopt the NPDC Appointment and Remuneration of Directors of Council Organisations Policy in Appendix One, subject to:

- i) the following amendments to the Diversity and Inclusion section:

Diversity and Inclusion

NPDC values diversity and inclusion and the benefits these bring to our council organisations. Diversity promotes the inclusion of different perspectives and ideas, mitigates against group think and improves oversight, decision-making and governance on behalf of the community we serve.

NPDC is also committed to fostering an inclusive culture based on merit and free of conscious or unconscious bias.

NPDC will have due regard to both diversity and inclusion when appointing directors. For the purposes of this policy, diversity includes differences including but not limited to gender and ethnicity as well as differences in background, skills, work styles, perspectives and experience."

- ii) Adding the following clause under the Selection panel heading:

- d) An iwi nominated representative confirmed by the Mayor and Chief and Executive.

- b) Revoke Policy P03-006 Appointment and Remuneration of Directors of Council Organisations.

Carried

Cr Bublitz left the meeting at this juncture.

APPROVAL OF CHARTER FOR HMNZS AOTEAROA

ECM8308941

The matter for consideration by the Council is approval of a Charter for the HMNZS AOTEAROA.

Council Resolution

Mayor Holdom)

Cr Duynhoven)

That having considered all matters raised in the report the Council approve a Charter for the HMNZS Aotearoa.

A Division was called (ECM8361927):

Those voting for the motion were Crs Bedford, Bennett, Brown, Chong, Duynhoven, Handley, Hitchcock, Johnston, Jordan, Moeahu, Pearce and His Worship the Mayor.

Those voting against the motion were Crs Carlson and Clinton-Gohdes.

Carried

MEETING CYCLE FOR 2021

ECM8305288

The matter for consideration by the Council is the adoption of ordinary meetings for Council, Committees and Community Boards for 2021.

Council Resolution

Mayor Holdom)

Cr Bedford)

That, having considered all matters raised in the report, the following meeting schedule be adopted:

	Strategy and Operations	Comm Bds	Te Huinga Taumatua	Finance, Audit & Risk	CCOs Committee	Strategic Projects	Council
January	26						
February		4-9	16	23		24	
March	9	18-23	30		31		2
April	20	29-30		6			13
May		3-4	11	18			25
June	1	10-15	22	29	23	16	
July	13	22-27					6
August	24		3	10			17
September		2-7	14	21	15	8	28
October	5	14-19	26				
November	16	25-30		2			9

December			7	14	8	1	21
----------	--	--	---	----	---	---	----

Carried

UPDATE TO COUNCIL'S DELEGATIONS REGISTER

ECM8340473

The matter for consideration by the Council is updating the Council's Delegation Register to ensure that the delegations are current and delegated to the appropriate level.

The report recommends that the Council delegates its powers and duties to specified Council officers, as set out in this report, to ensure that the Council officers have the necessary authority to undertake the functions, powers, or duties on behalf of the Council.

Council Resolution

Cr Handley

Cr Carlson

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

- a) delegates the powers and duties under the sections set out in the Appendices of the attached Schedule, to the specified Council officers;
- b) delegates all powers and duties currently delegated to the Council's "District Planning Lead" in the Council's Delegations Register* to the new position of "Manager Planning";
- c) delegates all powers and duties currently delegated to the Council's "Senior Planning Adviser" in the Council's Delegations Register* to the new position of "District Plan Programme Coordinator";
- d) directs that the Council's Delegations Register* be updated accordingly.

(*available at: <http://delegations.npdc.nz/>)

Carried

DLC COMMISSIONERS DEPUTY CHAIRPERSON AND LIST MEMBER APPOINTMENTS

ECM8324209

The matter for consideration by the Council is appointment of a deputy Chairperson and commencement of a recruitment process for two District Licensing Commissioners and additional District Licensing Committee members.

Council Resolution

Cr Brown)

Cr Duynhoven)

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

- a) Delegate authority to the Mayor to appoint a Councillor as Deputy Chairperson of the District Licensing Committee.

- b) Commence a recruitment process for the appointment of two District Licensing Commissioners.
- c) Determine that once appointed, the Commissioners rotate the role of District Licensing Committee Chairperson on a monthly basis.
- d) Note that recruitment for additional District Licensing Committee members will commence shortly.

Carried

EXCLUSION OF THE PUBLIC FROM THE REMAINDER OF THE MEETING

ECM8345278

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 Johnston)

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) 2020 District Citizens' Awards
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

Cr Chong left the meeting at this juncture.