

## MINUTES OF COUNCIL MEETING

**File Reference:** ECM8021627  
**Meeting Date:** Tuesday, 21 May 2019 at 3.30pm  
**Venue:** Civic Centre, Liardet Street, New Plymouth  
**Members Present:** Mayor Neil Holdom, Councillors Shaun Biesiek, Gordon Brown, Murray Chong, Stacey Hitchcock, Colin Johnston, Richard Jordan, John McLeod, Alan Melody, Mike Merrick, Marie Pearce, and John Williams

### Apologies:

Councillors Richard Handley, Harry Duynhoven and Roy Weaver

### Non Members Present:

Community Board Chairpersons: Doug Hislop (Kaitake)

### Staff in Attendance:

Craig Stevenson, Nadia Phillips, Jacqueline Baker, Julie Straka, Liam Hodgetts, Kelvin Wright, Joy Buckingham, Alison Trustrum-Rainey, Shawn Scott, Mitchell Dyer, David Langford, Greg Stephens, Teresa Turner, Richard Mowforth, Juliet Johnson, Callum Williamson, Morgan Harrison, Cheryl McGrath, Katrina Brunton, Kate Keegan, Charles Woollin; Ian Baker

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## Apologies

### Council Resolution:

Cr Hitchcock )

Cr Pearce )

That the apologies for absences from Councillors Richard Handley, Harry Duynhoven and Roy Weaver be received.

Carried

## Conflicts of Interest

- Councillor Alan Melody – *New Plymouth District Plan: Hareb Investments Limited Private Plan Change Request (Tab 1.3)*
- Mayor Neil Holdom and Councillor Stacey Hitchcock – *Funding of New Plymouth Mountain Bikers Pump Track Weatherproofing (Tab 4)*

## Submissions

### *Review of On-Street Dining Policy & Guidelines Report*

- Michelle Brennan (BARA) – Taranaki Chamber of Commerce

## Public Forum

- Howie Tamati (Chief Executive, Sport Taranaki) – Sport Taranaki Activity Update

Cr Brown acknowledged Mr Tamati's contribution to the community through his role as Chief Executive for Sport Taranaki for the past 25 years. The Council rose and endorsed Cr Brown's comments with acclamation.

## Deputation

- **Hamish Neale** (President, New Plymouth Mountain Bikers) – (Tab 4): Funding of New Plymouth Mountain Bikers Pump Track Weatherproofing

## Acknowledgements

Mayor Holdom acknowledged the passing of Pat Wells. Ms Wells served as the Clifton Community Board Chairperson from 1989 – 2004, and councillor from 1992-1995. The Council stood for a moment's silence.

## Minutes

### Council Resolution:

Cr Jordan     )

Cr Biesiek    )

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:

9 April 2019

Carried

*At the Council meeting, Cr McLeod abstained from voting. Councillor Merrick was out of the room during voting on the preceding motion.*

## Committee Minutes

### Council Resolution:

Cr Jordan     )

Cr Hitchcock )

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 7 May 2019

Performance Committee 8 May 2019

Carried

*Cr Merrick was out of the room during voting on the preceding item.*

*Cr Merrick returned to the room at this juncture.*

## Decisions from the Planning Committee

File Reference: ECM8003285  
Meeting Date: Tuesday, 7 May 2019 at 3.30pm  
Venue: Council Chamber  
Members Present: Councillor Roy Weaver (Chairperson); Mayor Neil Holdom, Councillors Shaun Biesiek, Stacey Hitchcock, Richard Handley, Alan Melody; Mike Merrick

Apology: Councillor Murray Chong

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

Community Board Chairpersons: Andrew Larsen (Clifton); Ken Bedford (Kaitake)

Staff in Attendance: Craig Stevenson, Jacqueline Baker, Julie Straka, Juliet Johnson, David Langford, Teresa Turner, Liam Hodgetts, Greg Stephens, Kelvin Wright, Ian Baker; Charles Woollin

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## Apologies

### Planning Committee Resolution:

Cr Biesiek )

Mayor Holdom )

That the apology for absence from Cr Murray Chong be received.

Carried

## Minutes

### Planning Committee Resolution:

Cr Hitchcock )

Cr Melody )

That the minutes of the Planning Committee meeting (26 March 2019) and the proceedings of the said meeting, as previously circulated, be taken as read and confirmed as a true and accurate record.

Carried

## Decisions from the Performance Committee

File Reference: ECM8005320  
Meeting Date: Wednesday, 8 May 2019 at 3.30pm  
Venue: Council Chamber  
Members Present: Councillor Richard Jordan (Chairperson); Mayor Neil Holdom, Councillors Marie Pearce, Gordon Brown, Harry Duynhoven (until 4.13pm), Colin Johnston, John McLeod; John Williams

Non-members Present: Councillors Alan Melody, Roy Weaver; Stacey Hitchcock

Venture Taranaki Representatives: Justine Gilliland, Robin Brockie, Michelle Jordan, Vicki Fairley; Anne Probert

Papa Rererangi i Puketapu Representatives: Wayne Wootton; Philip Corey-Wright

Staff in Attendance: Nadia Phillips, Craig Stevenson, Julie Straka, Alison Trustrum-Rainey, Liam Hodgetts, Kelvin Wright, Charles Woollin, Joy Buckingham, Katrina Brunton, David Langford, Teresa Turner, Mitchell Dyer, Jeremy Wichman; Ian Baker

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## **Minutes**

### Performance Committee Resolution:

Cr Pearce )

Cr Brown )

That the minutes of the Performance Committee meeting (27 March 2019) and the proceedings of the said meeting, as previously circulated, be taken as read and confirmed as a true and accurate record.

Carried

## **1. Amendments to Parking Controls**

ECM7967919

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

### Performance 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:

#### *1. Clawton Street, New Plymouth*

- Prohibit parking on the north side of Clawton Street from 6.8m to 12.8m (6.0m) measured in a easterly direction from the prolongation of the west kerb of Trelawney Crescent.

#### *2. Devon Street East and Nobs Line, New Plymouth*

- Revoke a restricted (P60) parking space on the north side of Devon Street East from 12.1m – 17.9m (5.8m) measured in a westerly direction from the prolongation of the west kerb of Nobs Line.
- Create a restricted (P10) parking space on the north side of Devon Street East from 12.1m – 17.9m (5.8m) measured in a westerly direction from the prolongation of the west kerb of Nobs Line.
- Revoke a restricted (P60) parking space on the south side of Devon Street East from 10.8m – 16.4m (5.6m) measured in a westerly direction from the prolongation of the west kerb of Nobs Line.
- Create a restricted (P10) parking space on the south side of Devon Street East from 10.8m – 16.4m (5.6m) measured in a westerly direction from the prolongation of the west kerb of Nobs Line.
- Create two restricted (P120) parking spaces on the west side of Nobs Line from 9.4m – 19.8m (10.4m) measured in a northerly direction from the prolongation of the north kerb of Devon Street East.

3. *Devon Street West (SH45), New Plymouth*
  - Prohibit parking on the north side of Devon Street West from 22.9m to 26.9m (4.0m) measured in a westerly direction from the prolongation of the west kerb of Stuart Place.
4. *Hickford Park, New Plymouth*
  - Change an unrestricted carpark to a restricted parking space (mobility parking) adjacent to the planned Public Toilet facilities.
5. *Lyn Street, New Plymouth*
  - Create two restricted (P120) parking spaces on the east side of Lyn Street from 9.1m to 22.1m (13.0m) measured in a southerly direction from the prolongation of the south kerb of Lorna Street.
6. *Nevada Drive, New Plymouth*
  - Prohibit parking on the south side of Nevada Drive from 42.5m to 46.8m (4.3m) measured in a easterly direction from the prolongation of the east kerb of Awanui Street.
7. *Sanders Avenue, New Plymouth*
  - Create two restricted (P2, 8.30am – 9.00am and 2.45pm – 3.15pm School Days Only) parking spaces on the east side of Sanders Avenue from 50.4m – 62.2m (11.8m) measured in a northerly direction from the prolongation of the north kerb of Clawton Street.
8. *St Aubyn Street, New Plymouth*
  - Prohibit parking on the north side of St Aubyn Street from 84.8m to 88.7m (3.9m) measured in an easterly direction from the prolongation of the east kerb of Rainsford Street.
9. *Vivian Street, New Plymouth*
  - Remove a restricted (P120) parking space on the south side of Vivian Street (SH3) from 14.3m – 19.6m (5.3m) measured in an easterly direction from the prolongation of the east kerb of Robe Street.
10. *Whitcombe Street, Lepperton*
  - Prohibit parking on the south side of Whitcombe Street from 69.0m to 80.4m (11.4m) measured in a westerly direction from the prolongation of the west kerb of Richmond Road.

Carried

## 2. Award of Term Maintenance Contract Under Delegated Authority

ECM7968852

This report informs the Council of the Term Maintenance Contract which the Council has entered into under authority delegated to the Chief Executive.

### Performance Committee Resolution:

Cr Jordan )

Cr Pearce )

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

Carried

## Recommendations from the Planning Committee

File Reference: ECM8003285

Meeting Date: Tuesday, 7 May 2019 at 3.30pm

Venue: Council Chamber

Members Present: Councillor Roy Weaver (Chairperson); Mayor Neil Holdom, Councillors Shaun Biesiek, Stacey Hitchcock, Richard Handley, Alan Melody; Mike Merrick

Apology: Councillor Murray Chong

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

Community Board Chairpersons: Andrew Larsen (Clifton); Ken Bedford (Kaitake)

Staff in Attendance: Craig Stevenson, Jacqueline Baker, Julie Straka, Juliet Johnson, David Langford, Teresa Turner, Liam Hodgetts, Greg Stephens, Kelvin Wright, Ian Baker; Charles Woollin

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## 1. Adoption of Schedule of Fees and Charges for 2019/20

ECM7963527

The matter for consideration by the Council is the adoption of the Schedule of Fees and Charges for 2019/20.

### Planning Committee Recommendation:

Cr Handley )

Cr Melody )

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

- a) Note that the draft Schedule of Fees and Charges for 2019/20 was considered on 12 February 2019 and it was determined that the changes proposed were not significant and did not require consultation prior to adoption.
- b) Note that in addition to adjustments for inflation where required, there were a number of updates to the Schedule of Fees and Charges for 2019/20 as outlined in the 12 February 2019 report.
- c) Adopts the final Schedule of Fees and Charges for 2019/20 as provided for in Appendix One.

*At the Planning Committee meeting, Cr Biesiek requested that his vote against the preceding motion be recorded.*

Council Resolution:

Cr Biesiek     )  
Cr Brown       )

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

- a) Note that the draft Schedule of Fees and Charges for 2019/20 was considered on 12 February 2019 and it was determined that the changes proposed were not significant and did not require consultation prior to adoption.
- b) Note that in addition to adjustments for inflation where required, there were a number of updates to the Schedule of Fees and Charges for 2019/20 as outlined in the 12 February 2019 report.
- c) Adopts the final Schedule of Fees and Charges for 2019/20 as provided for in Appendix One, subject to the TSB Stadium hire rates being amended to provide a 60% discount for 65yr+ groups.

*A division was called (ECM8017166)*

*Those voting for the motion were Crs Biesiek, Brown, Chong, Hitchcock, Johnston, Melody, Pearce, Williams; His Worship the Mayor.*

*Those voting against the motion were Crs Jordan, McLeod; Merrick.*

**2. Adoption of Annual Plan 2019/20 and Setting of Rates**

ECM7956557

The matter for consideration by the Council is adoption of the Annual Plan 2019/20 (as the second year of the Long-Term Plan 2018-28) and to then set rates for the 2019/20 financial year.

Planning Committee Recommendation:

Mayor Holdom     )  
Cr Hitchcock       )

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

- a) Note the minor refinements made to the Annual Plan 2019/20 outlined in the report since the contents of the Annual Plan was agreed to on 12 February 2019
- b) Notes the Annual Plan 2019/20 has a rates requirement increase of 4.60 per cent, resulting in the average residential rate increasing 3.82 per cent (or \$1.65 per week)
- c) Adopts the *Annual Plan 2019/20*

- d) Sets in accordance with the Local Government (Rating) Act 2002 (the Act) the rates for the financial year commencing on 1 July 2019 and ending on 30 June 2020 as follows:

Note: Goods and Services Tax

All rates below include Goods and Services Tax.

1. Uniform Annual General Charge

Pursuant to section 15 of the Act, a Uniform Annual General Charge of \$429.50 per Separately Used or Inhabited Part of a rateable Rating Unit.

2. General Rate

Pursuant to section 13 of the Act, a General Rate on all rateable land on the basis of land value and assessed differentially against each property group as described below at the rate of cents in the dollar:

Differential rates (cents per dollars of rateable value):

Group 1 - Commercial/Industrial	1.8423c
Group 2- Residential	0.4326c
Group 3 - Small Holdings	0.3028c
Group 4 - Farmland	0.2915c

3. Targeted Rates

3.1. Roading Targeted Rate

Pursuant to section 16 of the Act, a Targeted Rate for Roothing of \$130.00 per separately used or inhabited part of a rateable rating unit on all rateable land in the district.

3.2. Refuse Collection and Disposal Targeted Rate

Pursuant to section 16 of the Act, a Targeted Rate for Refuse Collection and Disposal (including kerbside recycling) of \$188.00 per separately used or inhabited part of a rating unit used as a household unit situated in defined areas of the New Plymouth District, in which the Council provides the service.

3.3. Sewage Treatment and Disposal Targeted Rate

Pursuant to section 16 of the Act, a Targeted Rate for Sewage Treatment and Disposal as:

- a) A fixed amount per separately used or inhabited part of a rating unit in respect of rating units (other than commercial and industrial rating units and schools) connected either directly or through a private drain to a public sewerage drain.

The amount per separately used or inhabited part of a rating unit is \$522.00 for 2019/20.

- b) An amount per water closet or urinal depending on the number in each rating unit for rating units used for commercial and industrial



uses (including schools) connected either directly or through a private drain to a public sewerage drain as shown below.

Sewage Treatment and Disposal, charges per water closet or urinal:

One to two	\$522.00
Three	\$437.00
Four	\$382.00
Five	\$332.01
Six to 10	\$297.00
11 to 15	\$277.00
16 to 20	\$267.00
21 or more	\$262.01

- c) A fixed amount for the Sewage Treatment and Disposal Part-Charge for Oakura at \$272.00 per separately used or inhabited part of a rating unit for rating units in the Oakura sewerage scheme area that have agreed to connect to the sewer pipe and have not done so.

#### 3.4. Water Supply Targeted Rate

- 3.4.1 Pursuant to section 16 of the Act, Targeted Rates for Water Supply as below:

(Connected and not-metered, and not restricted flow connections)

- a) A network fixed charge of \$36.80 per separately used or inhabited part of a rating unit, and
- b) A standardised consumption charge of \$295.75 per separately used or inhabited part of a rating unit.

(Connected and metered)

- c) A supply charge of \$36.80 per separately used or inhabited part of a rating unit.

- 3.4.2 Pursuant to sections 16 and 19 of the Act, a Targeted Rate for Water Supplied by Volume as below:

Standard rate for consumption up to 50,000m <sup>3</sup> ( per cubic metre)	\$1.31
Rate for consumption in excess of 50,000m <sup>3</sup> (per cubic metre) per annum*	\$1.33
Waitara Industrial untreated Water Supply (per cubic metre)	\$0.94
Restricted flow connections (per Water Supply as defined by Water, Wastewater	\$210.07

and Stormwater Services Bylaw, Part 14) –  
per 1m<sup>3</sup> unit per day

\* Large users are charged the standard water-by-meter rate to 50,000m<sup>3</sup> and the excess rate for amounts in excess of 50,000m<sup>3</sup>.

3.5. Swimming Pool Compliance Targeted Rate

Pursuant to section 16 of the Act, a Targeted Rate for Swimming Pool Compliance of \$48.52 per separately used or inhabited part of a rateable rating unit which has a swimming pool/spa pool.

3.6. New Plymouth District Council Home Heating Scheme

Pursuant to section 16 of the Act a Targeted Rate for NPDC Home Heating Scheme of 11.1 per cent of the service amount (the cost of installation and finance charges) per rating unit which has been granted funding assistance for the installation of a home heating product.

4. Due Dates and Penalties

4.1 Resolves that the Council's rates (except metered water) for the 2019/20 year (1 July 2019 to 30 June 2020) will become due and payable by four equal instalments on the following dates:

Instalment 1	1 August 2019
Instalment 2	1 November 2019
Instalment 3	1 February 2020
Instalment 4	1 May 2020

4.2 The Council will charge a penalty of 10 per cent on any part of each respective instalment that remains unpaid after the due date listed below. The date the penalty will be applied is:

Instalment 1 (penalty date)	28 August 2019
Instalment 2 (penalty date)	27 November 2019
Instalment 3 (penalty date)	26 February 2020
Instalment 4 (penalty date)	27 May 2020

4.3 In addition, the Council will charge a penalty of 10 per cent on any rates (except metered water) that were assessed in any previous financial years prior to 1 July 2019 and which remain unpaid on 1 July 2019. The penalty will be applied on 30 September 2019 and a further additional penalty of 10 per cent on any rates (except metered water) that were assessed in any previous financial years and which remain unpaid on 31 March 2020.

4.4 Resolves that the Council's rates for metered water will generally be invoiced on a quarterly basis. However, rating units may be invoiced

monthly if the unit has previously been invoiced monthly or who has notified the Council before 30 June 2019 to be invoiced monthly.

- 4.5 Resolves that the Council's rates for metered water for rating units invoiced on a quarterly basis for the 2019/20 year (1 July 2019 to 30 June 2020) will become due and payable by instalments on the following dates:

Instalment 1	27 November 2019
Instalment 2	26 February 2020
Instalment 3	27 May 2020
Instalment 4	26 August 2020

- 4.6 Resolves that the Council's rates for metered water for rating units invoiced on a monthly basis for the 2019/20 year (1 July 2019 to 30 June 2020) will become due and payable on the following dates:

Instalment 1	20 August 2019
Instalment 2	20 September 2019
Instalment 3	21 October 2019
Instalment 4	20 November 2019
Instalment 5	20 December 2019
Instalment 6	20 January 2020
Instalment 7	20 February 2020
Instalment 8	20 March 2020
Instalment 9	20 April 2020
Instalment 10	20 May 2020
Instalment 11	22 June 2020
Instalment 12	20 July 2020

Carried

*At the Planning Committee meeting, Cr Biesiek requested that his vote against the preceding motion be recorded.*

Council Resolution:

Cr Jordon )

Cr Hitchcock )

That the Planning Committee recommendation, relating to Adoption of Annual Plan 2019/20 and Setting of Rates, be adopted.

Carried

**3. New Plymouth District Plan: Hareb Investments Limited Private Plan Change Request**

ECM7967637

The matter for consideration by the Council is whether to accept the request to publicly notify a private plan change received from Hareb Investments Limited. The request proposes to rezone land on the south-western side of Waitara from Rural Environment Area (with Future Urban Development overlay) to Residential A Environment Area and Open Space. The request also introduces a Structure Plan and new provisions to manage subdivision and development for this land.

Planning Committee Recommendation:

Cr Biesiek )

Cr Merrick )

That, having considered all matters raised in the report:

- a) Pursuant to Clause 25(2) (b) of Schedule 1 of the Resource Management Act 1991, the Council accept the proposed plan change request in Appendix 1 and publicly notify the request in accordance with Clause 26 of Schedule 1 of the Resource Management Act 1991.
- b) The Council notes that the acceptance of the plan change request and a decision to proceed to notification of the request is procedural only, and does not fetter the Council's ability to consider the merits of the request at a later stage.

Carried

Council Resolution:

Mayor Holdom )

Cr Johnston )

That the Planning Committee recommendation, relating to New Plymouth District Plan: Hareb Investments Limited Private Plan Change Request, be adopted.

Carried

*Having declared a conflict of interest, Cr Melody retired from the table and took no part in discussion or voting on the preceding item.*

*Cr Melody returned to the table at the conclusion of the debate.*

**4. Procurement Policy Review**

ECM7970971

The matter for consideration by the Council is revoking the Council's current Procurement Policy and adoption of a proposed Policy.

Planning Committee Recommendation:

Mayor Holdom )

Cr Hitchcock )

That, having considered all matters raised in the report the matter be uplifted from the table and the Council:

- a) Revoke Procurement Policy P08-005
- b) Adopt the New Plymouth District Council Procurement Policy 2019.

Carried

Council Resolution:

Cr Hitchcock )

Cr Biesiek )

That the Planning Committee recommendation, relating to Procurement Policy Review, be adopted.

Carried

**5. Taranaki Racing Incorporated Request for an Amendment to the New Plymouth Recreation and Racecourse Reserve Act 1999**

ECM7809467

The matter for consideration by the Council is the request from Taranaki Racing Incorporated (TRI) for the Council to promote a local bill. TRI's proposal is to amend the New Plymouth Recreation and Racecourse Reserve Act 1999 to permit TRI to assume the rights provided to the Taranaki Jockey Club Incorporated under that Act. Having considered the relevant options, officers instead recommend issuing a lease under the Reserves Act 1977 as this is the quickest and most practical solution to providing TRI with a secure long-term lease.

Planning Committee Recommendation:

Mayor Holdom )

Cr Merrick )

That the matter lay on the table, and Council instruct staff to undertake informal community consultation, seeking public feedback, while we await a response from the Minister of Racing.

Carried

*At the Planning Committee meeting, Cr Handley left the room during discussion on the preceding item and prior to the vote being taken.*

*Committee Adviser's note*

Council did not consider this matter and considered it to be left on the table at the Planning Committee meeting.

## Recommendations from the Performance Committee

File Reference: ECM8005320  
Meeting Date: Wednesday, 8 May 2019 at 3.30pm  
Venue: Council Chamber  
Members Present: Councillor Richard Jordan (Chairperson); Mayor Neil Holdom, Councillors Marie Pearce, Gordon Brown, Harry Duynhoven (until 4.13pm), Colin Johnston, John McLeod; John Williams

Non-members Present: Councillors Alan Melody, Roy Weaver; Stacey Hitchcock

Venture Taranaki Representatives: Justine Gilliland, Robin Brockie, Michelle Jordan, Vicki Fairley; Anne Probert

Papa Rererangi I Puketapu Representatives: Wayne Wootton; Philip Corey-Wright

Staff in Attendance: Nadia Phillips, Craig Stevenson, Julie Straka, Alison Trustrum-Rainey, Liam Hodgetts, Kelvin Wright, Charles Woollin, Joy Buckingham, Katrina Brunton, David Langford, Teresa Turner, Mitchell Dyer, Jeremy Wichman; Ian Baker

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### 1. Venture Taranaki Trust Quarter Three 2018/19 Report

ECM7987828

The purpose of this report is to present the Venture Taranaki Trust (VTT) Quarter Three Report, for the period 1 January to 31 March 2019, to the Council.

Performance Committee Recommendation:

Mayor Holdom )

Cr Brown )

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

Carried

Council Resolution:

Cr Melody )

Cr Pearce )

That the Performance Committee recommendation, relating to the Venture Taranaki Trust Quarter Three 2018/19 Report, be adopted

Carried

### 2. Venture Taranaki Trust Draft Statement of Intent for the Year to 30 June 2020

ECM7962624

The purpose of this report is to present the draft Venture Taranaki Trust Statement of Intent for the year to 30 June 2020 to Council for noting.

Performance Committee Recommendation:

Cr Duynhoven )

Cr Williams )

That, having considered all matters raised in the report, the Venture Taranaki Trust Draft Statement of Intent for the year to 30 June 2020 be noted.

Carried

*Cr McLeod abstained from voting on the preceding item.*

Council Resolution:

Cr Brown )

Cr Williams )

That the Performance Committee recommendation, relating to the Venture Taranaki Trust Draft Statement of Intent for the Year to 30 June 2020, be adopted

Carried

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

**3. Papa Rererangi I Puketapu Ltd – Quarterly Report to 31 March 2019**

ECM7994174

The purpose of this report is to present the Papa Rererangi I Puketapu Ltd quarterly report for the nine months ending 31 March 2019.

Performance Committee Recommendation:

Cr Duynhoven )

Cr Pearce )

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

Carried

Council Resolution:

Cr Johnston )

Cr Pearce )

That the Performance Committee recommendation, relating to the Papa Rererangi I Puketapu Ltd – Quarterly Report to 31 March 2019, be adopted.

Carried

**4. Papa Rererangi I Puketapu Ltd – Statement of Intent for the Year to 30 June 2020**

ECM7995607

Committee to note Papa Rererangi I Puketapu Limited's Statement of Intent for the year ending 30 June 2020.

Performance Committee Recommendation:

Cr Pearce )

Mayor Holdom )

That, having considered all matters raised in the report, Papa Rererangi I Puketapu Limited's Statement of Intent for the year to 30 June 2020 be noted.

Carried

*Cr Duynhoven left the meeting at 4.13pm, part-way through the discussion on the preceding item.*

Council Resolution:

Mayor Holdom )

Cr Biesiek )

That the Performance Committee recommendation, relating to the Papa Rererangi I Puketapu Ltd – Statement of Intent for the Year to 30 June 2020, be adopted.

Carried

**5. New Plymouth PIF Guardians Limited – Draft Statement of Intent for the Year Ending 30 June 2020**

ECM7961757

Committee to note New Plymouth PIF Guardian Limited's draft Statement of Intent for the year ending 30 June 2020.

Performance Committee Recommendation:

Mayor Holdom )

Cr Johnston )

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

Carried

Council Resolution:

Cr Pearce )

Cr Brown )

That the Performance Committee recommendation, relating to the New Plymouth PIF Guardians Limited – Draft Statement of Intent for the Year Ending 30 June 2020, be adopted.

Carried

**6. Forestry Joint Ventures - Draft Statement of Intent for the Year Ending 30 June 2020**

ECM7961750

Committee to note the draft Statement of Intent for the Council's two forestry joint ventures for the year to 30 June 2020.

Performance Committee Recommendation:

Cr Brown )

Cr Pearce )

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

Carried

Council Resolution:

Cr Pearce )

Cr Johnston )

That the Performance Committee recommendation, relating to the Forestry Joint Ventures – Draft Statement of Intent for the Year Ending 30 June 2020, be adopted.

Carried

**7. NPDC Performance Report for Period 1 July 2018 to 31 March 2019**

ECM7971384

The purpose of this report is to advise of the Council's performance for the period 1 July 2018 to 31 March 2019 of the 2018/19 financial year.

Performance Committee Recommendation:

Cr Pearce )

Cr Johnston )

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

Carried



Council Resolution:

Mayor Holdom )

Cr Williams )

That the Performance Committee recommendation, relating to the NPDC Performance Report for the Period 1 July 2018 to 31 March 2019, be adopted.

Carried

**8. Road Stopping and Disposal to Adjoining Owner – 101 Seaview Road, New Plymouth**

ECM79675374

The matter for consideration by the Council is an application to stop a section of unformed road under the Public Works Act 1981. It is proposed that once stopped, the land of approximately 1147m<sup>2</sup> (subject to survey) be sold to the applicant at the independently assessed market value of \$18,000 (including GST if any).

Performance Committee Recommendation:

Cr Pearce )

Cr Williams )

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

- a) Notes that the Transportation Team has indicated that it has no objection to the disposal of the area of unformed legal road on the basis that there is no proposal in the foreseeable future to form the road as it is not required to service access to existing residential development.
- b) Notes that the Water and Waste Team have no issues with the road stopping.
- c) Notes that Ngati te Whiti Hapū are happy to support NPDC with the road stopping.
- d) Notes that a conditional agreement has been entered into with the Applicant for the sale of the land based on the independently assessed market valuation of \$18,000 (including GST if any) subject to stopping, necessary approvals and the Applicant meeting all costs including but not limited to valuation, survey, Land Information NZ Accredited Agents costs and legal costs (estimated to be \$10,000).
- e) Authorises the Chief Executive to request the consent of the Minister of Land Information's delegate to undertake the necessary gazettal declaration to stop the section of unformed legal road pursuant to Sections 116(1) and 117(1) of the Public Works Act 1981.
- f) Approves stopping an unformed section of Seaview Road of approximately 1147m<sup>2</sup> (subject to survey), under the Public Works Act 1981.
- g) Approves the sale of the freehold title to the land by standard conveyance/reservation of required easements and title amalgamation condition (with Title TNA3/1124) to the Applicant.

Carried

Council Resolution:

Cr Pearce )

Cr Hitchcock )

That the Performance Committee recommendation, relating to Road Stopping and Disposal to Adjoining Owner – 101 Seaview Road, New Plymouth, be adopted.

Carried

**REVIEW OF ON-STREET DINING POLICY AND GUIDELINES**

ECM7961862

The matter for consideration by the Council is the public feedback received during the consultation on the Encroachment Licences for On-Street Dining Policy (the policy) and the New Plymouth On-Street Dining Guidelines (the guidelines).

Council Resolution:

Cr Merrick )

Cr Biesiek )

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

- a) Note the proposed changes to statement 3 of the Encroachment Licences for On-Street Dining Policy to provide clarification that drinking alcohol is provided for within a seated dining environment within the on-street dining areas.
- b) Adopt the updated Encroachment Licences for On-Street Dining Policy and New Plymouth On-Street Dining Guidelines.
- c) Approve the new charge of \$85 for 'renewal of licence', noting that this charge will be included in the Schedule for Fees and Charges for 2019-20.

Carried

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

**FUNDING OF NEW PLYMOUTH MOUNTAIN BIKERS PUMP TRACK WEATHERPROOFING**

ECM8005368

The matter for consideration by the Council is whether to support New Plymouth Mountain Bikers in weatherproofing their pump track.

Council Resolution:

Cr Brown )

Cr Pearce )

That, having considered all matters raised in the report, the Council support New Plymouth Mountain Bikers in weatherproofing their pump track, for the amount of \$20,396 from the Agility Fund.

Carried

A division was called (ECM8017169)

*Those voting for the motion were Crs Brown, Chong, Johnston, Jordan, Melody, Pearce; Williams.*

*Those voting against the motion were Crs Biesiek, McLeod; Merrick.*

*This item was chaired by Deputy Mayor Richard Jordan.*

*Having declared a conflict of interest, Mayor Holdom and Cr Hitchcock retired from the table and took no part in discussion or voting on the application from the preceding item. They returned to the table at the conclusion of the debate.*

## **MANAGEMENT REPORT ON LET'S KŌRERO CONSULTATION**

The purpose of this report is to summarise the consultation process undertaken on the Let's Kōrero Consultation from 4 March – 2 April. The consultation was focussed on three areas: "The war on pests: Are we doing enough?", Help us take Colson Rd from Trash to Flash" and "Your walkway, your choice: Help NPDC design the Coastal Walkway extension to Waitara".

### Council Resolution:

Cr Jordan )

Cr Johnston )

That, having considered all matters raised in the report, the Council consider the views and preferences expressed by feedback providers when planning and implementing the three projects.

Carried

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

## **EXCLUSION OF THE PUBLIC FOR THE REMAINDER OF THE MEETING**

ECM7998849

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

### Council Resolution:

Cr Johnston )

Cr Biesiek )

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:

- CE Performance and Remuneration Review  
The withholding of the information is necessary to protect the privacy of natural persons, including the deceased 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

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

The Council meeting closed at 5.55pm

The Council rose

Read and confirmed

MAYOR