

MINUTES OF COUNCIL MEETING

FILE REFERENCE: ECM 7048032
MEETING DATE: Tuesday 1 March 2016 at 4.30pm
VENUE: Civic Centre, Liardet Street, New Plymouth.
MEMBERS PRESENT: Mayor Andrew Judd, Councillors Heather Dodunski, Keith Allum, Shaun Biesiek, Gordon Brown, Murray Chong, Grant Coward, Richard Handley, Colin Johnston, Richard Jordan, Craig McFarlane, Marie Pearce, Howie Tamati and Roy Weaver

NON MEMBERS PRESENT: Community Board Chairperson Doug Hislop (Kaitake), Community Board Members John Hill (Clifton) and Andrew Larsen (Waitara)

Stephen Knuckey (MartinJenkins), Robin Brockie, Stuart Trundle, Lucy Graydon, Antony Rhodes, Eve Kawana-Brown and John Haylock (VTT)

STAFF IN ATTENDANCE: Barbara McKerrow, Alan Bird, Liam Hodgetts, Sue Davidson, Andrea Smith, Julie Straka, Jan Holdt, Chris Rudd, Anna Crawford, Jayne Beer, Delwyn Masters, Jo Eagar, David Langford, Mitchell Dyer, Aroha Chamberlain, Anaru Wilkie, Ron Murray, Kris Moller, Tonia Hall, Craig Campbell-Smith, Greg Stephens

KARAKIA

Mayor Judd opened the meeting with a karakia.

APOLOGIES

Council Resolution:

Cr Dodunski)

Cr Handley)

That the apologies for absence from Cr Duynhoven be received.

Carried.

DECLARATION OF INTEREST

Mayor Andrew Judd re Item A Recommendations from the Policy Committee

Cr Heather Dodunski re Item B Recommendations from the Community Funding Investment Subcommittee

PUBLIC FORUM

David Doorbar – Otaraua Hapu spoke in relation to the recent Monitoring Committee Waitara road naming

Liana Poutu – Te Kotahitanga o Te Atiawa spoke in relation to Maori participation in decision making

DEPUTATION

1. Jenny Gellen, Chair, Sport Taranaki Board of Trustees and Tony Bedford, Community Sport Manager, Sport Taranaki
2. Richard Williams, Michelle Brennan and Kerry Vossler (Owner Chaos Café), Paul Scouller (Owner Kudos), Chamber of Commerce re Item J New Plymouth CBD Parking
3. Neil Holdom re Item I – Powerco Electric Vehicle Charging Station Proposal

MINUTES

Council Resolution:

Cr Dodunski)

Cr Brown)

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:

15 December 2015

16 December 2015 (Extraordinary)

Carried.

COMMITTEE MINUTES

Council Resolution:

Cr Dodunski)

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.

Finance Subcommittee 11 December 2015

Audit & Risk Subcommittee 16 December 2015

Regulatory Extraordinary Committee 25 January 2016

Monitoring Committee 9 February 2016

Policy Committee 16 February 2016

Regulatory Committee 18 February 2016

Finance Subcommittee 23 February 2016

Carried

DECISIONS FROM THE MONITORING COMMITTEE

MEETING DATE: Tuesday 9 February 2016 at 4.30pm

MEMBERS PRESENT: Councillor Craig McFarlane (Chairperson); Mayor Andrew Judd, Councillors Marie Pearce, Keith Allum, Shaun Biesiek, Murray Chong, Harry Duynhoven, Colin Johnston, Richard Jordan, Howie Tamati

NON-MEMBERS PRESENT: Councillors Gordon Brown, Roy Weaver, Richard Handley, Heather Dodunski and Grant Coward (until 5.17pm)

Community Board Chairperson Ken Bedford (Clifton) and Community Board Member Andrew Larsen (Waitara)

Robin Brockie, Stuart Trundle, Michelle Jordan and Antony Rhodes (VTT)

PUBLIC FORUM

Timothy Parr – updated on his trip to Gallipoli and his travels with the Young Endeavour from Istanbul to England.

MINUTES

Monitoring Committee Resolution

Cr Johnston)

Cr Pearce)

That the minutes of the Monitoring Committee meeting (24 November 2015) and the proceedings of the said meeting, as previously circulated, be taken as read and confirmed as a true and accurate record.

Carried

PART A

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

1. Road Naming – Waitaha Place and Ashwood Lane and Right Of Ways

FILE REFERENCE: ECM7010315

The matter for consideration by the Council is the naming of roads and rights-of way as a result of subdivision development.

Monitoring Committee Resolution:

Cr Pearce)

Cr Allum)

That having considered all matters raised in the report:

The following road and rights-of-way names be approved and the Group Manager Business Performance allocate street numbers where appropriate to the properties fronting these roads and rights-of ways:

Roads

(a) Waitaha Place

(b) Ashwood Lane

Rights-of-way

(c) Cessna Lane

(d) Piper Way

Carried

2. Delegated Authority Contracts

FILE REFERENCE: ECM 6997108

To inform the Council of contracts with a value in excess of \$250,000 awarded in the period 21 October to 24th December 2015.

Monitoring Committee Resolution:

Cr Pearce)

Cr Johnston)

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

Carried

3. Air Space Leases – 28 Gill Street

FILE REFERENCE: DM 7000913, PID 13586, 13587, 13588

The matter for consideration by the Council is a new air space lease.

Monitoring Committee Resolution:

Cr Biesiek)

Cr Pearce)

That having considered all matters raised in the report approves an air space lease of approximately 25m² for balconies to be built encroaching into air space over road reserve at 28 Gill Street to Sort Trust, proprietors Susan Constance and Neil Raymond Drought and Kenneth Alan Horner, by way of a 50 year lease with rental to be calculated and reviewed in accordance with the current Council encroachment policy, subject to:

- a) The applicant to be responsible for all legal costs associated with this matter.
- b) The lease being registered against the adjoining land title (currently TNH2/155) by way of a Memorandum of Encumbrance.
- c) The final terms and conditions of the lease being approved by the Property Manager.

Carried

4. **Organic Waste Diversion – Update on Progress**

FILE REFERENCE: DM6989589

The purpose of this report is to provide an update on investigations into organic waste management in the New Plymouth District Council.

Monitoring Committee Resolution:

Cr Allum)

Cr Duynhoven)

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

Carried

5. **Notice of Motion**

FILE REFERENCE: ECM 7010275

Monitoring Committee Motion:

Cr Tamati)

Mayor Judd)

That the following road and rights-of-way names be approved and the Group Manager Business Performance allocate street numbers where appropriate to the properties fronting these roads:

- a) Kaipeke Drive
- b) Ngati Kura Road

Delete Clause 3

Delete Clause 4

Lost

A Division was called:

Those voting for the motion were Mayor Judd, Crs Allum and Tamati.

Those voting against the motion were Crs Biesiek, Chong, Duynhoven, Johnston, Jordan, Pearce and McFarlane.

6. **Venture Taranaki Quarter Two 2015/16 Report**

FILE REFERENCE: ECM 7017460

The purpose of this report is to present the Venture Taranaki Trust (VTT) Quarter Two Report for the period 1 October 2015 to 31 December 2015 to the Council.

Monitoring Committee Resolution:

Cr Biesiek)

Cr Pearce)

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

Carried

The Monitoring Committee meeting closed at 6.26pm.

DECISIONS FROM THE REGULATORY COMMITTEE

MEETING DATE: Thursday 18 February 2016 at 4.30pm.

MEMBERS PRESENT: Councillor Roy Weaver (Chairperson), Mayor Andrew Judd,
Councillors

APOLOGIES: Councillor Shaun Biesiek

NON-MEMBERS PRESENT: Councillors Keith Allum and Harry Duynhoven

Community Board Members Andrew Larsen (Waitara) and John Hill
(Clifton)

DEPUTATIONS

John Hill re Item A7 Update on Significant Natural Areas – New Plymouth District Plan

MINUTES

Regulatory Committee Resolution

Cr Brown)

Mayor Judd)

That the minutes of the Regulatory Committee meeting (3 December 2015) and the proceedings of the said meeting, as previously circulated, be taken as read and confirmed as a true and accurate record.

Carried

PART A

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

1. Exemptions from Fencing of Swimming Pools and Spas

File Reference: Document Set ID 6998640

The purpose of this report is to seek approval to grant special exemptions for a number of applications from the requirement for spa pools to be fenced pursuant to section 6 of the Fencing of Swimming Pools Act and a swimming pool with door alarms.

Regulatory Committee Resolution:

Cr Coward)

Cr Jordan)

That, having considered all matters raised in the report, the Council grants, subject to the conditions set out below, special exemptions pursuant to section 6(1) of the Fencing of Swimming Pools Act 1987 for the following spa pools:

1. Spa pool at 7 Mallinder Place, Oakura
2. Spa pool at 2-26 Wrantage Street, New Plymouth
3. Spa pool at 10 Aderman Place, New Plymouth
4. Spa pool at 265 Coronation Avenue, New Plymouth
5. Spa pool at 11 Hau Lane, Oakura
6. Spa pool at 220 Tukapa Street, New Plymouth
7. Spa pool at 194 Kelly Road, Lepperton
8. Spa pool at 75 Fulford Street, New Plymouth

9. Spa pool at 3 Parkvue Drive, Bell Block
10. Spa pool at 2 Jans Terrace, Oakura
11. Swimming Pool with minor variations of non-compliance at 23 Nobs Line, New Plymouth with glass pool fencing on steps exceeding the Building Code requirements but falling short of the Fencing of Swimming Pools Act requirements (see the discussion for further details).

For each of the spa pool special exemptions above the Council imposes the following conditions which apply when the pool is full or partially full of water and not in use:

1. The top of the spa or hot tub stands at least 760 mm above the surrounding ground or deck.
2. The cover will be locked and clear of any climbable object (including the steps).
3. The locks shall not be able to be readily opened or released by a child of up to the age of six years.
4. When locked, the cover shall be fitted so that if lifted it does not release the locking device or provide an opening greater than 100 mm.
5. The cover shall be made of a material that if walked on cannot collapse and can withstand the weight of at least 20 kg to ensure that it will carry more than the weight of a child up to six years of age.
6. The cover shall be tapered from the centre hinge to the out edge of the cover so that water will not pond on top of it.
7. The cover, clips and locks shall be maintained at all times in a good state of repair.
8. A warning sticker shall be placed on the cover to advise that it shall be locked in place with the spa pool or hot tub is not being used or supervised.
9. Removable steps, moveable furniture, or other objects that can assist a young child to climb on the cover, shall be stored away at least 1200mm from the side of the pool.

Carried

2. **Parking Prohibitions, Restrictions and Bus Stops**

FILE REFERENCE: ECM 6990378

The matter for consideration by the Council is the creation of parking prohibitions, restrictions and bus stops at various locations.

Regulatory Committee Resolution:

Mayor Judd)

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 prohibitions, restrictions and bus stops be revoked or created as appropriate:

NEW PLYMOUTH

Gover Street

1. Revoke an existing Loading Zone on the west side of Gover Street from 23.5m – 33.3m measured in a southerly direction from the prolongation of the south kerb of Gill Street.

2. Revoke Pay at Machine Parking (two parallel bays) on the west side of Gover Street from 33.3m – 45.3m measured in a southerly direction from the prolongation of the south kerb of Gill Street.
3. Create Pay at Machine Parking (two parallel bays) on the west side of Gover Street from 23.5m – 36.0m measured in a southerly direction from the prolongation of the south kerb of Gill Street.
4. Prohibit parking on the west side of Gover Street from 36.0m – 43.5m measured in a southerly direction from the prolongation of the south kerb of Gill Street.
5. Create a P5 Loading Zone on the west side of Gover Street from 43.5m – 55.0m measured in a southerly direction from the prolongation of the south kerb of Gill Street.

Hobson Street

6. Prohibit parking on the east side of Hobson Street from 0.0m – 72.0m measured in a southerly direction from the prolongation of the south kerb of Leach Street (SH3).

Mangorei Road

7. Revoke P10 parking on the east side of Mangorei Road from 45.2m – 53.0m measured in a southerly direction from the prolongation of the south kerb of Devon Street East.
8. Revoke parking prohibitions on the east side of Mangorei Road from 53.0m – 58.9m measured in a southerly direction from the prolongation of the south kerb of Devon Street East.
9. Prohibit parking on the east side of Mangorei Road from 0.0m – 14.5m measured in a southerly direction from the prolongation of the south kerb of Boulevard Drive.
10. Prohibit parking on the east side of Mangorei Road from 0.0m – 24.0m measured in a northerly direction from the prolongation of the north kerb of Boulevard Drive.

Boulevard Drive

11. Prohibit parking on the north side of Boulevard Drive 0.0m – 10.5m measured in an easterly direction from the prolongation of the east kerb of Mangorei Road.
12. Prohibit parking on the south side of Boulevard Drive 0.0m – 10.5m measured in an easterly direction from the prolongation of the east kerb of Mangorei Road.

Struan Avenue

13. Prohibit parking on the north side of Struan Avenue from 0.0m – 18.4m measured in an easterly direction from the prolongation of the east kerb of Carrington Street.

Leach Street (SH45)

14. Create a Bus Stop on the south side of Leach Street (SH45) from 38.3m – 63.0m measured in a westerly direction from the prolongation of the west kerb of Eliot Street (SH3).

Eliot Street (SH44)

15. Revoke existing parking prohibitions on the west side of Eliot Street (SH44) from 34.5m – 50.5m measured in a southerly direction from the prolongation of the south kerb of Gill Street.
16. Create a Bus Stop on the west side of Eliot Street (SH44) from 34.5m – 50.5m measured in a southerly direction from the prolongation of the south kerb of Gill Street.

Molesworth Street (SH44)

17. Create a Bus Stop on the south side of Molesworth Street (SH44) from 74.7m – 88.2m measured in a westerly direction from the prolongation of the west kerb of Davidson Street.

Morley Street (SH45)

18. Revoke an existing Bus Stop on the east side of Morley Street (SH45) from 15.2m – 30.2m measured in a southerly direction from the prolongation of the south kerb of Devon Street West.
19. Prohibit parking on the east side of Morley Street (SH45) from 0.0m – 30.2m measured in a southerly direction from the prolongation of the south kerb of Devon Street West.

Courtenay Street (SH45)

20. Revoke an existing Bus Stop on the north side of Courtenay Street (SH45) from 71.9m – 86.9m measured in an easterly direction from the prolongation of the east kerb of Liardet Street.
21. Create ‘Pay at Machine’ parking (two additional parallel bays) on the north side of Courtenay Street (SH45) from 71.9m – 86.9m measured in an easterly direction from the prolongation of the east kerb of Liardet Street.
22. Revoke existing ‘Pay at Machine’ parking (four parallel bays) on the north side of Courtenay Street (SH45) from 154.0m – 177.4m measured in an easterly direction from the prolongation of the east kerb of Liardet Street.
23. Create a Bus Stop on the north side of Courtenay Street (SH45) from 154.0m – 177.4m measured in in an easterly direction from the prolongation of the east kerb of Liardet Street.

Liardet Street

24. Revoke a Bus Stop on the east side of Liardet Street from 10.6m – 30.9m measured in a northerly direction from the prolongation of the north kerb of Pendarves Street.
25. Prohibit parking on the on the east side of Liardet Street from 0.0m – 18.9m measured in a northerly direction from the prolongation of the north kerb of Pendarves Street.
26. Create P120 parking (two parallel bays) on the east side of Liardet Street from 7.9m – 20.6m measured in a southerly direction from the prolongation of the south kerb of Lemon Street.

Riversdale Drive

27. Create a Bus Stop on the east side of Riversdale Drive from 17.1m – 34.0m measured in a southerly direction from the prolongation of the south kerb of Te Ngaere Place.

Kauri Street

28. Create a Bus Stop on the south side of Kauri Street from 26.5m – 40.0m measured in an easterly direction from the prolongation of the east kerb of Milne Place.

Ainslee Street

29. Create a Bus Stop on the south side of Ainslee Street from 88.8m – 102.3m measured in an easterly direction from the prolongation of the east kerb of Winstone Place.

Nevada Drive

30. Create a Bus Stop on the east side of Nevada Drive from 111.5m – 130.0m measured in a northerly direction from the prolongation of the north kerb of Cumberland Street.

Carried

3. **Temporary Road Closure – Taranaki Multi-Ethnic Council**

FILE REFERENCE: ECM 7003356

The matter for consideration by New Plymouth District Council is to recommend the temporary closure of a section of Devon Street to enable the Taranaki Multi-Ethnic Council to hold the Multi-Ethnic Extravaganza Street Parade.

Regulatory Committee Resolution:

Cr Pearce)

Cr Brown)

That having considered all matters raised in the report the road closure for the following event be approved:

Taranaki Multi-Ethnic Extravaganza Street Parade

Road to be closed: Devon Street from Dawson to Gover streets.

Date and period of closure: from 10.30am to 12.30pm on Saturday 12 March 2016.

The above road closure is subject to the conditions outlined in a letter sent to the Taranaki Multi-Ethnic Council dated 14 December 2015.

Carried

4. **Temporary Road Closure – Taranaki Car Club**

FILE REFERENCE: ECM 7002328

The matter for consideration by New Plymouth District Council is to recommend the temporary closure of a section of Centennial Drive to enable Taranaki Car Club to hold the Centennial Drive Back Beach Drifting motorsport event.

Regulatory Committee Resolution:

Cr Pearce)

Cr Brown)

That having considered all matters raised in the report the road closure for the following event be approved:

Taranaki Car Club Centennial Drive Back Beach Drifting

Road to be closed: Centennial Drive from 50m south from the intersection of Paritutu Road to 50m north from the intersection with Rangitake Drive.

Date and period of closure: from 6am to 6pm on Saturday 12 March 2016.

The above road closure is subject to the conditions outlined in letters sent to the Taranaki Car Club dated 4 November 2015 and 23 December 2015.

Carried

5. **Temporary Road Closure – Taranaki Arts Festival Trust**

FILE REFERENCE: ECM 6994974

The matter for consideration by New Plymouth District Council is to recommend the temporary closure of Kaimata Street and a section of Somerset Street to enable Taranaki Arts Festival Trust (TAFT) to safely manage crowd and vehicle movements during WOMAD 2016.

Regulatory Committee Resolution:

Cr Pearce)

Cr Brown)

That having considered all matters raised in the report the road closures for the following event be approved:

WOMAD 2016

Roads to be closed:

- Kaimata Street from Brooklands Road to Somerset Street.
- Somerset Street from Kaimata Street to Cornwall Street.

Dates and period of closure: from 6am on Friday 18 March to 11.30pm on Sunday 20 March 2016.

The above road closure is subject to the conditions outlined in a letter sent to TAFT dated 20 November 2015.

Carried

6. **Temporary Road Closure – Taranaki Car Club (Paritutu and De Havilland Drive Sprints)**

FILE REFERENCE: ECM 7006855

The matter for consideration by New Plymouth District Council is to recommend the temporary closure of roads in the New Plymouth District to enable the Taranaki Car Club to hold two separate motorsport events, the Paritutu Street Sprint and the De Havilland Drive Street Sprint.

Regulatory Committee Resolution:

Cr Pearce)

Cr Brown)

That having considered all matters raised in the report the road closures for the following events be approved:

a) Paritutu Street Sprint

Date and period of closure: from 6am to 6pm on Saturday 27 February 2016.

Roads to be closed:

- Centennial Drive from 100m west of Paritutu Road to Ngamotu Road
- Port View Crescent
- Findlay Street from Port View Crescent for 100m
- Paritutu Road from Centennial Drive to Simons Street.

b) De Havilland Drive Street Sprint

Date and period of closure: from 6am to 6pm on Sunday 10 April 2016.

Roads to be closed:

- Swans Road
- De Havilland Drive from Corbett Road to 100m east of Paraite Road

- Vampire Place
- Hercules Place
- Albatross Place

The above road closures are subject to the conditions outlined in two letters to the Taranaki Car Club dated 23 December 2015.

Carried

7. **Update on Significant Natural Areas – New Plymouth District Plan**

FILE REFERENCE: ECM 7004979

To provide an information update on the Environment Court decision on Significant Natural Areas (SNAs).

Regulatory Committee Resolution:

Cr Jordan)

Cr Handley)

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

Carried

8. **Customer and Regulatory Services Quarterly Activity Report**

FILE REFERENCE: ECM 6573956

The purpose of this report is to provide information to the Council on current activity levels within the regulatory services.

Regulatory Committee Resolution:

Cr Coward)

Cr Brown)

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

Carried

The Regulatory Committee meeting closed at 4.59.

RECOMMENDATIONS FROM THE POLICY COMMITTEE

MEETING DATE: Tuesday 16 February 2016 at 4.30pm

MEMBERS PRESENT: Councillor Gordon Brown (Chairperson); Mayor Andrew Judd, Councillors Keith Allum, Grant Coward, Murray Chong, Heather Dodunski, Richard Handley, Colin Johnston, Craig McFarlane, Howie Tamati and Roy Weaver

NON-MEMBERS PRESENT: Councillors Richard Jordan, Marie Pearce, Harry Duynhoven and Shaun Biesiek

Community Board Chairperson Doug Hislop (Kaitake), Community Board Members John Hill (Clifton) and Andrew Larsen (Waitara)

PART B

ITEMS FOR FINAL DETERMINATION BY THE COUNCIL

1. **Triennial Elections – Order of Candidates Names and General Information**

FILE REFERENCE: ECM 6834088

The matter for consideration by the Council is determination of the order in which candidate names are shown on voting documents for the 2016 triennial election.

Policy Committee Recommendation:

Cr Weaver)

Cr Tamati)

That having considered all matters raised in the report the names of candidates for the 2016 triennial election be arranged on the voting documents in alphabetical order of surname.

Carried

Council Resolution:

Cr Biesiek)

Cr Pearce)

That the Policy Committee recommendation in relation to the Triennial Elections – Order of Candidates Names and General Information be adopted.

Carried

2. **Re-Accreditation as an Accredited Safe Community**

FILE REFERENCE: ECM 6988798

The matter for consideration by the Council is whether to pursue re-accreditation as an Accredited Safe Community in partnership with New Plymouth Injury Safe Trust, and Council representation on the NPiS Board.

Policy Committee Recommendation:

Cr McFarlane)

Cr Handley)

That having considered all matters raised in the report:

a) Instruct council officers to work in partnership with New Plymouth Injury Safe Trust to prepare application documents and pursue the reaccreditation process to remain an accredited Safe Community with the Pan-Pacific Safe Community Network;

b) Fund the costs associated with re-accreditation, up to a maximum of \$2,500;

- c) Instruct Council Officers to continue to work with New Plymouth Injury Safe Trust, and approve the Group Manager Strategy to appoint an advisor to the Trust.

Carried

Mayor Judd, having declared an interest, took no part in the discussion or voting at the Policy Committee on the preceding matter.

Council Resolution:

Cr Biesiek)

Cr Weaver)

That the Policy Committee recommendation in relation to the Re-Accreditation as an Accredited Safe Community be adopted.

Carried

Mayor Judd, having declared an interest, took no part in the discussion or voting at the Council meeting on the preceding matter and the Deputy Mayor took the chair.

3. **Provisional Local Alcohol Policy**

FILE REFERENCE: ECM 7009582

The matter for consideration by the Council is the resubmission of an amended Provisional Local Alcohol Policy (PLAP) back to the Alcohol Regulatory and Licensing Authority (ARLA) for further consideration.

Policy Committee Recommendation:

Cr McFarlane)

Cr Dodunski)

That having considered all matters raised in the report:

- a) The amended New Plymouth District Council and Stratford District Council Provisional Local Alcohol Policy, attached as Appendix 2 to this report, be resubmitted to the Alcohol Regulatory and Licensing Authority for further consideration.
- b) The original submitters on the Draft Local Alcohol Policy are informed in writing of the resubmission process and their available options.

Carried

Council Resolution:

Cr Brown)

Cr Dodunski)

That the Policy Committee recommendation in relation to Provisional Local Alcohol Policy be adopted.

Carried

Crs Coward, Biesiek and Tamati requested that their votes against the motion be recorded.

RECOMMENDATIONS FROM COMMUNITY FUNDING INVESTMENT SUBCOMMITTEE

- FILE REFERENCE:** ECM 7026596
- MEETING DATE:** Wednesday 3 February 2016 at 9am
- VENUE:** Plymouth Room
- MEMBERS PRESENT:** Councillor Harry Duynhoven (Chairperson); Mayor Andrew Judd, Crs Shaun Biesiek, Gordon Brown, Grant Coward, Colin Johnston, Richard Jordan and Marie Pearce
- NON-MEMBERS PRESENT:** Cr Richard Handley
Cr Heather Dodunski was in attendance but did not sit at the table
- STAFF IN ATTENDANCE:** Liam Hodgetts, Craig Campbell-Smart, Jan Holdt
- CONFLICT OF INTEREST:** Cr Marie Pearce advised of her role as a Council representative on TAFT.

PART B ITEMS FOR FINAL DETERMINATION BY THE COUNCIL

Procedural Motion at the Policy Committee

Cr Biesiek)

Cr Coward)

That this matter lies on the table until after the Community Funding Investment Policy has been adopted.

Procedural motion was lost

1. Fund Priority Setting and Options for Assessment of Applications

FILE REFERENCE: ECM 7004851

The matter for consideration by the Community Funding Investment Subcommittee is to determine fund priorities under the Community Funding Investment Policy, and an assessment process to support a more strategic investment approach to grant decision making.

Resolved:

Cr Duynhoven)

Cr Pearce)

That having considered all matters raised in the report:

- a) Adopt the Blueprint key directions as fund priorities.
- b) Adopt the grant assessment scoring system proposed in Appendix A of this report, and for this scoring system to be applied to fund schemes of Strategic Council Community Partnerships and Community Services and Programmes Grants.
- c) Instruct Council Officers to review and assess potential organisations or initiatives for multi-year strategic partnership funding using the assessment scoring system, and to present these back to the Subcommittee for endorsement to investigate these further.
- d) Note that potential organisations or initiatives for multi-year strategic partnership funding will be presented to the Subcommittee for an allocation decision at a future date.

- e) Instruct Council Officers to change the Community Funding Investment Subcommittee agenda, so that allocation decisions on Strategic Council Community Partnerships occur first.
- f) Instruct Council Officers that the Community Services and Programmes Grant applications be assessed against scoring system and provided in summary form only, without the provision of individual Officer reports.

Carried

Crs Biesiek and Brown requested that their vote against the motion be recorded.

The Community Investment Funding subcommittee meeting closed at 9.59am.

Procedural Motion at the Council meeting

Cr Biesiek)

Cr Coward)

That this matter lies on the table until after the Community Funding Investment Policy has been adopted.

Carried

Cr Dodunski, having declared an interest, took no part in the discussion or voting at the Council meeting on the preceding matter.

Council Resolution:

Cr Weaver)

Cr Biesiek)

That the following recommendations of the Finance Subcommittee 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 FINANCE SUBCOMMITTEE

MEETING DATE: Friday 11 December 2015 at 1pm

MEMBERS PRESENT: Councillor Richard Handley (Chairperson); Mayor Andrew Judd (from 1.05pm), Councillors Keith Allum, Colin Johnston, Craig McFarlane and Marie Pearce

NON-MEMBERS PRESENT: Councillors Gordon Brown, Harry Duynhoven, Grant Coward (to 1.35pm), Shaun Biesiek (to 2pm)

Keith Sutton, Elaine Gill, Jamie Tuuta, Jason Dale, Mike Trousselot, Warren Koia (TIML)

PART B

ITEMS FOR FINAL DETERMINATION BY THE COUNCIL

1. **Financial Update Report October 2015**

FILE REFERENCE: ECM 6829112

The purpose of this report is to present the financial results of the Council for the period to the end of October 2015.

Resolved:

Cr Pearce)

Cr Allum)

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

Carried

Council Resolution:

Cr Weaver)

Cr Johnston)

That the following recommendations of the Finance Subcommittee 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 FINANCE SUBCOMMITTEE

MEETING DATE: Tuesday 23 February 2016 at 4.30pm

MEMBERS PRESENT: Councillor Richard Handley (Chairperson); Mayor Andrew Judd, Councillors Keith Allum, Colin Johnston, Craig McFarlane and Marie Pearce

NON-MEMBERS PRESENT: Councillors Gordon Brown, Shaun Biesiek, Grant Coward (to 5.25pm), Roy Weaver, Richard Jordan and Harry Duynhoven.

Community Board Member Andrew Larsen (Waitara)

Mike Trousselot, Elaine Gill, Warren Koia (TIML)

PART B

ITEMS FOR FINAL DETERMINATION BY THE COUNCIL

1. **Financial Performance Report 31 December 2015**

FILE REFERENCE: ECM 7032734

The purpose of this report is to present the financial results of the Council for the period ending 31 December 2015.

Resolved:

Cr Pearce)

Cr Allum)

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

Carried

2. **Capital Report on Significant Activities to 31 December 2015**

FILE REFERENCE: ECM 7031399

The purpose of this report is to analyse the summary of capital expenditure for significant activities (for the 2015/16 financial year) to 31 December 2015.

Resolved:

Cr McFarlane)

Cr Pearce)

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

- a) That the current predicted net carry forward stands at \$5,080k for significant activities and represents 11.8% of the budget in relation to these items. That the Key Performance Indicator is to limit carry forwards for 2015/16 to 18% of the Total Budget.

- That the current predicted total carry forward stands at \$9,905k for significant activities.
 - That \$4,825k of the predicted carry forward of \$9,905k is related to either growth projects or projects for which third party easements are required and as such the Council has reduced control in relation to the timing of these projects (figure includes for Okato Ground Water).
- b) Solid Waste – A new project has been initiated to mitigate odour issues at the Colson Road landfill which have been subject to infringement notices from TRC (next step if mitigation not undertaken is prosecution). Options are currently being considered.
- c) Aquatic Centre – safety audits have identified remedial measures to the district’s pools. The total expected CAPEX cost is in the region of \$170k for 15/16, with a further \$130k to be added into the 16/17 Annual Plan.
- d) Roading Storm Damage – it is expected that these works will be completed under budget by around \$650k.

Carried

3. **Financial Forecast Quarter 2 2016**

FILE REFERENCE: ECM 7035325

The purpose of this report is to present the financial forecast for the remainder of the 2015/16 financial year ending on the 30th June 2016.

Resolved:

Cr Allum)
Cr Johnston)

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

Carried

4. **Venture Taranaki Trust Interim Report December 2015**

FILE REFERENCE: ECM 7035510

The matter for consideration by the Council is to receive the interim report of Venture Taranaki Trust for the six months ended 31 December 2015.

Resolved:

Cr Pearce)
Mayor Judd)

That having considered all matters raised in the report, the Council notes the interim report of Venture Taranaki Trust for the six months ended 31 December 2015.

Carried

5. **Forestry Joint Ventures Draft Statement of Intent for the Year to 30 June 2017**

FILE REFERENCE: ECM 7027047

The matter for consideration by the Committee is the receipt and approval for release of the draft Statement of Intent for the Council’s four forestry joint ventures for the year to 30 June 2017.

Resolved:

Cr Pearce)

Cr Johnston)

That having considered all matters raised in this report, the Draft Statement of Intent for the 2016/17 year, for the four forestry joint ventures, be noted and released to the Council partners for comment.

Carried

6. **Forestry Joint Ventures Condensed Interim Financial Statements for the Six Months Ending 31 December 2015**

FILE REFERENCE: ECM 7035549

The matter for consideration by the Council is the Condensed Interim Financial Statements of each of the four joint ventures for the six months ending 31 December 2015.

Resolved:

Cr McFarlane)

Cr Allum)

That having considered all matters raised in the report, the Council notes the Condensed Interim Financial Statements of:

- Oakura Farms Limited Joint Venture
- Tarata Ngatimaru Pukehou Joint Venture
- McKay Joint Venture
- Duthie Joint Venture

For the six months ending 31 December 2015.

Carried

7. **New Plymouth Airport Joint Venture:**

1. Draft statement of intent for the year to 30 June 2017

2. Condensed interim financial statements for the period ending 31 December 2015

FILE REFERENCE: ECM 7028025

The matter for consideration by the Council is to recommend the adoption and agreement to the Draft Statement of Intent for the 2016/17 year, and the condensed interim financial statements for the period ending 31 December 2015, for the New Plymouth Airport Joint Venture.

Resolved:

Cr Johnston)

Cr Pearce)

That having considered all matters raised in the report, the Draft Statement of Intent for the New Plymouth Airport Joint Venture, for the year to 30 June 2017, be approved and submitted for comment to the Council's joint venture partner, and that the condensed interim financial statements for the period ending 31 December 2015 be noted.

Carried

8. **Taranaki Investment Management Limited**

Draft statement of intent for the year to 30 June 2017

FILE REFERENCE: ECM 7040281

The matter for consideration by the Council is to recommend the adoption and agreement to the Draft Statement of Intent for the 2016/17 year for Taranaki Investment Management Limited.

Resolved:

Cr Handley)

Mayor Judd)

That having considered all matters raised in the report, the Draft Statement of Intent for the Taranaki Investment Management Limited, for the year to 30 June 2017, be considered including the following amendments:

- The release formula be included in Sec. 3.2
- The principles as expressed in the current contract be set out in Sec 5.2(a)

Carried

**APPLICATION FOR TAB VENUE CONSENT AND CLASS 4 GAMBLING VENUE
CONSENT: UNIT 10, 4 EGMONT STREET, NEW PLYMOUTH**

FILE REFERENCE: DM 7039606

The matter for consideration by the Council is the TAB Venue consent and a class 4 gaming consent to operate nine electronic gaming machines located at Unit 10, 4 Egmont Street, New Plymouth.

Council Resolution:

Cr Brown)

Cr Pearce)

That having considered all matters raised in the report:

- a) Note that the New Plymouth District Class 4 Gambling Policy contains a cap on the number of gaming machines (369) that may be operated within the New Plymouth District.
- b) The application from the New Zealand Racing Board will bring the total electronic gaming machines to 365 which is within the district cap of 369.
- c) Consent be granted to The New Zealand Racing Board to operate a TAB Board Venue Consent and to operate nine electronic gaming machines at Unit 10, 4 Egmont Street, New Plymouth

Carried

175 YEARS ANNIVERSARY

FILE REFERENCE: DM7026580

The matter for consideration by Council is what involvement the Council should have in any commemorative events for the 175 years anniversary of the first European settlers to New Plymouth.

Council Resolution:

Mayor Judd)

Cr Johnston)

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

- a) Note it is now 175 years since the first six New Plymouth Company ships carrying settlers from England arrived;
- b) Agree to consider providing support to community-planned events commemorating the 175th anniversary requiring access to public facilities on a case by case application subject to financial implications being able to be met from within existing budgets.

Carried

Cr Brown requested that his vote against the motion be recorded.

HEALTH AND SAFETY AT WORK ACT (HSWA 2015)

FILE REFERENCE: ECM 7039261

The purpose of this report is to advise of the new Health and Safety at Work Act 2015 (HSWA) and the consequences for the Council and its workers. Elected Members are deemed to be Officers under the new HSWA and this report ensures they are informed of the work currently being carried out in response to the new Act.

Council Resolution:

Cr McFarlane)

Cr Allum)

Having considered the report on the Health and Safety at Work Act (HSWA 2015), the Council:

- a) Acknowledges the changes from the Health and Safety in Employment Act 1992 and understands the new obligations, requirements and responsibilities that HSWA places on New Plymouth District Council, the Chief Executive and individual Councillors;
- b) Notes that New Plymouth District Council will report to its Officers through a report to the full Council on a quarterly basis to inform and advise on progress in meeting requirements and obligations;
- c) Notes that ongoing training and support will be provided.

Carried

REVIEW OF COUNCILS ECONOMIC DEVELOPMENT SERVICE

FILE REFERENCE: ECM 7043598

To consider the findings of the review of Council's Economic Development Service under Section 17a of the Local Government Act.

Council Resolution:

Cr Pearce)

Cr Biesiek)

That having considered all matters raised in the report:

- a) That the Review of the Economic Development Service summary report and findings attached in Appendix 1 are noted.
- b) That the draft letter of expectation to Venture Taranaki Trust attached as Appendix 2 be adopted.
- c) That the Economic Development Service Review Implementation Plan in Appendix 3 is noted.
- d) Note the support from Territorial Authorities, the Regional Council and the business sector to work together on a Regional Economic Development Strategy and seek support from Central Government through the Ministry of Business, Innovation and Employment and Ministry for Primary Industries.

Carried

POWERCO ELECTRIC VEHICLE CHARGING STATION PROPOSAL

FILE REFERENCE: DM: 7040654

The matter for consideration by the Council is the proposal by Powerco to install an electric vehicle fast charger in New Plymouth.

Council Resolution:

Cr Biesiek)

Cr Weaver)

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

- a) Revoke the existing Pay at Machine Parking bays 5584 and 5586 on the south side of Courtenay Street (SH45) from 52.0m to 58.2m measured in an easterly direction from the prolongation of the east kerb on Liardet Street.

- b) Create P60 parking (two angled bays) on the south side of Courtenay Street (SH45) from 52.0m – 58.2m measured in an easterly direction from the prolongation of the east kerb on Liardet Street.
- c) Authorise road markings to be used to identify Parking Bays 5584 & 5586 as Electric Vehicle Charging Stations.

Carried

The meeting was adjourned at 6.26pm and reconvened at 6.35pm.

NEW PLYMOUTH CBD PARKING – RESULTS OF TRIAL AND OPTIONS FOR ANNUAL PLAN 2016/17 CONSIDERATION

FILE REFERENCE: ECM 6817624

The matter for consideration by the Council is the results of the free parking trial on Saturdays from 7 November 2015 to 16 January 2016, and to consider whether to permanently introduce Saturday free parking as part of the Annual Plan 2016/17.

Council Resolution:

Mayor Judd)

Cr Dodunski)

That having considered all matters raised in the report:

- a) Note the free Saturday parking trial from 7 November 2015 to 16 January 2016.
- b) Note that the Taranaki Chamber of Commerce, having considered the results of the trial, recommends the Council permanently introduce Saturday free parking.
- c) Agree that the permanent introduction of Saturday free parking (with P120 time restrictions to apply on Devon Street between Queen Street and Eliot Street) effective 1 July 2016 at a cost of \$525,000 be considered as a part of the Annual Plan 2016/17 process.
- d) Agree to develop a parking data reporting tool to better support decision-making about the operations of the CBD parking system at a cost of \$40,000 debt-funded capital expenditure be considered as a part of the Annual Plan 2016/17 process.

Carried

A Division was called:

Those voting for the motion were Mayor Judd, Crs Biesiek, Brown, Chong, Dodunski, Pearce and Tamati.

Those voting against the motion were Crs Allum, Coward, Handley, Johnston, Jordan, McFarlane and Weaver.

The motion was carried by casting vote.

UPDATE ON PROPOSED DRAFT ANNUAL PLAN 2016/17

FILE REFERENCE: ECM 7040171

The matter for consideration by the Council is the update on the Proposed Draft Annual Plan 2016/17.

Council Resolution:

Cr Dodunski)

Cr Biesiek)

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

- a) Note that the Long-Term Plan 2015-2025 forecasts an increase to the rates requirement of 4.6 per cent for 2016/17 and an average rates requirement increase of between 3.5 and 3.9 per cent per annum over the 10 years (with a rise of no more than five per cent in any one year).
- b) Note that following the decisions of the Council on 15 December 2015 and further revision of budgets the Proposed Draft Annual Plan 2016/17 now has an indicative baseline rates requirement rise of 2.6 per cent due to more effective and efficient Council operations, lower finance charges and an increased Perpetual Investment Fund dividend.
- c) Note that this equates to an increase of approximately 60 cents per week on the average residential rate.

Carried

Additional variations:

- d) Agree to the following items for inclusion in the Proposed Draft Annual Plan 2016/17:

Council Resolution:

Cr Brown)

Cr Tamati)

- i) The Event Venues budget to be increased by \$100,000 to provide for event attraction.

Carried

Council Resolution:

Cr Brown)

Cr Handley)

- ii) Provision for \$5,000 per annum for Mayoral relief fund to be made annually.

Carried

Council Resolution:

Cr Dodunski)

Cr Biesiek)

- iii) District Planning budget increased by \$100,000 following the Environment Court decision regarding Significant Natural Areas
- iv) Note to permanently introduce Saturday free parking (with P120 time restrictions to apply on Devon Street between Queen Street and Eliot Street) effective 1 July 2016 at an indicative annual cost of \$525,000
- v) Note to develop a parking data reporting tool from \$40,000 debt-funded capital expenditure

- vi) Note that the above items will result in an approximate 1 per cent increase on the total rate requirement taking the indicative baseline rates requirement rise to 3.6 per cent equating to an increase of approximately \$1.00 per week on the average residential rate.

Carried

Significance and consultation:

Council Resolution:

Mayor Judd)

Cr Tamati)

- e) Note that all of the decisions regarding variations to the Proposed Draft Annual Plan 2016/17 to that indicated within the Long-Term Plan 2015-2025 are not considered to be significant or material variations and do not trigger the need for consultation.
- f) Agree that while the Proposed Draft Annual Plan 2016/17 can be adopted without consultation in accordance with section 95(2A) of the Local Government Act that the Council determines to consult on the Proposed Draft Annual Plan 2016/17 with particular focus on the following items of variations:
 - i) Saturday parking.
 - ii) Events and venues funding.
 - iii) ~~Motorhome dump station.~~
 - iv) Todd Energy Aquatic Centre redevelopment study.

Amendment moved at the Council meeting:

Cr Brown)

Cr Handley)

That iii) *Motorhome dump station be removed*

Carried

The substantive motion was put and carried

EXCLUSION OF THE PUBLIC FOR THE REMAINDER OF THE MEETING

FILE REFERENCE: ECM 7036593

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 Dodunski)

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) Confirmation of Finance Subcommittee Minutes (11 December 2015)
TIML Performance Report
The withholding of the information is necessary to protect information, where the making available of that information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information, this particular interest being protected by Section 7(2)(b)(ii) of the Act.)

- b) Confirmation of Finance Subcommittee Minutes (23 February 2016)
TIML Performance Report
The withholding of the information is necessary to protect information, where the making available of that information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information, this particular interest being protected by Section 7(2)(b)(ii) 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