

## MINUTES OF COUNCIL MEETING

**File Reference:** ECM7897595  
**Meeting Date:** Tuesday 11 December 2018 at 3.30pm  
**Venue:** Civic Centre, Liardet Street, New Plymouth.  
**Members Present:** Deputy Mayor Richard Jordan (Chairperson); Councillors Shaun Biesiek, Gordon Brown, Murray Chong, Harry Duynhoven, Stacey Hitchcock, Colin Johnston, Richard Handley, John McLeod, Alan Melody, Marie Pearce, Roy Weaver and John Williams

### Non Members Present:

Community Board Chairpersons: Ken Bedford (Clifton), Doug Hislop (Kaitake)

### Staff in Attendance:

Craig Stevenson, Nadia Phillips, Julie Straka, Charles Woollin, Kelvin Wright, Alison Trustrum-Rainey, David Langford, Liam Hodgetts, Charlotte Dunning, Ben Brown, Teresa Turner, Katrina Brunton.

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### Apologies

#### Council Resolution:

Cr Pearce )

Cr Johnston )

That the apologies for absence from Mayor Neil Holdom and Councillor Mike Merrick be received.

Carried

### Public Forum

- Max Brough (Fitzroy Kiosk)
- Gene Martin (Brothers Ink NZ)

### Agenda Availability

It was noted that the agenda relating to the 11 December 2018 meeting had not been available to Elected Members through Diligent until Monday 10 December 2018. However, the agenda had been available on the New Plymouth District Council website during the previous week.

#### Council Resolution:

Cr McLeod )

Cr Brown )

That the agenda be noted as being available to the Elected Members ahead of today's meeting, and that the meeting continue.

Carried

### Minutes

#### Council Resolution:

Cr Brown )

Cr Johnston )

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

6 November 2018  
29 November 2018 (Extraordinary)

Carried

### **Committee Minutes**

#### Council Resolution:

Cr Duynhoven )

Cr Handley )

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.

Performance Committee 28 November 2018  
Audit and Risk Committee 20 November 2018

Carried

### **Decisions from the Performance Committee**

Meeting Date: Wednesday, 28 November 2018 at 3.30pm

Venue: Council Chamber

Members Present: Councillor Richard Jordan (Chairperson); Councillors Marie Pearce, Harry Duynhoven, John McLeod and John Williams

Non-members Present: Councillors Alan Melody, Shaun Biesiek, Roy Weaver, Richard Handley and Stacey Hitchcock

Community Board Chairpersons: Doug Hislop (Kaitake), Ken Bedford (Clifton); Andrew Larsen (Waitara)

Staff in Attendance: Craig Stevenson, Nadia Phillips, Julie Straka, Liam Hodgetts, Kelvin Wright, Alan Bird, David Langford, Alison Trustrum-Rainey, Ben Brown, Jayne Tidbury-Ber

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

ECM7854420

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

#### Performance Committee Resolution:

Cr Pearce )

Cr Jordan )

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. Central Business District Loading Zones, New Plymouth
  - Amend the use of the Loading Zone within the Brougham Street Shared Space (adjacent to Puke Ariki Library) so that it is in effect at all times.
  - Amend all Loading Zones (including the zone addressed in item 1) within the Central Business District of New Plymouth (itemised within Appendix A) to include the supplementary sign "Goods Vehicles Only".
  
2. Barriball Street and Clemow Road, New Plymouth
  - Amend the P2 parking restriction on the south side of Barriball Street from 34.0m – 51.0m (17.0m) measured in an easterly direction from the prolongation of the east kerb of Sackville Street, so that is in effect from 8.30am – 9.00am and 2.45pm – 3.15pm School Days Only.
  - Amend the P2 parking restriction on the north side of Clemow Road from 99.3m – 123.5m (24.2m) measured in an westerly direction from the prolongation of the west kerb of Record Street, so that is in effect from 8.30am – 9.00am and 2.45pm – 3.15pm School Days Only.
  - Coronation Avenue, New Plymouth
    - Create time restricted (P120) parking on the east side of Coronation Avenue from 93.1m – 103.8m (10.7m) measured in a southerly direction from the prolongation of the south kerb of Timandra Street.
    - Create time restricted (P120) parking on the east side of Coronation Avenue from 124.5m – 131.5m (7.0m) measured in a northerly direction from the prolongation of the north kerb of Tokomaru Street.
  
3. Cutfield Road, New Plymouth
  - Prohibit parking on the west side of Cutfield Road from 27.7m – 31.2m (4.0m) measured in a southerly direction from the prolongation of the south kerb of St Aubyn Street (SH44).
  
4. Mangorei Road, New Plymouth
  - Prohibit parking on the north side of Mangorei Road from 128.2m – 308.1m (179.9m) measured in a westerly direction from the prolongation of the boundary of Lot 2 DP 488345 and Lot 4 DP 10014.
  - Prohibit parking on the south side of Mangorei Road from 129.9m – 309.8m (179.9m) measured in a westerly direction from the prolongation of the boundary of Lot 2 DP 488345 and Lot 4 DP 10014.
  
5. Molesworth Street (SH3), New Plymouth
  - Prohibit parking on the north side of Molesworth Street from 80.3m – 104.9m (24.8m) measured in an easterly direction from the prolongation of the east kerb of Liardet Street.

- Prohibit parking on the south side of Molesworth Street from 91.7m – 97.7m (6.0m) measured in an easterly direction from the prolongation of the east kerb of Liardet Street.
6. Molesworth Street, New Plymouth
- Prohibit parking on the north side of Molesworth Street from 15.3m – 24.4m (9.1m) measured in an easterly direction from the prolongation of the east kerb of Elliot Street.
7. Swans Road, New Plymouth
- Prohibit parking on the west side of Swans Road from 89.6m – 99.6m (10.0m) measured in a southerly direction from the prolongation of the south kerb of Cygnet Drive.
  - Prohibit parking on the west side of Swans Road from 104.0m – 114.0m (10.0m) measured in a southerly direction from the prolongation of the south kerb of Cygnet Drive.

Carried

## 2. Community Board Plans Update

ECM7862372

The purpose of this report is to provide a collated update of responses on the outcomes of the Community Boards Long-term Plan submissions.

Performance Committee Resolution:

Cr Duynhoven )

Cr Pearce )

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

Carried

### Decisions from the Audit and Risk Committee

Meeting Date: Tuesday 20 November 2018

Members Present: Councillor Richard Handley (Chairperson); Mayor Neil Holdom, Councillors Richard Jordan, Roy Weaver and John Williams; Ms Adrienne Young-Cooper

Non-members Present: Harry Duynhoven, Alan Melody, Stacey Hitchcock, Gordon Brown, Shaun Biesiek, John McLeod, Mike Merrick and Marie Pearce

Staff in Attendance: Alan Bird, Julie Straka, Rowan Betts, Paul Drake, Richard Gater, Juliet Johnson, Alison Trustrum-Rainey, Steve Ilkovics, David Langford

## 1. Risk Management Update November 2018

ECM7819480

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

*Audit and Risk Committee Resolution:*

Mayor Holdom )

Ms Young-Cooper )

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

Carried

**2. Legal Compliance Summary November 2018**

ECM7817306

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.

*Audit and Risk Committee Resolution:*

Cr Weaver )

Cr Jordan )

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

Carried

**3. Coastal Hazard Zone and Council Decision Making**

ECM 7853203

This report addresses a request from the Audit and Risk Committee for Officers to consider the Council's legal liability relating to coastal erosion and the coastal hazard areas in the District Plan. The report also considers how we are obliged to manage coastal hazard information. Further responses will be provided through the development of the District Plan Review.

*Audit and Risk Committee Resolution:*

Mayor Holdom )

Cr Williams )

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

Carried

**Recommendations from the Performance Committee**

Meeting Date: Wednesday, 28 November 2018 at 3.30pm

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Non-members Present: Councillors Alan Melody, Shaun Biesiek, Roy Weaver, Richard Handley and Stacey Hitchcock

Community Board Chairpersons: Doug Hislop (Kaitake), Ken Bedford (Clifton); Andrew Larsen (Waitara)

Staff in Attendance: Craig Stevenson, Nadia Phillips, Julie Straka, Liam Hodgetts, Kelvin Wright, Alan Bird, David Langford, Alison Trustrum-Rainey, Ben Brown, Jayne Tidbury-Ber

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### 3. Procurement Policy Review

ECM7863807

The matter for consideration by the Council is acceptance of a reviewed procurement policy and manual with introduction of a procurement strategy.

A procedural motion was moved:

Cr Jordan )

Cr Williams )

That, having considered all matters raised in the report, the matter be left to lie on the table pending further work on the draft Procurement Policy 2018, and that it be returned to the Performance Committee for further consideration, as soon as practicable, in 2019.

Carried

Council Resolution

Cr Jordan )

Cr McLeod )

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

Carried

### 4. Health & Safety Quarterly Report – Period Ending 30 September 2018

ECM7887399

This report presents the Health and Safety Quarterly Report for the period ended September 2018 as part of the Due Diligence obligations (Officers Charter - Obligation 4).

Performance Committee Recommendation

Cr Johnston )

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 in relation to the Health & Safety Quarterly Report – Period Ending 30 September 2018, be adopted.

Carried

*Cr McLeod requested that his vote against the motion be recorded.*

Council Resolution:

Cr Handley )

Cr Pearce )

That the following recommendation of the Audit and Risk Committee be adopted by the Council and form part of the proceedings of and be entered in the minutes of this council meeting.

Carried

## 5. Update to Council's Delegations Register

ECM7821633

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 the attached Schedule, to ensure that the Council officers have the necessary authority to undertake the functions, powers, or duties on behalf of the Council.

### Audit and Risk Committee Recommendation:

Cr Weaver )

Mayor Holdom )

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

- a) delegates the powers and duties, as set out in the attached Schedule, to the specified Council officers;
- b) delegates all powers and duties currently delegated to the Council's "Planning Lead" officer in the electronic Delegations Register (available at: <http://delegations.npdc.nz/>) to the new position of "Regulatory Solution Lead";
- c) revoke all delegations made under the Land Transfer Act 1952 in the Delegations Register due to its repeal effective from 12 November 2018;
- d) directs that the Council's Delegations Register be updated accordingly.

Carried

## EXCLUSION OF THE PUBLIC FROM THE REMAINDER OF THE MEETING

ECM7890765

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:

- a) Internal Audit Update  
The withholding of the information is necessary to prevent the disclosure or use of official information for improper gain or improper advantage, this particular interest being protected by section 7(2)(j) of the Act.
- b) Venture Taranaki Trust - Trustee Appointment  
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