



PAPAIOEA
PALMERSTON
NORTH
CITY

PALMERSTON NORTH CITY COUNCIL

AGENDA

COUNCIL

9AM, WEDNESDAY 2 MARCH 2022

COUNCIL CHAMBER, FIRST FLOOR,
CIVIC ADMINISTRATION BUILDING,
32 THE SQUARE, PALMERSTON NORTH

MEMBERS

| | |
|--|------------------------------|
| Grant Smith (Mayor) | |
| Aleisha Rutherford (Deputy Mayor) | |
| Brent Barrett | Patrick Handcock ONZM |
| Susan Baty | Leonie Hapeta |
| Rachel Bowen | Lorna Johnson |
| Zulfiqar Butt | Billy Meehan |
| Vaughan Dennison | Orphée Mickalad |
| Renee Dingwall | Karen Naylor |
| Lew Findlay QSM | Bruno Petrenas |

AGENDA ITEMS, IF NOT ATTACHED, CAN BE VIEWED AT

pncc.govt.nz | Civic Administration Building, 32 The Square
City Library | Ashhurst Community Library | Linton Library

Heather Shotter

Chief Executive | PALMERSTON NORTH CITY COUNCIL

COUNCIL MEETING

2 March 2022

ORDER OF BUSINESS

1. Apologies

2. Notification of Additional Items

Pursuant to Sections 46A(7) and 46A(7A) of the Local Government Official Information and Meetings Act 1987, to receive the Chairperson's explanation that specified item(s), which do not appear on the Agenda of this meeting and/or the meeting to be held with the public excluded, will be discussed.

Any additions in accordance with Section 46A(7) must be approved by resolution with an explanation as to why they cannot be delayed until a future meeting.

Any additions in accordance with Section 46A(7A) may be received or referred to a subsequent meeting for further discussion. No resolution, decision or recommendation can be made in respect of a minor item.

3. Declarations of Interest (if any)

Members are reminded of their duty to give a general notice of any interest of items to be considered on this agenda and the need to declare these interests.

4. Presentation - New Year's Honours 2022

Page 7

5. **Confirmation of Minutes** Page 11
 "That the minutes of the ordinary meeting of 20 December 2021 Part I Public be confirmed as a true and correct record."

REPORTS

6. **Ferguson/Pitt Street Intersection Upgrade** Page 27
 Report, presented by Sandra King, Acting General Manager Transport and Development.
7. **Update to Delegation Changes for emergency purpose** Page 41
 Memorandum, presented by Hannah White, Democracy and Governance Manager.
8. **Council Appointments** Page 47
 Memorandum, presented by Hannah White, Democracy and Governance Manager.
9. **Submission to the Palmerston North Reserves Empowering Amendment Bill (Huia Street Reserve)** Page 51
 Memorandum, presented by Jono Ferguson-Pye, City Planning Manager.
10. **Work Schedule** Page 59

RECOMMENDATIONS FROM COMMITTEE MEETINGS

11. **Presentation of the Part I Public Finance & Audit Committee Recommendations from its 23 February 2022 Meeting** Page 63

12. **Exclusion of Public**

To be moved:

"That the public be excluded from the following parts of the proceedings of this meeting listed in the table below.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each

matter, and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

| General subject of each matter to be considered | | Reason for passing this resolution in relation to each matter | Ground(s) under Section 48(1) for passing this resolution |
|---|---|---|---|
| 13. | Minutes of the ordinary meeting - Part II Confidential - 20 December 2021 | For the reasons setout in the ordinary minutes of 20 December 2021, held in public present. | |
| 14. | PNCC Wastewater Consent Renewal Irrigation requirements - Decision on funding early land negotiation and purchase | Negotiations | s7(2)(i) |
| 15. | Part IIB - Chief Executive Contract | Privacy | s7(2)(a) |
| 16. | Part IIB - Chief Executive Recruitment | Privacy | s7(2)(a) |

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public as stated in the above table.

Also that the persons listed below be permitted to remain after the public has been excluded for the reasons stated.

[Add Third Parties], because of their knowledge and ability to assist the meeting in speaking to their report/s [or other matters as specified] and answering questions, noting that such person/s will be present at the meeting only for the items that relate to their respective report/s [or matters as specified].

PRESENTATION

TO: Council

MEETING DATE: 2 March 2022

TITLE: Presentation - New Year's Honours 2022

RECOMMENDATION(S) TO COUNCIL

1. That Council note that congratulations have been conveyed on behalf of the Council to the local recipients of the New Year's Honours 2022.
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SUMMARY

The Mayor will refer to the local recipients of the New Year's Honours.

ATTACHMENTS

1. New Year's Honours Recipients 2022 [↓](#) 

NEW YEAR'S HONOURS LIST – 2022 - Palmerston North Recipients

| Name | Type of Honour | Reason | Details |
|-----------------------------------|---|---|--|
| Mr Rodger Denis Fox | Companion of the New Zealand Order of Merit | For services to music | <p>Mr Rodger Fox is a leading jazz trombonist, big band leader, jazz educator, arranger, producer, musical director and lecturer.</p> <p>Mr Fox established New Zealand's pre-eminent big band, the Rodger Fox Big Band. He has been an active performer to the present day, with a broad range of nationally and internationally renowned names from the jazz and entertainment worlds. He has performed concerts in the United States, London, Singapore, Australia, Poland and Palmerston North, as well as at numerous music festivals. He has recorded 44 albums over the course of his career. His work has seen him awarded the New Zealand Jazz Recording of the Year five times. He has been artistic director of the Queen's Birthday Jazz Festival since 2006, the Napier Jazz Festival since 2014, and the 10-day Manawatu International Jazz and Blues Festival since 2000. He has been part of the judging panel for Tauranga Jazz Festival since 2006. Rodger has been a key driver of jazz nationally, making significant contributions to encourage young people and schools, touring the country to deliver workshops and promote music. He has delivered numerous international workshops and masterclasses. Mr Fox was senior tutor at Massey University from 2000 to 2011 and senior lecturer at Victoria University from 2011, till present day.</p> |
| Dr Anthony Jonathan Royce Godfrey | Officer of the New Zealand Order of Merit | For services to disabled people, particularly blind and low vision people | <p>Dr Jonathan Godfrey has been on the Board of the Association of Blind Citizens of New Zealand since 2004 and President since 2016.</p> <p>Dr Godfrey has provided leadership for the Disabled People's Organisation Coalition, a coalition of seven disabled person-led organisations. He has played a key role in the development of the Disability Action Plan 2019-2023. He is currently a Senior Lecturer in Statistics at Massey University, and is reportedly the first blind person to be appointed to such a role internationally. He has been a member of the cross-</p> |

| | | | |
|--|--|--|--|
| | | | <p>government Disability Data and Evidence Working Group, contributing his skills as a statistician to improve the availability of disability data in the census and other government surveys. His 2006 report 'Supplementary analysis of the cost of blindness in New Zealand' remains a valuable resource. Internationally, he has provided mentoring to blind students pursuing statistics and other STEM subjects. He was a Board member of the Royal New Zealand Foundation of the Blind from 2006 to 2011. Within the wider community, Dr Godfrey has held roles with Palmerston North City Council committees, been a member of Mid-Central DHB's Disability Support Advisory Committee from 2008 to 2017, and has been a Trustee for Palmerston North's Central Region Advocacy Service.</p> |
|--|--|--|--|

PALMERSTON NORTH CITY COUNCIL

Minutes of the Council Meeting Public, held in the Council Chambers, First Floor, Civic Administration Building, 32 The Square, Palmerston North on 20 December 2021, commencing at 9.08am.

Members Present: The Mayor (Grant Smith) (in the Chair) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

Apologies: Councillor Bruno Petrenas (early departure).

Councillor Bruno Petrenas left the meeting at 12.11pm during consideration of clause 168-21. He was not present for clauses 168.7 to 169 inclusive.

153-21 Apologies

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

That Council receive the apologies.

Clause 153-21 above was carried 16 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

Declaration of Interest

Councillor Brent Barrett declared a conflict of interest in Item 8 Appointment of Elected Member on the Consent Phase Project Reference Group for the Wastewater BPO (clause 163-21) and took no further part in discussion or debate.

154-21 Suspension of Standing Orders

Moved Grant Smith, seconded Leonie Hapeta.

RESOLVED

1. **Standing Order 2.7.1 Notice of Motion to be in writing** be suspended for the duration of this meeting
2. **Standing Order 2.20.1 Presentations** be suspended for the duration of this meeting.

Clause 154-21 above was carried 16 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

155-21

Additional Items

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

1. That the following late items be received for the reasons given:
Notice of Motion – Ferguson Street Intersection
The Notice of Motion was received within the 7 day deadline but was accidentally missed off the agenda. To meet the deadline requested in the recommendation of the Notice of Motion, it must be considered today.
2. **Presentation of the Public Finance & Audit Committee's recommendations from its 15 December 2021 Meeting.**
The Finance & Audit Committee meeting was held after the publication of the Council agenda, it is timely to have council resolve these recommendations.
3. **Confidential Notice of Motion – Purchase of Land**
Council was only approached to purchase the land on 15 December 2021. The owner is keen to see the land be used for the benefit of the city, hence the approach under urgency.

Clause 155-21 above was carried 16 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

156-21 Confirmation of Minutes

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

1. That the minutes of the ordinary meeting of 1 December 2021 Public be confirmed as a true and correct record.

Clause 156-21 above was carried 16 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

157-21 Presentation - Melissa Downey

Melissa Downey spoke on the use and impact of vaccine passes at public facilities, in particularly the City Library. She asked for the Palmerston North City Council to amend its decision and let all people back into libraries.

She raised the following points:

Excluding unvaccinated people from libraries is an infringement of their human rights under the Universal Declaration of Human Rights 1948 which gives people the right of freedom of expression and the right to access information and ideas. Requiring a vaccine pass should not trump these two fundamental rights.

Libraries should be treated the same as other essential services.

PNCC needs to stop harming society by enforcing measures which contribute to (avoidable) social exclusion. Covid has already increased social exclusion and requiring a vaccine pass to access the library is making social exclusion worse.

Vaccination passes only frustrates library staff and burdens them with additional responsibilities to police them.

PNCC has gone beyond what is required of it by the traffic light system. There is no requirement for councils to require vaccine passes at public facilities and given there are no covid cases in Palmerston North. The risk is low and, it is therefore unreasonable to require a vaccine pass at ratepayer facilities.

Requiring a vaccine pass undermines the Council's Safe and Connected City Strategy (especially around life-long learning). Vaccine passes are a barrier to access and restrict the use of many

databases which are only available at the library.

There was no public consultation on the use of vaccine passes in public facilities. Requiring vaccine passes has a significant public interest and should have been consulted on.

A more pragmatic approach to accessing risk should have been taken.

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

That the presentation be received for information.

Clause 157-21 above was carried 16 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

158-21

Notice of Motion: Ferguson Street Safety Improvements

Councillor Johnson explained the need to see this piece of work and for Members to have oversight of the design. This report is an opportunity for members to hear what the public have to say and see that any design changes reflect council strategies.

Councillor Johnson amended her motion to say 'written feedback' instead of 'submissions' from the public so that all feedback could be seen by members.

Officers were concerned about the timing of the requested report, as any changes to the design of the project would delay the tender process. Councillor Johnson amended the motion for the report to come to the Council meeting in March.

Moved Lorna Johnson, seconded Brent Barrett.

RESOLVED

1. That written feedback from the public on the Ferguson Street Safety Improvements and the updated design for the project are reported to Council on 2 March 2022 prior to the tender process for the work being initiated.

Clause 158.1 above was carried 10 votes to 6, the voting being as follows:

For:

Councillors Brent Barrett, Rachel Bowen, Zulfiqar Butt, Renee Dingwall, Patrick Handcock ONZM, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor and Bruno Petrenas.

Against:

The Mayor (Grant Smith) and Councillors Susan Baty, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta and Aleisha Rutherford.

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

2. That the officer response be received.

Clause 158.2 above was carried 16 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

159-21

Presentation - Jonathan Marshall

Jonathan Marshall spoke on the proposed Ferguson Street improvement programme. He highlighted the importance of having all roads in the city (including the inner ring road) fit for all modes of travel.

He agreed with the need to change the intersections of Ferguson and Pitt St and Ferguson and Linton St to improve safety but disagreed with the safety of the shared path proposal. He queried how cyclists and pedestrians were to safely cross the inner ring road to access the city centre.

He disagreed with the concept of having a four-way road solely for the use of motor vehicles and referred to the Council's Central City Framework and Urban Cycle Network Master Plan which specified that the ring road would be for all road users including pedestrians and cyclists. The current design is not meeting the requirements of council's own strategies

He questioned the logic that an inner ring road would discourage motorists from using the streets in the city centre. He believed it would have the opposite effect.

He believed traffic calming measures would provide a better outcome to slow cars and improving road safety for all users than a four lane road.

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

That the presentation be received for information.

Clause 159-21 above was carried 16 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

The meeting adjourned at 10.51am

The meeting returned at 11.10am

REPORTS

160-21 **Update on Water Reform**

Memorandum, presented by Heather Shotter, Chief Executive Officer

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

1. That Council receive the report Update on Water Reform

Clause 160-21 above was carried 16 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

161-21 **Central Economic Development Agency (CEDA) Shareholding Review**

Memorandum, presented by David Murphy, Chief Planning Officer.

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

1. That no further action be taken at this time regarding the review of the current shareholding arrangements for the Central Economic Development Agency.

Clause 161.1 above was carried 15 votes to 1, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

Against:

Councillor Brent Barrett.

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

2. That the report titled "CEDA Shareholding Review" presented to the 20 December 2021 Council meeting be received.
3. That the Chief Executive be directed to monitor Government reform affecting Local Government and initiate discussions with Manawatu District Council and other councils within the southern Manawatu-Whanganui region regarding what Government reform may mean for the future delivery of economic development functions within the southern Manawatu-Whanganui region.

Clauses 161.2 & 161.3 above were carried 16 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

162-21

Palmerston North Performing Arts Trust - Annual Report and Annual Accounts 2021

Memorandum, presented by Hannah White, Democracy & Governance Manager.

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

1. That the Palmerston North Performing Arts Trust Annual Report and financial statements 2020/2021 as attached to the memorandum titled 'Palmerston North Performing Arts Trust – Annual Report and Annual Accounts 2021', presented to Council on 20 December 2021, be received for information.

Clause 162-21 above was carried 16 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

163-21

**Appointment of Elected Member on the Consent Phase Project
Reference Group for the Wastewater BPO**

Memorandum, presented by Hannah White, Democracy and Governance Manager.

The Democracy & Governance Manager corrected an error in the report. In 3.4 the report should read 'reference group'

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

1. That Council adopt the Mayor's recommendation to appoint Councillor Brent Barrett as the Elected Member on the Consent Phase Project Reference Group for the Wastewater BPO for the remainder of the Council term or the dissolution of the Reference Group whichever is the earliest.

Clause 163-21 above was carried 15 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

Note:

Councillor Brent Barrett declared a conflict of interest, withdrew from the discussion and sat in the gallery.

164-21

Council Work Schedule

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

1. That the Council receive its Work Schedule dated December 2021.

Clause 164-21 above was carried 16 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

RECOMMENDATIONS FROM COMMITTEE MEETINGS

165-21

Rangitāne o Manawatū Committee Public - 2 December 2021

Consideration was given to Rangitāne o Manawatū Committee's recommendations below.

Moved Grant Smith, seconded Vaughan Dennison.

RESOLVED

Te Motu O Poutoa Development Plan: Progress Report

1. That a PNCC Elected Member is added to the Design Working party for Te Motu o Poutoa.
2. That Anzac Park reference and status is retained when referring to Te Motu o Poutoa.

Clause 165-21 above was carried 14 votes to 1, with 1 abstention, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Lorna Johnson, Billy Meehan, Orphée Mickalad, Bruno Petrenas and Aleisha Rutherford.

Against:

Councillor Karen Naylor.

Abstained:

Councillor Leonie Hapeta.

166-21

Community Development Committee Public - 1 December 2021

Consideration was given to Community Development Committee's recommendations below.

Moved Lorna Johnson, seconded Rachel Bowen.

RESOLVED

Community Reference Groups - Terms of Reference

1. That the Terms of Reference for Community Reference Groups, including the Disability Reference Group, Seniors Reference Group and the Pasifika Reference Group, be approved.
2. That the Council confirm a liaison Councillor for each Reference Group.

Clause 166-21 above was carried 15 votes to 1, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

Against:

Councillor Renee Dingwall.

Moved Renee Dingwall, seconded Patrick Handcock ONZM.

Note:

On an amendment to recommendation 1 above, that Clause 5.1 Group Composition in the Community Reference Groups – Terms of Reference read:

The Pasifika Reference Group will include **skilled Pasifika** members with a variety of backgrounds and experiences in different sectors. ~~including members from each Pasifika community in Palmerston North. Members will have connection to and experience working with Pasifika families and communities.~~

The amendment was lost 6 votes to 10, the voting being as follows:

For:

Councillors Brent Barrett, Renee Dingwall, Patrick Handcock ONZM, Leonie Hapeta, Karen Naylor and Bruno Petrenas.

Against:

The Mayor (Grant Smith) and Councillors Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Lew Findlay QSM, Lorna Johnson, Billy Meehan, Orphée Mickalad and Aleisha Rutherford.

167-21

Planning & Strategy Committee Public - 8 December 2021

Consideration was given to Planning & Strategy Committee's recommendations below.

Moved Aleisha Rutherford, seconded Patrick Handcock ONZM.

RESOLVED

Proposed Plan Change J: Massey University Turitea Historic Area

1. That the Massey University Turitea Historic Area Private Plan Change request by Massey University, included as attachment 1 to the memorandum titled 'Proposed Plan Change J: Massey University Turitea Historic Area' presented to the Planning & Strategy Committee on 8 December 2021, be adopted pursuant to Section 25(2)(a), Part 2 of the First Schedule of the Resource Management Act 1991.
2. That the Massey University Turitea Historic Area Plan Change request by Massey University be notified in accordance with Section 26, Part 2 of the First Schedule of the Resource Management Act 1991.

Clause 167-21 above was carried 16 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

168-21

Finance & Audit Committee Public - 15 December 2021

Consideration was given to Finance & Audit Committee's recommendations below.

Moved Susan Baty, seconded Karen Naylor.

RESOLVED

That future reporting on Elected Member Sensitive Expenditure only include:

- a. All Elected member travel, accommodation and training costs (including Mayor and Deputy Mayor)
- b. All Elected member expense claims (including Mayor and Deputy Mayor)
- c. Mayoral Relief Fund
- d. Mayoral Discretionary Fund
- e. Mayor and Deputy Mayor credit card use
- f. Mayor's Office, Mayor and Deputy Mayor- gifts
- g. Mayor's Office, Mayor and Deputy Mayor- hospitality

Clause 168-21 above was carried 14 votes to 0, with 2 abstentions, the voting being as follows:

For:

Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor and Bruno Petrenas.

Abstained:

The Mayor (Grant Smith) and Councillor Aleisha Rutherford.

Moved Susan Baty, seconded Karen Naylor.

RESOLVED

1. Additional Director for Palmerston North Airport Ltd

1. That in response to a request from the Board of Palmerston North Airport Ltd it be agreed the maximum number of directors for the Board of the Company be increased from five to six.
2. That the Council's shareholder representative be authorised to sign shareholder resolutions required under the Company's Constitution to give effect to this change.
3. That expressions of interest be sought from applicants with the requisite skills to fill the position of an additional director for the Company.

RESOLVED

2. Palmerston North Airport Limited - Annual report for 12 months ended 30 June 2021 & Instructions relating to Annual Meeting

1. That the Annual Report and Financial Statements of Palmerston North Airport Limited for the year ended 30 June 2021 be received.
2. That the Council shareholder representative be instructed to support the proposed resolutions (as listed in 2.12) to be considered at the Annual Meeting of Palmerston North Airport Limited to be conducted by way of resolution in writing with the total remuneration of directors being \$135,000 per annum.

RESOLVED

3. Debt funding arrangements for Palmerston North Airport Ltd

1. That approval be given to the request from Palmerston North Airport Ltd (PNAL) for the Council and PNAL to enter a formal loan agreement that would enable the Council to borrow sums from the Local Government Funding Agency and on-lend to PNAL in the form of fixed rate unsecured debt.
2. That it be noted that this arrangement will not impact on the Council's ability to borrow from the Local Government Funding Agency for Council's own requirements.
3. That the Chief Executive be delegated authority to agree the terms and conditions of the loan agreement for subsequent approval by the Council as required by Council's Treasury Policy.

RESOLVED

4. 2021 Rating Valuations

1. That it be noted the 2021 City rating revaluation has been completed and new values, with an effective date of 1 September 2021, have been authorised for implementation by the Valuer-General through the issue of an unqualified audit opinion on 19 November 2021.

RESOLVED

5. 2021 Rating Valuations - Impact on Rating Incidence

1. That it be noted:
 - a. that the new rateable values are first used as the basis for rates effective from 1 July 2022 and whilst they do not increase the total rates revenue for the Council, the 2021-31 10 Year Plan assumes total rates revenue will need to increase by 8.1% to

- fund the Council's operations in 2022/23.
- b. the new rateable land values will significantly alter the incidence of rates both within and between the differential groups of property and, in particular transfer a significantly greater share of the rates to the residential sector with greater than average increases in rates on residential properties with lower values.
 - c. it is possible to alter the incidence of rates by mechanisms such as altering the level of uniform annual general charge or the differential surcharges applying to the general rate or a combination of both.
2. That the Chief Executive be instructed to develop scenarios prior to public consultation through the 2022/23 annual budget process that seeks to moderate the effects of the revaluation on the rates incidence by changing the level of the uniform annual general charge and the differential surcharges for the general rate.

RESOLVED

6. Updated 2022 Business Assurance Audit Plan

1. That Council approve the updated Business Assurance Audit Plan for the 2022 calendar year, included as Attachment One of the memorandum titled 'Updated 2022 Business Assurance Audit Plan' presented to the Finance & Audit Committee on 15 December 2021.

Clause 168.1- 168.6 above was carried 16 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

Councillor Bruno Petrenas left the meeting at 12.11pm

Moved Susan Baty, seconded Karen Naylor.

RESOLVED

7. Review of Rating System

1. That the Chief Executive continually review aspects of the rating system and in particular investigate options for introducing new targeted rates for the 2023/24 year and also for a revised trigger mechanism for determining the interface between rural and urban rating.

2. That the Chief Executive report to Council on options including approaches to rating system implementation, to encourage utilisation of vacant buildings and brownfield land within the city.

Clause 168.7 above was carried 14 votes to 1, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor and Aleisha Rutherford.

Against:

Councillor Leonie Hapeta.

Moved Susan Baty, seconded Karen Naylor.

RESOLVED

8. Review of Rating System

3. That the Council determines that in principle it believes a rating system with a general rate based on the capital value is more appropriate and the Chief Executive be instructed to develop options incorporating a capital value based rate and in reporting back:
 - i. demonstrate how implementation might be transitioned over a period of up to three years beginning in 2023/24, and
 - ii. outline a proposed public engagement process.

Clause 168.8 above was carried 12 votes to 3, the voting being as follows:

For:

Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor and Aleisha Rutherford.

Against:

The Mayor (Grant Smith) and Councillors Vaughan Dennison and Leonie Hapeta.

Moved Susan Baty, seconded Karen Naylor.

RESOLVED

9. Adoption of Annual Report 2020/21

1. That the Annual Report 2020/21 and Summary Annual Report 2020/21 be adopted.
2. That the Council note that an Auditor's 'opinion' from Audit New Zealand would be expected to be received following recommended adoption by Council on 20 December 2021 and Council signing of the reports.

3. That delegated authority be given to the Chairperson and Deputy Chairperson of the Finance and Audit Committee to make minor amendments to the Annual Report 2020/21 and Summary Annual Report 2020/21.

Clause 168.9 above was carried 15 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Zulfiqar Butt, Vaughan Dennison, Renee Dingwall, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor and Aleisha Rutherford.

EXCLUSION OF PUBLIC

169-21 Recommendation to Exclude Public

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

That the public be excluded from the following parts of the proceedings of this meeting listed in the table below.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

| General subject of each matter to be considered | | Reason for passing this resolution in relation to each matter | Ground(s) under Section 48(1) for passing this resolution |
|---|--|---|---|
| 14. | Minutes of the ordinary meeting - Confidential - 1 December 2021 | For the reasons set out in the ordinary minutes of 1 December 2021, held with public present. | |
| 15. | Oriana Reserve: Return and relocation of land | Negotiations | s7(2)(i) |
| 16. | Tender Award - Cuba Street Stage 2 | Third Party Commercial | s7(2)(b)(ii) |
| 17. | Streets for People | Third Party Commercial and Negotiations | s7(2)(b)(ii) and s7(2)(i) |
| 18. | All Saints Resource Consent: Objection to | Negotiations | s7(2)(i) |

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| | Costs | | |
| 19. | Minutes of the Part IIB Chief Executive's Performance Review (Limited Circulation) | Privacy | s7(2)(a) |
| 20 | Notice of Motion – Purchase of Land | Negotiations | s7(2)(i) |

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public as stated in the above table.

Also that the person listed below be permitted to remain after the public has been excluded for the reasons stated.

Nicholas Jessen, CR Law because of his knowledge and ability to assist the meeting in speaking to the reports Item 15: Oriana Reserve: Return and relocation of land and Item 18: All Saints Resource Consent: Objection to Costs and answering questions, noting that such person will be present at the meeting only for the said items.

Clause 169-21 above was carried 11 votes to 3, with 1 abstention, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Susan Baty, Zulfiqar Butt, Vaughan Dennison, Lew Findlay QSM, Patrick Handcock ONZM, Leonie Hapeta, Lorna Johnson, Billy Meehan, Orphée Mickalad and Aleisha Rutherford.

Against:

Councillors Brent Barrett, Renee Dingwall and Karen Naylor.

Abstained:

Councillor Rachel Bowen.

The public part of the meeting finished at 12.17pm

Confirmed 2 March 2022

Mayor

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| Report |
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TO: Council

MEETING DATE: 2 March 2022

TITLE: Ferguson/Pitt Street Intersection Upgrade

PRESENTED BY: Sandra King, Acting General Manager Transport and Development

APPROVED BY: Sarah Sinclair, Chief Infrastructure Officer

RECOMMENDATION(S) TO COUNCIL

1. That Council endorses the modified Ferguson/Pitt Street Intersection Upgrade design (Option 1) and proceeds to tender.
2. That Council directs the Chief Executive to plan and undertake further investigations as traffic growth increases, to identify future additional safety management options and timings. These include another signalised crossing at Linton Street, and the solid median from Fitzherbert through to Pitt Street.

SUMMARY OF OPTIONS ANALYSIS FOR

| | |
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| Problem or Opportunity | <p>The proposed Ferguson/Pitt Street intersection improvements has been identified and funded for upgrading for some time, as part of the city's Inner Ring Road development. The project is intrinsically linked to Council's strategic direction, which enables improved road safety at the intersection and the efficiency of circulation of traffic around the 'streets for people' city centre environment.</p> <p>Waka Kotahi co-funding of this project has been secured as part of the 2021-24 National Land Transport Fund, and has been signalled for delivery this financial year. While funding has been provided for a three-year period, an annual review of deliverability is being assessed by Waka Kotahi. A carry-forward of some of this project's funding into 2022/23 financial year has been signalled to Waka Kotahi.</p> <p>Feedback has been received following engagement with the community over the design detail of the intersection improvement works.</p> <p>Some feedback received relates to the outcomes of the technical design process, for example, roundabout vs signalised intersection. Some relates to achieving the required efficiency of outcome, such as issues limiting options for pedestrian signalisation at Linton Street. Response to feedback has resulted</p> |
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| | <p>in adjustments to the design with respect to bus stop locations, removal of the solid median and removal of the east bound cycle lane on Ferguson Street.</p> <p>The remaining feedback relates primarily to provision of the Inner Ring Road for all modes of travel. Specifically, inclusion of cycling facilities being accommodated on the ring road and at this intersection upgrade.</p> <p>The limitation of legal road width and prioritisation of the Inner Ring Road for vehicle movements as part of Council's strategic direction, means that separated cycling provision along the ring road is not provided for. Instead, cycling to and across the ring road are proposed to be accommodated via alternative routes as part of the Urban Cycle Masterplan.</p> |
| OPTION 1: | Council endorses the modified Ferguson/Pitt Street intersection design and proceeds to tender for the works |
| Community Views | <p>The engagement process has identified that improvement works at the intersection and along Ferguson Street are required to improve safety for vehicles and pedestrians. There is support for the upgrade works, with the modified design accommodating most of the issues raised by the local community. The wider community has not been engaged recently on the overall outcomes anticipated by the project – being efficiency of vehicle movement along the inner ring road, and encouraging vehicle use of the inner ring road in preference to the city centre, for cross city traffic.</p> <p>The feedback request relating to the Inner Ring Road being designed for all modes, accommodating full cycling facilities, does not align to Council's strategic direction.</p> |
| Benefits | <p>Safety risks at the intersection and east along Ferguson Street are addressed. Removal of the cycle lane west bound along Ferguson Street into the intersection eliminates the erroneous impression of cycle facilities being available on the Inner Ring Road. Alternative cycling routes into the city centre and across the ring road will be developed as part of the Urban Cycle Masterplan</p> |
| Risks | <p>Removal of the solid median barrier to accommodate vehicle movements to and from adjoining properties carries some risk, however, this can be monitored over time and addressed as the risk profile increases through increased vehicle uptake. Limited cycling facilities to and across the Inner Ring Road retains some safety risk for travel into the city centre until the Urban Cycle Masterplan is fully implemented.</p> |
| Financial | <p>Council budget is available for this upgrade works this financial year, including confirmed Waka Kotahi co-funding. The tender process will identify whether budgets set through the 10 Year</p> |

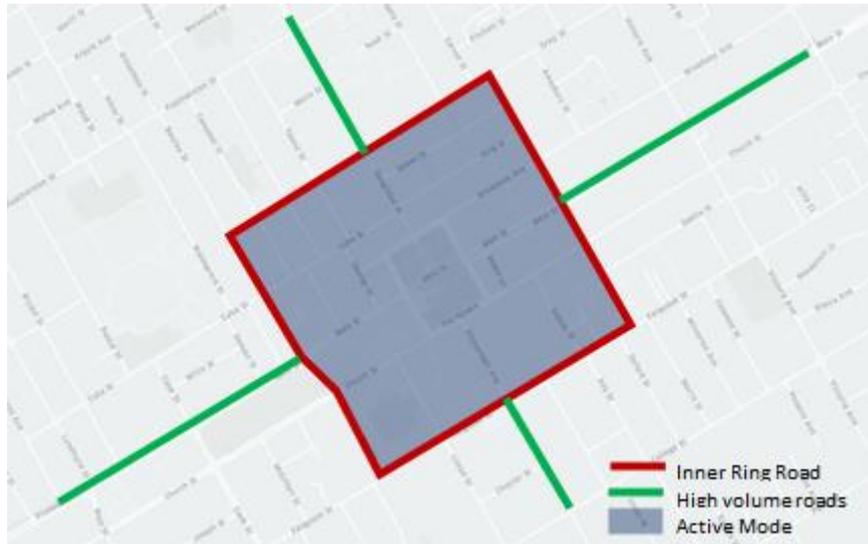
| | |
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| | Plan process meet current supplier costs. |
| OPTION 2: | Council reprioritises design of the Ferguson/Pitt Street intersection improvement work to accommodate safe cycling facilities |
| Community Views | Some feedback through the local engagement process sought safe cycling facilities on both sides of Ferguson Street as part of the Inner Ring Road development. This conflicts with developing the Inner Ring Road for vehicle modal priority around the city centre, as outlined in the 2013 City Centre Framework and the 2019 Urban Cycle Masterplan. |
| Benefits | Safe cycling facilities are provided along a small portion of the Inner Ring Road for travel into the city centre. |
| Risks | To accommodate safe cycling facilities via a separated cycle lane will result in the road being single lane on the northern side, and dual lane on the southern side, for vehicles. This will compromise the safety and efficiency of traffic circulation between Ferguson and Pitt Street and west along Ferguson Street, and will not achieve the project objectives. Congestion will be exacerbated as growth increases movements on the Inner Ring Road, and development of the 'streets for people' city centre environment, as well as urbanisation of other desired routes across the city, restrict traffic movements. |
| Financial | Waka Kotahi co-funding of this project (51%) has been endorsed based on development of the Inner Ring Road as a vehicle efficiency project. This co-funding may be reassessed should a significant change in mode prioritisation affect the outcome of achieving an efficient Inner Ring Road as signalled in Council's strategic direction. |

RATIONALE FOR THE RECOMMENDATIONS

1. OVERVIEW OF THE PROBLEM OR OPPORTUNITY

- 1.1 The Ferguson/Pitt Street intersection upgrade is a project in Councils 2021-31 10 Year Plan. It has been endorsed by Waka Kotahi for co-funding as part of Councils Low Cost Low Risk (LCLR) programme through the 2021-24 National Land Transport Plan. The upgrade is programmed for delivery this financial year (2021/22). While funding has been provided for a three-year period, review deliverability is being assessed by Waka Kotahi annually. A request to carry-forward most of this funding into 2022/23 financial year has been made to Waka Kotahi
- 1.2 The purpose of the project is to improve road safety at the intersection of Ferguson/Pitt Street and increase the efficiency of circulation of traffic around the 'streets for people' city centre environment.

- 1.3 The intersection upgrade forms part of Palmerston North's Inner Ring Road (Pitt/Walding/Grey/Princess/Ferguson) which has been developed in phases over some 50 years. Designed as a primary route for vehicles intending to cross from one side of the city to the other, the Inner Ring Road connects four of the city's key high volume roads (Pioneer Highway, Fitzherbert Street, Rangitikei Street (SH3) and Main Street (SH3)).



- 1.4 Supported by the 2013 City Centre Framework, the Inner Ring Road provides for traffic circulation around the city centre which in turn enables prioritisation of active modes of travel in the city centre. The completion of the Inner Ring Road is inextricably linked to the development of major city centre projects, including Cuba Street upgrade, Streets for People, and the Bus Terminal developments. The completion of the Inner Ring Road is also an enabler of the Palmerston North Integrated Transport Initiative (PNITI), as it provides for the movement of freight and heavy vehicles that service the city.
- 1.5 The Inner Ring Road is not identified as a cycle route under the 2019 Urban Cycle Master Plan, and as such no provision for cycle lanes have been made. To provide for cycling into the city centre and across the Inner City Ring Road alternative parallel routes and crossing locations are identified, including Church Street and Main Street West. Cycling along this section of Ferguson Street (west of Pitt Street intersection) can be accommodated through McGriffert Street (a quiet local street) to connect onto Church Street and into the city centre.
- 1.6 While a cycle lane on Ferguson Street to the west of the Inner Ring Road is indicated on the master plan, its purpose is to provide a link to South Street for cycling access to the rear entrance of Palmerston North Intermediate School.
- 1.7 Once the strategy was developed, and budgets allocated, preliminary design was prepared for the Ferguson/Pitt Street intersection upgrade. The upgrade provides for:

- traffic signals at the Ferguson/Pitt Street intersection, including pedestrian crossing facilities,
- dual traffic lanes to match the rest of the Inner Ring Road development,
- a third lane was proposed for vehicles heading westbound on Ferguson Street, to minimise the impact of circulating traffic at the intersection of Pitt Street,
- a median barrier was proposed to eliminate potential head on crashes and conflicts from right turn movements into and out of adjoining properties,
- right and left turn movements into Linton Street are maintained, with restrictions applied to left turn movements out of Linton Street only on either side of Ferguson Street,
- footpaths on either side of Ferguson Street, with additional width on the south side to accommodate a shared cycle/pedestrian path along the frontage of Palmerston North Intermediate School
- cycle/pedestrian refuge bay near Pak n Save supermarket
- removal of the unsafe pedestrian zebra crossing facilities on Ferguson Street and South Streets

1.8 Community feedback was sought on the preliminary design prior to finalising, with engagement taking place through letter drops in the surrounding area, individual meetings with key business and clubs, two drop-in sessions, social media posts and web site feedback form. The intent of this approach was to tease out and address issues through discussions, and modify the final design as appropriate. Officers have also been preparing the contract documentation for the tender process to meet project deadlines.

1.9 During the feedback process, some concerns were raised with regard to the limited provision for cycling infrastructure within this intersection upgrade work.

2. BACKGROUND AND PREVIOUS COUNCIL DECISIONS

2.1 At Council's meeting held on 20 December 2021, a presentation was received from Mr Jonathan Marshall on the draft design. Mr Marshall's suggested that all roads in the city (including the inner ring road) need to be fit for all modes of travel, to align with Council's strategy.

2.2 A Notice of Motion was presented by Councillor Johnson at the same meeting, outlining the need for Elected Members to have oversight of the community feedback and the design proposed.

2.3 Council at its meeting held on 20 December 2021 resolved:

"That written feedback from the public on the Ferguson Street Safety Improvements and the updated design for the project are reported to Council on 2 March 2022 prior to the tender process for the work being initiated."

2.4 This report outlines the feedback received and the updated design for the Ferguson/Pitt Street Intersection upgrade project.

3. DESCRIPTION OF OPTIONS

3.1 Following the engagement process, there are two options available to Council:

3.1.1 Note the modified design for the Ferguson/Pitt Street intersection upgrade based on feedback received, that accommodates removal of bus stops, removal of the east bound cycle lane on Ferguson Street (east of the intersection), and removal of the solid median facility, such that the project can proceed to tender OR

3.1.2 Direct officers to further redesign the Ferguson/Pitt Street intersection upgrade to accommodate safe cycling facilities.

4. ANALYSIS OF OPTIONS

Engagement Feedback

4.1 Feedback received from general public engagement on the draft design has been grouped into issues and analysed. A summary of the public engagement issues, analysis and outcome is outlined below in Table 1.

Table 1 – Engagement Feedback Analysis

| Key Issue | Comment |
|----------------------------------|---|
| Why no cycle lanes / facilities? | <p>Based on traffic volumes, and Waka Kotahi (NZTA) guidance, separated cycle lanes would be required on Ferguson Street. The provision of five lanes (2 eastbound and 3 westbound) leaves insufficient space for separated cycle lane.</p> <p>The primary purpose of Inner Ring Road is to enable efficient movement of vehicles around the city centre. Other safer parallel routes are planned for cyclists to travel to and across the Inner Ring Road and into the city centre.</p> <p>Cycling along Ferguson Street (west of Pitt</p> |

| Key Issue | Comment |
|---|--|
| | <p>Street intersection) and into the city centre, can be accommodated through alternative routes, including up McGriffert Street (a quiet local street) to connect onto Church Street.</p> <p>Advanced cycle stop boxes at the signalised intersection have been provided for cyclists who want to ride on the road, with traffic signals being triggered through the induction loops in this space.</p> |
| <p>Why a shared path (southern side)?</p> | <p>The scope of the project covers Ferguson Street between Linton and South Streets.</p> <p>To the east of this project, there is an existing cycle lane on the south side of the road between Linton and Fitzherbert Street, despite it being substandard as noted above.</p> <p>The purpose of the shared path is to give cyclists an option to continue to travel along Ferguson Street, separated from the proposed three traffic lanes at the intersection.</p> <p>There is insufficient space for a separated cycle facility, and a shared path is the next best option to provide for safe travel from the end of the existing cycle lane across the section of road.</p> |
| <p>Why no better pedestrian improvements?</p> | <p>Feedback received acknowledged the existing safety risk for pedestrians crossing at this intersection. Dedicated pedestrian phases in the signalisation of the intersection will provide for safer crossing facilities.</p> <p>Pedestrian crossing facilities on Ferguson Street near South Street and Linton Street will be removed. Similar to other four lane roads in Palmerston North, the infrastructure will discourage crossing between the signalised crossings</p> <p>In context of existing traffic volumes and budget, a new pedestrian refuge facility to the east of Linton Street was identified as an option to provide for desired pedestrian crossing at this location, however this is not</p> |

| Key Issue | Comment |
|--|--|
| | <p>advised as it will encourage pedestrians to cross four lanes of traffic. The safest solution would be to signalise the Linton Street intersection however, this would affect the efficiency of the ring road and is well beyond the project budget. Safety of this area will be monitored as traffic growth increases.</p> |
| <p>Why no roundabout?</p> | <p>Roundabouts work best when there are equal flows of traffic to and from each leg of the roundabout, which provides gaps in the circulating traffic.</p> <p>At Ferguson/Pitt Street intersection, the higher volume of traffic travelling from the eastern leg of Ferguson Street onto Pitt Street, will cause excessive delays.</p> <p>Establishing traffic lights at this location is also consistent with other intersections on Pitt, Ferguson, Princess and Walding Street, where optimisation between the signals can occur.</p> <p>The route is also designated for over dimensioned vehicles, which a roundabout would not be able to accommodate without a large radius and additional land purchase.</p> |
| <p>Why have a third lane westbound?</p> | <p>Based on growth of the city, modelling has identified a high probability that traffic volumes will increase through this intersection.</p> <p>Dual lanes accommodate traffic volumes moving between Pitt and Ferguson Streets.</p> <p>A third lane to accommodate west movements along Ferguson Street is necessary to accommodate queuing vehicles while pedestrians cross Ferguson Street near South Street without impeding right turn movements into Pitt Street</p> |
| <p>Is there a need for traffic lights?</p> | <p>There have been multiple crashes at this intersection in the past five years. Traffic volumes are expected to increase along the Inner Ring Road and at this intersection,</p> |

| Key Issue | Comment |
|---|--|
| | <p>from population growth and efforts to discourage through traffic around The Square.</p> <p>Traffic signalisation will improve safety.</p> |
| <p>Why no space for trees and amenities?</p> | <p>The current road reserve width is constrained at this location to enable the planting of trees and amenities</p> |
| <p>Why does the intersection have a large turn radius?</p> | <p>The route is designated for over-dimension vehicles and a larger turn radius is required to accommodate these vehicles</p> |
| <p>Why a flush median between Linton and Fitzherbert?</p> | <p>This section is beyond the project boundary. Continuation of the proposed central median will be considered as a future improvement, as traffic numbers increase. This will be subject to assessment of restrictions of turning movements from adjacent properties.</p> |
| <p>Why have advanced cycle stop boxes?</p> | <p>To provide space for cyclists who choose to cycle on the traffic lanes, to wait at the traffic lights in clear visibility of drivers.</p> |
| <p>Why are there no traffic lights at Linton Street intersection?</p> | <p>An additional signalised intersection between Fitzherbert signals and the proposed Pitt Street signals would reduce efficiency of the ring road, and discourage drivers from using it.</p> <p>Restricting right turn movements out of Linton Street improves safety, with alternative short distance routes available to travel into the city centre and across the city.</p> |
| <p>Why no 2m footpaths, 2m green space with trees & 2m separated cycleways?</p> | <p>There is insufficient space to provide these facilities, in addition to the required traffic lanes, as part of the Inner Ring Road development.</p> <p>Separated cycleways require close to 3m in width (2m for the cycle lane plus a separator facility which is at least minimum 1m ideally).</p> |

- 4.2 Feedback from key stakeholders directly impacted by the upgrade works was also obtained. Direct engagement with Palmerston North Intermediate School, Pak n Save, Copthorne Hotel, Camelot Motel, Palmerston North Bowls Club, The Cosmopolitan Club and Horizons Regional Council (as Public Transport Service operator).
- 4.3 General feedback from all stakeholders provided support of the widening of Ferguson Street, and signalisation of the Ferguson/Pitt Street intersection. An issue was identified in relation to the central median proposed, which will prevent right turn access which is important to accommodate the high volume of customers/patrons visiting both Camelot Motel and the Bowls Club.

Consideration of Mr Jonathan Marshall's Council presentation and written feedback on the draft design has also been made. As noted above, the response to this proposal would necessitate single lane traffic in on the northern side and dual lane on the southern side of the intersection improvements.

Performance of the Intersection

- 4.4 The intersection currently operates at a high level of service for Inner Ring Road traffic. This is due to traffic being able to circulate around the ring road unimpeded by vehicle movements travelling east along Ferguson Street.
- 4.5 The introduction of traffic signals will reduce the efficiency of traffic movements circulating around the ring road however it will improve safety for vehicles and pedestrians. It will also enable better access for vehicles to enter the ring road from Ferguson Street from the West.
- 4.6 A traffic (SIDRA) model of the performance of this intersection has been undertaken. The morning peak is considered the busiest time of day. The current delay to navigate the intersection from Pitt to and from Ferguson Street to the east is generally a 5 second delay, while the delay to enter the intersection from Ferguson Street west is generally a 54 second delay.
- 4.7 With the proposed concept, the SIDRA model identifies traffic circulating the ring road experiencing a 26 second average delay (an increase of approximately 21 seconds), while the Ferguson Street West approach is modelled at 21 seconds (a decrease of 33 seconds).
- 4.8 Reducing the number of lanes would likely see the average delay increase for traffic circulating the ring road. This will reduce the efficiency of the Inner ring road as an attractive route for vehicle and freight, and potentially increasing the use of other local roads which affects liveability and road maintenance, and compromising the required outcome of the project.

Recommended Design Changes Following Engagement

- 4.9 Following engagement and consideration of all issues, changes to the design have been made to the two bus stops, the east bound cycle lane on

Ferguson Street west of the intersection, and the proposed central median. These changes are described in further detail in Sections 4.10 to 4.12 below.

- 4.10 *Removal of Bus Stops.* The two bus stops in the concept design were proposed to be within the traffic lane on Ferguson Street. When buses stopped, traffic would be required to stop and wait or change lanes. This is common practice on multi-lane arterial roads.

Discussions with Horizons Regional Council have identified that the provision for the two bus stops on this section of the Inner Ring Road is not necessary. This section of road accommodates the 152 service to Massey University, with low usage at one stop and rare usage of the other. There are several nearby stops within walking distance that affected passengers could use instead. Massey University are supportive of this change, provided the changes are communicated to affected passengers well in advance.

It was agreed with Horizons that these two proposed bus stops be removed from this project.

- 4.11 *Removal of east bound cycle lane on Ferguson Street west of the intersection.* The feedback received through the engagement process pointed out that there are no cycle lanes on the Inner Ring Road. The inclusion of a cycle lane leading into the intersection east bound along Ferguson Street, gives the false impression of cycling facilities on the Inner Ring Road.

As identified in Section 1.5 above, cycling into the city centre east along Ferguson Street can be accommodated through McGriffert Street (a quiet local street) to connect onto Church Street. Given the context of prioritising other routes for cycling in accordance with the Urban Cycle Masterplan, the lead in cycle lane along Ferguson Street west of the intersection has been removed.

The advanced cycle stop boxes at the intersection will however remain. This will provide confident cyclists the ability to trigger the traffic signals should they choose to cycle on the Inner Ring road.

- 4.12 *Removal of Solid Median.* The provision of a solid central median was proposed to reduce the safety risk of right turn vehicles to and from adjoining properties. The risk increases as traffic volumes increase over time. Concerns from property owners on the impact to their businesses have been considered in context of existing traffic volumes.

Given the flush median to the east of the project area, the proposed central median has been removed from this project scope and replaced with a flush median to provide an area for vehicles to turn right into properties without blocking traffic. The safety of turning vehicles will be monitored and consideration of a solid median from Fitzherbert Road through to Pitt Street will be made at a later stage as the risk profile increases.

- 4.13 *Removal of pedestrian refuge at Linton Street.* Pedestrian crossing facilities on Ferguson Street near South Street and Linton Street are being removed. Similar to other four lane roads in Palmerston North, the infrastructure will discourage crossing between the signalised crossings

In context of existing traffic volumes and budget, a new pedestrian refuge facility to the east of Linton Street was identified as an option to provide for desired pedestrian crossing at this location, however this is not advised as it will encourage pedestrians to cross four lanes of traffic. The safest solution would be to signalise the Linton Street intersection however, this would affect the efficiency of the ring road and is well beyond the project budget.

Safety of this area will be monitored as traffic growth increases. Officers recommend that Council directs further investigations including pedestrian signalisation are carried out alongside monitoring.

Consideration of Cycling Facilities on the Inner Ring Road

- 4.14 To accommodate safe cycling facilities, a 3m wide separated cycle lane (including barriers) will be required. To provide separate cycle lanes on both sides of Ferguson Street, two traffic lanes overall will be required to be removed. This will result in two traffic lanes on the southern side of Ferguson Street, and one traffic lane on the northern side of Ferguson Street.
- 4.15 Consideration has been given to removing the westbound traffic lane (third lane) into Ferguson Street west from the intersection to enable increased space for separated cycling facilities.

While modelling has identified this additional lane is not required in the short term, increased vehicle movements are anticipated on the Inner Ring Road as efficiency improves and other desired routes are restricted. This additional lane also enables improved phasing for pedestrian crossings at this intersection, while movements around the Inner Ring Road are maintained.

- 4.16 Provision of a separated cycling facility along the northern side of Ferguson Street will necessitate reducing the proposed dual traffic lanes back to one lane. This will impact the efficiency and delays of traffic movements from Pitt Street heading east along Ferguson Street.
- 4.17 Given the priority of the Inner Ring Road for vehicle movements, it is not recommended that either of these lanes be removed from the design. Provision for safe cycling facilities to and across the Inner Ring Road can be developed via alternative routes as indicated in the Urban Cycle Masterplan.

5. CONCLUSION

- 5.1 A variety of feedback has been accommodated in the modified design, which will improve project outcomes for users and local communities.

- 5.2 The strategic direction to provide an Inner Ring Road around the city centre that prioritises the efficient movement of vehicles including heavy freight, would be compromised by adding fully separated cycle facilities within the same transport corridor, and is not recommended.
- 5.3 Officers recommend that Council endorses the modified Ferguson/Pitt Street Intersection Upgrade design as outlined in Option 1, and proceeds to tender.
- 5.4 Safe cycling facilities are proposed to be developed through alternative routes to and across the Inner Ring Road to provide access to the city centre.
- 5.5 Pedestrian crossing facilities at Linton Street have been removed, with pedestrians required to walk to Pitt Street or Fitzherbert to cross. Officers recommend that Council directs further investigations of requirements as traffic growth increases, including future options for another signalised crossing, and continuing to review the need for the median.

6. NEXT ACTIONS

- 6.1 Following Council direction, the Ferguson/Pitt Street intersection design will be finalised, and the project progressed to tender stage.
- 6.2 A report for award of tender is likely to be presented to the May 2022 Finance and Audit Committee meeting.
- 6.3 Construction will commence 28 days after award of tender, with the project substantially commencing next financial year (2022/23).

7. OUTLINE OF COMMUNITY ENGAGEMENT PROCESS

- 7.1 Community feedback was sought on the proposed design, with engagement taking place through letter drops in the surrounding area, individual meetings with key business and clubs, two drop-in sessions held at the Conference and function centre, social media posts and the provision web site feedback form.
- 7.2 Feedback was grouped into key issues, as outlined in Section 4.1 to 4.4 above.

COMPLIANCE AND ADMINISTRATION

| | |
|--|------------|
| Does the Committee have delegated authority to decide? If Yes quote relevant clause(s) from Delegations Manual – Council has the power to decide on this matter | Yes |
| Are the decisions significant? | No |
| If they are significant do they affect land or a body of water? | No |

| | |
|---|--|
| Can this decision only be made through a 10 Year Plan? | No |
| Does this decision require consultation through the Special Consultative procedure? | No |
| Is there funding in the current Annual Plan for these actions? | Yes |
| Are the recommendations inconsistent with any of Council's policies or plans? | No |
| The recommendations contribute to Goal 1: An Innovative and Growing City | |
| The recommendations contribute to the achievement of action/actions in Transport | |
| The action is: Prioritise transport programmes that deliver on the Council goals, the purpose of this plan and the Government Policy Statement on Transport | |
| Contribution to strategic direction and to social, economic, environmental and cultural well-being | The project completes another portion of the Inner Ring Road, which is supported by the 2013 City Centre Framework to enable efficient vehicle movements around the city centre. It is also an enabler for the Palmerston North Integrated Transport Initiative (PNITI) which provides for heavy vehicle and freight movements that service the city. The project supports the Government Policy Statement on Land Transport 2021 (GSP21) through supporting economic activity via local connections with efficient movement of people and products (Economic Prosperity outcome); and improving freight connections (Strategic Priority). |

ATTACHMENTS

Nil

MEMORANDUM

TO: Council

MEETING DATE: 2 March 2022

TITLE: Update to Delegation Changes for emergency purpose

PRESENTED BY: Hannah White, Democracy and Governance Manager

APPROVED BY: Sheryl Bryant, Assistant Chief Executive

RECOMMENDATION(S) TO COUNCIL

1. That where the New Zealand government has placed limits on Palmerston North that would require Democracy and Governance staff and/or Elected Members to work from home OR where the Chief Executive (or in their absence Deputy Chief Executive) in concurrence with the Mayor (or in their absence Deputy Mayor or in their absence Chair of the Finance and Audit Committee) has determined that staff and/or member capacity limits the holding of meetings in person, then all Council and Standing Committee meetings will move online, meeting at their scheduled times via digital means according to LGA Sch.7, s.25B, under the Epidemic Preparedness COVID-19 Notice 2020.

In the event that a standing committee or a meeting of Council cannot be serviced, the Chief Executive will advise the Chair of the committee (or in their absence the Deputy Chair or in their absence the Mayor) that the committee or Council meeting will need to be cancelled and any urgent business moved to the next appropriate meeting.

2. That where Palmerston North is under the COVID-19 Protection Framework “Traffic light Orange, or Green,” Council and Committees will continue to meet in person following public health guidance, unless Recommendation 1 is in effect.
3. That where Palmerston North is under the COVID-19 Protection Framework “Traffic light Red,” Council and Committees will continue to meet in person following public health guidance with those present required to present a New Zealand government regulated Vaccine Pass, unless Recommendation 1 is in effect.
4. That Council note that where the Epidemic Preparedness COVID-19 Notice 2020 remains in force, members, staff and the public may choose to attend meetings remotely or in person, with those present in person required to present a New Zealand government regulated Vaccine Pass. Digital access to the meeting will be provided for members who request to attend remotely.
5. That Council agree that attendance statistics of members will not be recorded, other than to ensure that the Local Government Act (Sch 7, s.5(1)(d)) is met, for the period for which Recommendation 1 is in effect.
6. That the delegations relating to the Business Continuity Committee be updated according to Attachment 1.

7. That Council rescind Council resolution 28-20.

1. ISSUE

- 1.1 Current emergency delegations, resolved in March 2020, would no longer apply if they were called upon under the evolving COVID-19 pandemic.
- 1.2 As a part of business continuity planning for a localised lockdown and/or wider spread of COVID-19 strains, officers recommend that Council revisit the current decision of Council and consider the renewed recommendations.

2. BACKGROUND

Previous council decisions

- 2.1 On 25 March 2020 Council resolved that:

(27-20)

That a new Standing Committee, "Business Continuity Committee" is established as of 25 March 2020 and remains in place at all times that the New Zealand or Palmerston North alert level for Coronavirus is at "Level 3" or higher.

That all current Standing Committees except the Hearings Committee and Hearings by Commissioner are suspended as of 25 March 2020 and that this suspension remains in place at all times that New Zealand or Palmerston North alert level for Coronavirus is at "Level 3" or higher.

(28-20)

That the "Specified Sum" as identified in clause 142 of the Delegation be temporarily set at \$3.2million at all times that the New Zealand or Palmerston North alert level for Coronavirus is at "Level 3" or higher, in accordance with recommended clause 142A, subject to an amendment to 142A that reads "this clause does not apply to the calculation of the delegated authority in accordance with Delegation 221, concerning the write-off of bad debts".

That the Council provide a temporary delegation, "the Coronavirus Emergency Expenditure," to the Chief Executive to empower the Chief Executive to enter transactions of up to \$3.2million subject to appropriate constraints as identified in the recommended clause 211A.

Epidemic Notice and the Business Continuity Committee

- 2.2 Since the resolutions noted above, the central Government has put into place, and subsequently renewed every three months, the Epidemic Preparedness (COVID-19) Notice 2020 (Epidemic Notice). The Epidemic Notice amends the Local Government Act 2002 to allow for members to be counted

for the purpose of quorum, even if members are attending a meeting not in person but through digital means.

- 2.3 Thus, the quorum of half members+1 would continue to apply even if Council and committee meetings must move online.
- 2.4 The Business Continuity Committee, set up in March 2020 and as yet uncalled upon, allows for a smaller quorum of 3.
- 2.5 There may still be a case for this where many elected members or their dependents may be unwell and members are unable to attend a Council meeting to make up online quorum.
- 2.6 Thus, officers recommend, for emergency decision-making purposes, that the Business Continuity Committee model established under Delegation 170A is retained and the Terms of Reference for the Business Continuity Committee are updated to remove reference to the outdated alert level framework.

Change from Alert Level to Protection Framework ('Traffic Light' System)

- 2.7 More recently the Government moved New Zealand to the COVID-19 Protection Framework ('Traffic Light System').
- 2.8 The proposed recommendations reference the 'traffic light' rather than 'alert level' framework and allow for flexibility that will ensure Council meetings can continue to be held where necessary during the evolving pandemic.
- 2.9 The proposed recommendations recognise that elected members and officers may have to work from home or be limited in their capacity to attend or service committee functions, should there be greater community transmission of the virus in Palmerston North.
- 2.10 The Chief Executive, discharging obligations under the Local Government Act 2002 (see s.42(2)(G) and s.39 (d)) as employer of Council staff, must act in accordance with the Health and Safety at Work Act 2015 to consider the wellbeing of their staff and minimise risk as far as practicable.

Emergency financial delegation

- 2.11 The pandemic response of the central government has shifted away from an expectation on local government to provide social service response under Civil Defence Emergency Management. Thus, officers recommend that the emergency expenditure provided for through resolution 28-20 be rescinded and as a consequence Delegations 102A and 211A be removed.
- 2.12 Should temporary emergency expenditure be required in future, officers recommend the Council empower the Chief Executive with a capped emergency budget subject to appropriate restraints, such as reference to total amount by position.

3. NEXT STEPS

3.1 Delegations will be published and followed should they be needed.

4. COMPLIANCE AND ADMINISTRATION

| | |
|--|--|
| Does the Council have delegated authority to decide? | Yes |
| Are the decisions significant? | No |
| If they are significant do they affect land or a body of water? | No |
| Can this decision only be made through a 10 Year Plan? | No |
| Does this decision require consultation through the Special Consultative procedure? | No |
| Is there funding in the current Annual Plan for these actions? | Yes |
| Are the recommendations inconsistent with any of Council's policies or plans? | No |
| The recommendations contribute to Goal 5: A Driven & Enabling Council | |
| The recommendations contribute to the achievement of action/actions in Governance and Active Citizenship | |
| Contribution to strategic direction and to social, economic, environmental and cultural well-being | Review of Council continuity planning ensures service expectations are shared and able to be met as the pandemic progresses. |

ATTACHMENTS

1. Business Continuity Committee Delegation 170A and Terms of Reference [↓](#) 

Schedule of alterations to Delegations Manual [insert new clause 170A]

Business Continuity Committee

170A The Committee has delegated authority to:

- (a) exercise all functions, powers and duties of the Local Authority, which it would otherwise exercise in a Council Meeting;
- (b) Exercise the delegations given under clause 173-178 to the Finance & Audit Committee. This Delegation does not include all those functions, powers, and duties which the Council is not entitled by law to delegate.

Business Continuity Committee

Terms of Reference:

1. The Committee and delegation is provided to ensure that the Council can continuously perform critical functions and services and to otherwise exercise the Council's functions powers and duties *where the Council is unable to meet quorum due to pandemic and where an urgent decision is required that cannot be delayed to the next scheduled meeting and the Council is unable to meet at an extraordinary meeting within two weeks.*
2. The Chair of the Committee will be the Mayor.
3. The Deputy Chair of the Committee will be the Deputy Mayor.
4. The members of the Committee will be all current Councillors.
5. The Committee will meet at the request of the Mayor or if the Mayor is unavailable the Chief Executive (Local Government Act 2002, Sch 7, 22A(1)) and notified according to the Local Government Official Information and Meetings Act 1987. 6. The Committee will exercise all functions, powers and duties granted to the Council, which it would otherwise exercise in a Council Meeting, except for those functions, powers, and duties which the Council is not entitled by law to delegate.
7. The Committee will assume the delegated authority to undertake essential business of the Finance and Audit Committee.
8. The Committee may receive any reports from the Chief Executive on any expenditure or transactions that may be required or incurred as a result of an Emergency.
9. Notwithstanding any provision to the contrary, the Committee may hear oral or written submission on any matter, relating to any consultation that the Local Authority may undertake.

MEMORANDUM

TO: Council

MEETING DATE: 2 March 2022

TITLE: Council Appointments

PRESENTED BY: Hannah White, Democracy and Governance Manager

APPROVED BY: Sheryl Bryant, Assistant Chief Executive

RECOMMENDATION TO COUNCIL

- 1. That Council appoint Councillor Findlay as the councillor liaison on the Seniors Reference Group for the remainder of the Council term.**

OR

That Council appoint Councillor Meehan as the councillor liaison on the Seniors Reference Group for the remainder of the Council term.

- 2. That Council appoint Councillor Renee Dingwall as the councillor liaison on the Pasifika Reference Group for the remainder of the Council term.**

- 3. That Council appoint Mayor Grant Smith as the elected member on the Design Working Party for Te Motu o Poutoa for the remainder of the Council term.**

OR

That Council appoint Councillor Karen Naylor as the elected member on the Design Working Party for Te Motu o Poutoa for the remainder of the Council term.

1. ISSUE

To appoint an elected member to represent Council on each of the following bodies:

- Senior Reference Group,
- Pasifika Reference Group and
- Design Working Party for Te Motu o Poutoa.

Under clause 166.9 of the Delegations Manual, the Council is the determining body for the appointments of Council representation on any body.

2. BACKGROUND

At its meeting of 20 December 2021, Council resolved to appoint an elected member onto two reference groups (Seniors Reference Group and the Pasifika Reference Group), and to the Design Working Group for Te Motu o Poutoa.

Elected members were asked to indicate an expression of interest to the Mayor for the vacant positions. These are set out in the recommendations.

Reference Groups

Submissions to the 2021-2031 10 Year Plan highlighted the demand for a dedicated forum for both Pasifika and for Seniors, similar to the Disability Reference Group, to improve liaison and provide better understanding of the impact of council activities on these communities.

At the beginning of the 2019-2022 triennium, Council appointed Councillor Naylor onto the Disability Reference Group for the council term.

The role of a liaison councillor is to attend group meetings as an observer and to assist the group to understand council processes.

Design Working Party for Te Motu o Poutoa

Following a recommendation from the Rangitāne o Manawatū Committee, Council resolved that a “PNCC Elected Member be added to the Design Working party for Te Motu o Poutoa”, at its meeting on 20 December 2021.

The working party has been established to support the early engagement phase of the project. Membership of Te Motu o Poutoa Design Working Party is a mix of Council staff, Rangitāne, and consultants, with a combined expertise to ensure both legislative, public and tikanga requirements are met during the design process.

Having an elected member on this group strengthens the governance relationship and communication between elected members and the working party.

3. NEXT STEPS

Groups will be notified of the appointments.

4. COMPLIANCE AND ADMINISTRATION

| | |
|---|------------|
| Does the Council have delegated authority to decide? If Yes quote relevant clause(s) from Delegations Manual 166.9 | Yes |
| Are the decisions significant? | No |

| | | |
|--|--|------------|
| If they are significant do they affect land or a body of water? | | No |
| Can this decision only be made through a 10 Year Plan? | | No |
| Does this decision require consultation through the Special Consultative procedure? | | No |
| Is there funding in the current Annual Plan for these actions? | | Yes |
| Are the recommendations inconsistent with any of Council's policies or plans? | | No |
| The recommendations contribute to Goal 5: A Driven & Enabling Council | | |
| The recommendations contribute to the achievement of action/actions in (Not Applicable) | | |
| Contribution to strategic direction and to social, economic, environmental and cultural well-being | Securing an appointment in a timely and smooth manner ensures that governance roles are fulfilled. | |

ATTACHMENTS

NIL

MEMORANDUM

TO: Council

MEETING DATE: 2 March 2022

TITLE: Submission to the Palmerston North Reserves Empowering Amendment Bill (Huia Street Reserve)

PRESENTED BY: Jono Ferguson-Pye, City Planning Manager

APPROVED BY: David Murphy, Chief Planning Officer

RECOMMENDATION TO COUNCIL

1. That Council note the Submission to the Palmerston North Reserves Empowering Amendment Bill (Huia Street Reserve).
-

ATTACHMENTS

1. Palmerston North City Council Submission [↓](#) 



pncc.govt.nz



Eugenie Sage
Chairperson of the Environment Committee
Parliament Buildings
Wellington

14/01/2022

Dear Chairperson Sage

Palmerston North City Council Submission to the Palmerston North Reserves Empowering Amendment Bill

1. Introductory Comments

The Palmerston North City Council (the Council) thanks the Environment Committee for the opportunity to submit a submission on the Palmerston North Reserves Empowering Amendment Bill (the Bill). The Council supports the Bill and would like to thank Mr Tangi Utikere, as the Member of Parliament for Palmerston North, for his support in promoting the Bill on behalf of the Council.

The Council would like the opportunity to be heard and present to the select committee process.

The submission is set out as follows:

1. Introductory Comments
2. Background and Context
3. Description of Community Consultation Process
4. Rationale for Preferred Option

The Bill's general policy statement notes:

- The Council holds the Huia Street Reserve under the Palmerston North Reserves Act 1922 (the **former Act**).
- Land held under the former Act cannot be sold.

- The Council wishes to be able to sell the land for development if it becomes surplus to Council's requirements.
- The Bill provides the mechanism for this by amending the Palmerston North Reserves Empowering Act 1996 (the **principal Act**).

At this time the Council has made no formal decision relating to the sale of the land. A Council decision regarding the sale or development of the land for housing will occur at a later date. However, any decision will need to be consistent with the purpose of local government which is to promote the social, economic, environmental and cultural wellbeing of the community.

2. Background and Context

The Council requested Government agencies to initiate the necessary amendments to the Palmerston North Reserves Empowering Act 1996 for the following reasons:

- Part of the Huia Street Reserve had been vacant since 2005 and not required by the Council to meet any community or recreation need.
- The Council's Housing Needs Assessment has identified a strong demand for housing and an ongoing requirement for further land for housing.
- The Council's 2018 City Development Strategy records that *Council has a significant property portfolio that can be used to contribute to city growth and development while also providing revenue. This could include repurposing underutilised land or identifying land where uses can be relocated to enable sustainable housing development and intensification.*
- The Council's 2021 Innovative and Growing City Strategy continues to emphasise a continued strong demand for housing, the need to support the development of a greater range of housing choices and the desire for Government, Council and privately owned land to be developed for housing.
- The Council has completed the required consultation under the Local Government Act 2002 (LGA) to request the necessary amendments to Act.

3. Description of Community Consultation Process

In April 2019, Council instructed the Chief Executive to prepare a consultation document and undertake a consultation process under the LGA prior to the Council making a decision to engage with Parliament to initiate an amendment to the Palmerston North Reserves Empowering Act 1966.

Statement of Proposal under the LGA

Council outlined its preferred option alongside 5 alternative options for the land in a Statement of Proposal under the LGA in October 2019. The Statement of Proposal detailed the proposal, the reasons for the proposal, an analysis of reasonably practicable options and the details of the consultation process, including the opportunity for submitters to present their views to the Council.

The options consulted on in the Statement of Proposal included:

- Option 1:** The Proposal – that the Council initiates an amendment to the Palmerston North Reserves Empowering Act 1966 and the District Plan to enable the disposal or development of the Huia Street Reserve for housing.
- Option 2:** Land banking of the site
- Option 3:** Develop the land for recreation purposes
- Option 4:** Consider proposals from the community to use the site for a recreational, cultural or community purpose
- Option 5:** Enable the disposal or development of the Huia Street Reserve for commercial purposes

The Statement of Proposal also stated that any revenue generated from the disposal or development of the land for housing would be used to help fund various recreation projects identified in the Council's Long Term Plan.

Consultation

Community consultation on the Statement of Proposal occurred from December 2019 to February 2020. The 80 submissions received on the proposal covered a range of topics including:

- Rates:** One submission suggesting selling the land to lower rates.
- Consultation:** Three submissions raised bias, pre-determination and concern regarding the consultation process. Council noted that consultation on the proposal was consistent with the principles of consultation in the Local Government Act (LGA).

| | |
|--------------------------------|---|
| District Plan: | One submission suggested changes to the District Plan to enable more density of housing than provided for in the proposal. |
| Revenue Allocation: | One submission sought any additional revenue be used for play, recreation and sport. |
| Demand for Housing: | Seven submissions supported the proposal given the strong demand for housing in the city. |
| Medium-Density: | Fourteen submissions offered support for medium density housing conditional on positive urban design outcomes, solar panels and shops at ground floor level being provided. |
| Low Density Housing: | Two submissions preferred low density housing to manage infrastructure issues. |
| Housing Affordability: | Eight submissions noted a preference for social, affordable or Council provided housing. |
| Land-Bank: | One submission supported land-banking the site. |
| Commercial Use: | One submission identified concerns regarding potential effects associated with commercial use. |
| Traffic Congestion: | Six submissions identified concerns regarding traffic congestion. |
| Access: | Five submissions identified issues concerning access to the site. |
| Carparking: | Two submissions raised concern about the NPS on Urban Development that means development on the site could proceed with no provision for carparking. |
| Retain/Restore Reserve: | Twenty-two submissions identified a range of options to retain or restore the Huia Street Reserve for public use. |
| Active Recreation: | Four submissions suggested the site be used for active recreation. |

Cultural & Community: Fifteen submissions identified potential cultural and community uses for the site.

Manawatu Lawn Tennis: The Club lodged a submission citing potential reverse sensitivity concerns (complaints about light and noise) and concern about what housing may mean for the future of the club. Council subsequently met with the Club to resolve issues raised.

Stakeholders: The Ministry of Education, Kainga Ora and Palmerston North Girl's High School (PNGHS) requested involvement in the process. PNGHS presented at the Strategy and Planning Committee meeting and Council regularly meet with the Ministry of Education and Kainga Ora.

Submissions were heard by Council's Planning and Strategy Committee on 12 August 2020.

Following the formal consultation process the Council adopted the recommendations from the Planning and Strategy Committee to approve the preferred option and instructed Council officers to initiate the necessary process to make amendments to the Palmerston North Reserves Empowering Act 1966.

The Committee noted that should the Palmerston North Reserves Empowering Act 1966 be amended the subsequent Resource Management Act 1991 (RMA) District Plan change and resource consent processes will require an assessment of the potential environmental effects identified in a number of submissions received on the Statement of Proposal.

It is also noted that further public consultation is a statutory requirement if Council decide to rezone the land under the first schedule of the RMA.

4. Rationale for Preferred Option

Problem / Opportunity

The portion of the Huia Street Reserve formerly occupied by the Manawatu Bowling Club had been vacant since 2005 while the city is experiencing a significant housing shortfall.

The Preferred Option

That the Council initiate the necessary amendments to the Palmerston North Reserves Empowering Act 1966 and the District Plan to enable the sale or

development of the Huia Street Reserve for housing, including the potential for a mixed-use housing development supporting recreational and small-scale commercial activity.

Analysis of Preferred Option

The key reasons why the Council identified the preferred option are that it assists in addressing an acute housing supply issue and presents an opportunity for the Council to show leadership by supporting medium density housing development. This option may also provide the opportunity for a potential mixed-use housing development on the site.

A number of submissions to the Statement of Proposal raised the type of housing that should be delivered on the land. It was noted the Council's landholdings and programmes provide the organisation with the opportunity to address the following housing issues:

- Land and housing supply – similar to Council's approach in subdividing and bringing residential land to market as it is doing in the Whakarongo residential growth area.
- Provision of social housing – similar to Council's approach to social housing provision at Papaioea Place.
- Leadership in facilitating / developing medium density development – the opportunity to demonstrate and deliver housing not currently being delivered by the market in a provincial city, for example medium density housing targeted at first home buyers.

In summary, the key reasons Council supported the preferred option and moved to requesting amendments to the Palmerston North Reserves Empowering Act 1996 included:

- Part of the Huia Street Reserve had been vacant since 2005 and not required by the Council to meet any community or recreation need.
- Assisting with the provision of land for housing.
- Gives effect to the Council's Housing Needs Assessment.
- It presents an opportunity for the Council to show leadership by supporting a medium density housing development that will support change in the traditional housing typologies being delivered by the market.

- The land is located in a good location for medium density housing close to high amenity areas, services and the central city.
- There is significant public open space within close proximity of the Huia Street Reserve, including Manawaroa Park, Ongley Park, Victoria Esplanade, Fitzherbert Park, Wallace Park and the Manawatu River.
- The proposal has the potential to provide the Council with an alternative revenue source.
- The proposal does not commit the Council to immediately selling or developing the land.
- Provides a further opportunity for public consultation when Council move to rezone the land under the first schedule of the RMA.

This submission was considered by the Planning and Strategy Committee on 9 February 2022 and then approved by the Mayor under delegation. There was no Council meeting prior to submissions closing on 18 February 2022.

Yours sincerely,



Grant Smith | **Mayor** | JP

COMMITTEE WORK SCHEDULE

TO: Council

MEETING DATE: 2 March 2022

TITLE: Work Schedule

RECOMMENDATION TO COUNCIL

1. That the Council receive its Work Schedule dated March 2022.

ATTACHMENTS

1. Work Schedule - March 2022 [↓](#) 

COUNCIL

WORK SCHEDULE – MARCH 2022

| Item No. | Estimated Report Date | Subject | Officer Responsible | Current Position | Date of Instruction/ Point of Origin |
|----------|-----------------------|--|---------------------------|--|--|
| 1 | March 2022 | Remits from PNCC | Assistant Chief Executive | No remits received from Elected Members | Council 24 June 2020 Clause 69-20 |
| 2 | April 2022 | Elected Members Code of Conduct | Assistant Chief Executive | Laid on the table Workshop planned for early 2022 | Council 1 December 2021 Clause 141-21 |
| 3 | April 2022 | Manawatū Residents' card | Assistant Chief Executive | In progress | Council 25 May 2020 Clause 48-20 |
| 4 | May 2022 | Remits received from other Territorial Authorities | Assistant Chief Executive | | Council 24 June 2020 Clause 69-20 |

Oasis # 13924077

CONFIDENTIAL DECISIONS RELEASED

UPDATED FOR 2 MARCH 2022 Meeting

| Meeting date | Report Title | Released | Not Released |
|---------------------|---|--|---|
| 7 July 2021 | 150th Variety Show | Report, decision and division | N/A |
| 1 September 2021 | Civic Honours Awards 2021 | Report, decision and division | N/A |
| 6 October 2021 | Trustee Appointments to Globe Theatre Trust Board | Report, decision and division | Attachment - Withheld LGOIMA s7(2)(a) Privacy |
| 3 November 2021 | District Plan Change Hearings 2022-2023 - Appointment of Commissioner | Report, decision and division | Attachment - Withheld LGOIMA s7(2)(a) Privacy |
| 1 December 2021 | Award of Contract - Healthy Homes Compliance Upgrades | Report (redacted), decision and division | N/A |
| 1 December 2021 | Award of Contract - Papaioea Place Stage 3 | Report (redacted), attachment, decision and division | N/A |
| 1 December 2021 | District Licensing Committee Appointment Process | Report (redacted), decision and division | N/A |
| 1 December 2021 | Request for Additional Funding for Chief Executive Performance Review Panel | Report (redacted), decision and division | Attachment - Withheld s7(2)(b)(ii) Third Party Commercial |
| 20 December 2021 | All Saints Resource Consent: Objection to Costs | Report (redacted), decision and division | N/A |

More information on the decisions released can be found on [released decisions](#)

Oasis ID 9457664

RECOMMENDATIONS FROM COMMITTEE

TO: Council

MEETING DATE: 2 March 2022

TITLE: Presentation of the Part I Public Finance & Audit Committee Recommendations from its 23 February 2022 Meeting

Set out below are the recommendations only from the Finance & Audit Committee meeting Part I Public held on 23 February 2022. The Council may resolve to adopt, amend, receive, note or not adopt any such recommendations. (SO 3.18.1)

4-22 **Quarterly Performance and Financial Report - Quarter Ending 31 December 2021**

Report, presented by Cameron McKay, Acting Chief Financial Officer.

The **COMMITTEE RECOMMENDS**

1. That the Committee receive the memorandum titled 'Quarterly Performance and Financial Report – Quarter Ending 31 December 2021' presented to the Finance & Audit Committee on 23 February 2022.
2. That Council note and approve that the capital expenditure and associated revenue values in the 2021/22 Long Term Plan Budget relating to Three Water Reform funding will be changed as per the details in Appendix 4 of this report.
3. That the Chief Executive quantify the likely underspend across PN City Council 2021/2022 events and events-related budgets and bring forward a report on options to reallocate funds to provide relief and support to the city's events sector.
4. That a report is presented to the March Finance & Audit Committee meeting outlining 'expected / forecast variations' to operational budgets.
5. That ongoing reporting on variations to operational budgets is included in future quarterly reports, as outlined in clause 210 of the Delegations Manual.

6-22 **Awapuni Park - Proposal to grant a lease on reserve land to Awapuni Park Community and Recreation Centre Incorporated**

Report, presented by Bryce Hosking, Group Manager - Property and Kathy Dever-Tod, Group Manager - Parks and Reserves.

The **COMMITTEE RECOMMENDS**

1. That Council approves notifying the public of the proposal to grant a lease at Awapuni Park, 22 Newbury Street, Palmerston North to Awapuni Park Community and Recreation Centre Incorporated, in accordance with Section 54 of the Reserves Act 1977.
2. That the Council notes the land area affected by the lease to Awapuni Park Community and Recreation Centre Incorporated is described as part of Lot 97 DP20548. The lease area is shown in Figure One of this report.

7-22

Bunnythorpe Recreation Ground - Proposal to grant a lease on reserve land to Bunnythorpe Community Centre Association Incorporated

Report, presented by Bryce Hosking, Group Manager - Property and Kathy Dever-Tod, Group Manager - Parks and Reserves.

The **COMMITTEE RECOMMENDS**

1. That the Council approves notifying the public of the proposal to grant a lease at Bunnythorpe Recreation Ground, Raymond Street, Palmerston North to Bunnythorpe Community Centre Association Incorporated, in accordance with Section 54 of the Reserves Act 1977.
2. That the Council notes the land area affected by the lease for Bunnythorpe Community Centre Association Incorporated is described as part of Lot 82 DP217. The lease area is shown in Figure One of this report.

8-22

Huia Street Reserve - Manawatū Lawn Tennis Club Lease Proposal

Report, presented by Bryce Hosking, Group Manager - Property and Kathy Dever-Tod, Group Manager - Parks and Reserves.

The **COMMITTEE RECOMMENDS**

1. That Council approves entering a new lease with Manawatū Lawn Tennis Club Incorporated for part of the Huia Street Reserve, Palmerston North for a term of 10 years with a right of renewal for another 10 years.
2. That Council notes the lease will not include an early termination clause.