

PALMERSTON NORTH CITY COUNCIL

Minutes of the Council Meeting Part I Public, held in the Council Chamber, First Floor, Civic Administration Building, 32 The Square, Palmerston North on 04 May 2022, commencing at 9.02am

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 Rachel Bowen (early departure).

Councillor Rachel Bowen left the meeting at 9.41am at the conclusion of clause 39. She was not present for clauses 40 to 45 inclusive.

37-22 Apologies

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

1. That Council receive the apologies.

Clause 37-22 above was carried.

Declarations of Interest

Councillor Vaughan Dennison declared a conflict of interest on item 7 of the Agenda (clause 39) and advised that he would withdraw from discussion and voting on this item.

38-22 Confirmation of Minutes

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

1. That the minutes of the ordinary meeting of 6 April 2022 Part I Public be confirmed as a true and correct record, subject to amending clause 32.8-22 to remove Councillor Vaughan Dennison from the vote.

COUNCIL - PART I - 04 MAY 2022

Clause 38-22 above was carried.

REPORTS

39-22

Review of Appointment of Directors & Trustees Policy

Memorandum, presented by Hannah White, Democracy & Governance Manager and Sarah Claridge, Democracy & Governance Advisor.

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

1. That Council adopt the Appointment of Directors and Trustees Policy 2022 (Attachment 1) to replace the Appointment of Directors and Trustees Policy 2018.
2. That Council delegate authority to the Acting Chief Executive to make any minor amendments to the Appointment of Directors and Trustees Policy 2022.

Clause 39-22 above was carried.

40-22

Draft Palmerston North Stormwater Bylaw - Deliberations and Adoption

Report, presented by Julie Macdonald, Strategy and Policy Manager and Ann-Marie Mori, Policy Analyst

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

1. That the Council confirms:
 - a. the Palmerston North Stormwater Bylaw 2022 is the most appropriate means of addressing the perceived problems of protecting the public stormwater network, and regulating inflows into the public stormwater network; and
 - b. the form of the Bylaw is the most appropriate form of bylaw; and
 - c. the Bylaw does not give rise to any implications under the New Zealand Bill of Rights Act 1990.
2. That the Council adopts the Palmerston North Stormwater Bylaw 2022 and the Palmerston North Stormwater Bylaw Administration Manual 2022 as attached to this report.

Clause 40-22 above was carried.

COUNCIL - PART I - 04 MAY 2022

- 41-22 Elected Member Appointment to the Caccia Birch Trust Board**
Memorandum, presented by Hannah White, Democracy and Governance Manager.

Moved Leonie Hapeta, seconded Lew Findlay QSM.

RESOLVED

1. That Councillor Vaughan Dennison be appointed as a trustee on the Caccia Birch Trust Board until 1 August 2022.

Clause 41-22 above was carried.

Abstained:

The Mayor (Grant Smith).

Note:

Councillor Vaughan Dennison declared a conflict of interest and withdrew from discussion and voting on the above item.

Councillor Rachel Bowen left the meeting at 9.41 am.

- 42-22 Work Schedule**

Moved Grant Smith, seconded Leonie Hapeta.

RESOLVED

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

Clause 42-22 above was carried.

RECOMMENDATIONS FROM COMMITTEE MEETINGS

- 43-22 Arts, Culture & Heritage Committee Part I Public - 13 April 2022**
Consideration was given to Arts, Culture & Heritage Committee recommendations as appended to these minutes.

Moved Brent Barrett, seconded Aleisha Rutherford.

RESOLVED

- 1. The Regent Theatre Trust: Six Month Report 1 July - 31 December 2021 and Draft Statement of Intent 2022-25**

1. That Council receive the Six-Month Performance Report 1 July - 31 December 2021 (Attachment 1) submitted by the Regent Theatre Trust.

2. That Council receive the draft Statement of Intent 2022-25 (Attachments 3 and 4) submitted by the Regent Theatre Trust.

COUNCIL - PART I - 04 MAY 2022

3. That Council agree that the recommended comments on the draft Statement of Intent 2022–25 outlined in Table 3 be advised to the Regent Theatre Trust Board.

2. Te Manawa Museums Trust: Six Month Report 1 July - 31 December 2021 and Draft Statement of Intent 2022-25

1. That Council receive the Six-Month Performance Report 1 July - 31 December 2021 (Attachment 1) submitted by Te Manawa Museums Trust.
2. That Council receive the draft Statement of Intent 2022-25 (Attachment 3) submitted by Te Manawa Museums Trust.
3. That Council agree that the recommended comments on the draft Statement of Intent 2021–24 outlined in Table 3 be advised to Te Manawa Museums Trust.

3. The Globe Theatre Trust: Six Month Report 1 July - 31 December 2021 and Draft Statement of Intent 2022-25

1. That Council receive the Six-Month Performance Report 1 July - 31 December 2021 (Attachment 1) submitted by the Globe Theatre Trust.
2. That Council receive the draft Statement of Intent 2022-25 (Attachment 3) submitted by the Globe Theatre Trust.
3. That Council agree that the recommended comments on the draft Statement of Intent 2021–24 outlined in Table 3 be advised to the Globe Theatre Trust Board.

4. Caccia Birch Trust Board: Six Month Report 1 July - 31 December 2021

1. That Council receive the Six-Month Performance Report 1 July - 31 December 2022 (Attachment 1) submitted by Caccia Birch Trust Board.

Clause 43-22 above was carried.

44-22

Planning & Strategy Committee Part I Public - 13 April 2022

Consideration was given to Planning & Strategy Committee recommendations as appended to these minutes.

In discussion Council made an alternative motion to 2.1 - Arena Master Plan Review: Process and Governance. This was to clarify the word 'direction' to ensure it is clear that the workshop is to assist with the preparation of the work so a decision can be made at the Committee

COUNCIL - PART I - 04 MAY 2022

meeting.

Moved Aleisha Rutherford, seconded Patrick Handcock ONZM.

RESOLVED

1. Proposal from Ngati Hineaute Hapu Authority Kohanga Reo to relocate to Opie Reserve

1. That the Council adopt option 3 – Exclusive use (Kohanga Reo) – all of Opie Reserve is leased to the Ngati Hineaute Hapu Authority Kohanga Reo, subject to the Reserves Act 1977 process.

2. Arena Master Plan Review: Process and Governance

1. That direction on the Arena Master Plan review be provided by Council via reporting through the Planning and Strategy Committee and that a workshop with Elected Members is planned to assist the preparation of this work.
2. Note that regardless of whether direction on the Arena Master Plan review is provided by the Arena Master Plan Steering Group or Council, final approval of the Arena Master Plan review will be a Council decision.

3. Draft Trade Waste Bylaw 2022 - Deliberations and Adoption

1. That the Council confirms that:
 - a. the Palmerston North Trade Waste Bylaw 2022 is the most appropriate means of addressing the perceived problems of regulating the quality and rate of trade waste discharges; and
 - b. the form of the Bylaw is the most appropriate form of bylaw; and
 - c. the Bylaw does not give rise to any implications under the New Zealand Bill of Rights Act 1990.
2. That the Council adopt the Palmerston North Trade Waste Bylaw 2022 and Palmerston North Trade Waste Bylaw 2022 Administration Manual, as shown in attachments one and two.

Clause 44-22 above was carried.

45-22

Finance & Audit Committee Part I Public - 27 April 2022

Consideration was given to Finance & Audit Committee recommendations as appended to these minutes.

Moved Susan Baty, seconded Karen Naylor.

COUNCIL - PART I - 04 MAY 2022

RESOLVED

1. Waka Kotahi Recreation Pathways Fund Associated with Te Ahu a Turanga Highway

1. That the Chief Executive is authorised to prepare a bid to the Waka Kotahi Te Ahu a Turanga Recreational Paths Fund on behalf of the Council.
2. That the amount of the Council bid to the Waka Kotahi Te Ahu a Turanga Recreational Paths Fund is \$551,000, as described in Option 2 of this report and comprised of:
 - \$491,000 to enhance the existing pathways on the Ashhurst side of the river; and
 - \$60,000 to investigate the options and costs of addressing pedestrian, cycling and equestrian safety on the Saddle Road Bridge and equestrian facilities on the Pembroke Street rail overbridge.
3. That the Council note the funding application reflects the initial estimate of the cost to construct the chosen option, and further investigation is required before an engineer's estimate can be prepared.
4. That the Chief Executive report back to the Finance & Audit Committee on the outcome of the funding application, including any financial implications for consideration as part of the draft 2023/24 Annual Budget process.

2. Quarterly Performance and Financial Report - Quarter Ending 31 March 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 the Three Water Reform funding will be changed as per the details in Appendix 4 of this report.
3. That 1888 – Low Carbon Fund budget be reduced by \$345,000, and 1847 – City Growth – City Reserves – Victoria Esplanade – Capital New budget be increased by \$115,000, and 1451 – Property – LED Lighting Upgrades be budget increased by \$230,000.
4. That the Chief Executive be given delegation to allocate 100% of funds from 1888 – Low Carbon Fund to other activities, as well as moving the fund between capital new and capital renewal for the financial year 2021/22.

3. Options for Reallocation of Events Related Budgets

1. That Council approve Option 1 – reduction of events and events

COUNCIL - PART I - 04 MAY 2022

related budgets by \$100,000 to top up programme 1675 – Covid Relief Fund with the addition of a proactive community events support criterion to the funding priorities for the Covid Relief Fund.

Clause 45-22 above was carried.

46-22

Play, Recreation & Sport Committee Part I Public - 27 April 2022

Consideration was given to Play, Recreation & Sport Committee recommendations as appended to these minutes.

Moved Billy Meehan, seconded Leonie Hapeta.

RESOLVED

1. Manawatū Gymsports' Regional Facility Proposal - Council land options

1. That Council note the identified Council land options for the Manawatū Gymsports' Regional Facility Proposal.
2. That Council include the list of identified Council land options in any future decision-making process for the Manawatū Gymsports' Regional Facility Proposal.

2. Results of the 2022 Audit of Shade Provision in Parks

2. That the funding for tree planting in programme 1099 be brought forward from years 4-10, to a maximum of \$40000 each year, and that this be referred to the annual budget deliberations.

Clause 46-22 above was carried.

EXCLUSION OF PUBLIC

47-22

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:

COUNCIL - PART I - 04 MAY 2022

| 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 - Part II Confidential - 6 April 2022 | For the reasons setout in the ordinary minutes of 6 April 2022, held in public present. | |
| 15. | Additional Director Appointment to Palmerston North Airport Limited | 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.

Clause 47-22 above was carried.

The public part of the meeting finished at 9.55am.

Confirmed 1 June 2022

Mayor