

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 24 October 2017, commencing at 9.00am

Members Present: The Mayor (Grant Smith)(in the Chair) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas, Aleisha Rutherford and Tangi Utikere.

Apologies: Councillor Gabrielle Bundy-Cooke.

Councillor Aleisha Rutherford left the meeting at 11.54am at the conclusion of clause 161. She was not present for clauses 162 to 169 inclusive.

Councillor Leonie Hapeta left the meeting at 12.23pm at the conclusion of clause 163. She entered the meeting again at 12.24pm after the consideration of clause 164. She was not present for clause 164.

165-17 Apologies

Moved Grant Smith, seconded Tangi Utikere.

RESOLVED

1. That Council receive the apologies.

Clause 165-17 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, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas, Aleisha Rutherford and Tangi Utikere.

166-17 Notification of Late item

Moved Grant Smith, seconded Vaughan Dennison.

RESOLVED

1. That subject to Section 46A(7) of the Local Government Official Information and Meetings Act 1987 and in accordance with the advice by the Chairperson the following item be considered as an urgent item:

- (i) Memorandum, titled "Submission on the Manawatu Gorge options".

As the item was not available at the time the Agenda was circulated; and consideration of the item was a matter of urgency, requiring a decision

without delay to enable the Council to manage relationships, meet deadlines, finalise decisions and receive information within agreed timeframes.

Clause 166-17 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, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas, Aleisha Rutherford and Tangi Utikere.

167-17 Submission on the Manawatu Gorge Options

Memorandum, dated 18 October 2017 from the Governance and Support Team Leader, Kyle Whitfield.

Moved Grant Smith, seconded Lorna Johnson.

RESOLVED

1. That Council endorse the Manawatu Gorge Solution submission from Accelerate25.
2. That the Chief Executive be instructed to write to NZTA to support the submission from Accelerate25.

Clause 167-17 above was carried 13 votes to 2, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Aleisha Rutherford and Tangi Utikere.

Against:

Councillors Brent Barrett and Bruno Petrenas.

168-17 Notice of Motion - Mayoral Travel to Australia

Moved Tangi Utikere, seconded Vaughan Dennison.

RESOLVED

1. That the Expenses Policy be amended so that Mayoral Travel to Australia on Official Council Business be subject to the same approval process as domestic travel.

Clause 168-17 above was carried 14 votes to 0, the voting being as follows:

For:

Councillors Brent Barrett, Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas, Aleisha Rutherford and Tangi Utikere.

Note:

The Mayor (Grant Smith) declared a conflict of interest and withdrew from voting and discussion on Clause 168 above.

Deputy Mayor (Tangi Utikere) chaired clause 168 above.

169-17 Confirmation of Minutes

Moved Grant Smith, seconded Tangi Utikere.

RESOLVED

1. That the minutes of the ordinary meeting of 25 September 2017 Part I Public, the extraordinary meeting of 2 October 2017 Part I Public, the extraordinary meeting of 9 October 2017 Part I Public and the extraordinary meeting of 16 October 2017 Part I Public be confirmed as true and correct records.

Clause 169-17 above was carried 14 votes to 0, with 1 abstention, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas, Aleisha Rutherford and Tangi Utikere.

Abstained:

Councillor Leonie Hapeta.

REPORTS

170-17 City Ambassadors - Proposed Trial

Report, dated 20 October 2017 from the Manager - Community Engagement, Ian Littleworth and the Safe Communities Coordinator, Zoe Kavanagh.

Moved Grant Smith, seconded Vaughan Dennison.

RESOLVED

1. That the report City Ambassadors – Proposed Trial be received.
2. That approval is given to undertake a 3 month City Ambassadors trial.
3. That funding support of \$32,200 toward the City Ambassadors trial will be sourced from within existing Libraries & Community Services Unit budget.

Clause 170-17 above was carried 10 votes to 5, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Duncan McCann, Bruno Petrenas and Tangi Utikere.

Against:

Councillors Susan Baty, Rachel Bowen, Lorna Johnson, Karen Naylor and Aleisha Rutherford.

171-17 Additional Planning Fees and Charges

Memorandum, dated 3 October 2017 from the Strategy Manager Finance, Steve Paterson.

Moved Tangi Utikere, seconded Grant Smith.

RESOLVED

1. That the Statement of Proposal and associated Summary of Information(attached) to approve fees and charges for additional functions under an amendment to the Resource Management Act 1991 be adopted for public consultation and the Chief Executive be authorised to undertake the necessary consultative procedure under section 83 of the Local Government Act 2002.

Clause 171-17 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, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas, Aleisha Rutherford and Tangi Utikere.

172-17 Elected Member Remuneration Report - Additional Distribution

Memorandum, dated 26 September 2017 from the Governance & Support Team Leader, Kyle Whitfield.

Moved Vaughan Dennison, seconded Aleisha Rutherford.

RESOLVED

1. That the report entitled: "Elected Member Remuneration from 1 July 2017" and dated 3 August 2017 be lifted off the table.

Clause 172.1 above was carried 13 votes to 0, with 1 abstention, the voting being as follows:

For:

Councillors Brent Barrett, Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas, Aleisha Rutherford and Tangi Utikere.

Abstained:

The Mayor (Grant Smith).

Moved Grant Smith, seconded Vaughan Dennison.

2. That Council note the determination by the Remuneration Authority which is effective as at 1 July 2017
3. That the additional unallocated amount of \$88,588 be amalgamated as stated in table 1 of this report entitled 'Elected Remuneration Report – Additional Distribution' and sent to the Remuneration Authority for their approval.
4. That the amendments to the "Elected Member Expenses Policy" be approved which includes the changes to vehicle mileage, travel time and

communications allowance as determined by the Remuneration Authority and the Mayoral Travel to Australia.

Clauses 172.2 to 172.4 inclusive above were carried 12 votes to 0, with 2 abstentions, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Karen Naylor, Bruno Petrenas and Aleisha Rutherford.

Abstained:

Councillors Tangi Utikere and Duncan McCann.

Note:

Councillor Lew Findlay QSM declared a pre-determined view and withdrew from the meeting.

173-17

Council Controlled Organisations Trustee Meeting Fee Allowances

Memorandum, dated 26 September 2017 from the Governance & Support Team Leader, Kyle Whitfield.

Moved Grant Smith, seconded Aleisha Rutherford.

RESOLVED

1. That Council approve the Regent Theatre Trust Board, Caccia Birch Trust Board and Globe Theatre Trust Board to pay a per meeting fee of \$85.00 for all of their trustees commencing 1 July 2018.

Clause 173-17 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, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas, Aleisha Rutherford and Tangi Utikere.

The meeting adjourned at 10.44am

The meeting resumed at 11.00am

174-17

Maori Ward Options

Report, dated 4 October 2017 from the Legal Counsel, John Annabell.

In discussion Elected Members noted that Maori were under represented on Council and this was an opportunity to address that issue and acknowledge the Treaty of Waitangi. It was also agreed that further options of how to engage Maori should be explored.

Moved Grant Smith, seconded Tangi Utikere.

RESOLVED

1. That a Māori ward or wards be established for the 2019 and 2022 elections.

Clause 174.1 above was carried 11 votes to 4, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Vaughan Dennison, Lew Findlay QSM, Jim Jefferies, Lorna Johnson, Duncan McCann and Aleisha

Rutherford and Tangi Utikere.

Against:

Councillors Adrian Broad, Leonie Hapeta, Karen Naylor and Bruno Petrenas.

Moved Karen Naylor, seconded Leonie Hapeta.

2. That the Chief Executive be instructed to report back on options for improved engagement and participation of Maori with Council.

Clause 174.2 above was carried 11 votes to 4, the voting being as follows:

For:

Councillors Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Duncan McCann, Karen Naylor, Bruno Petrenas, Aleisha Rutherford and Tangi Utikere.

Against:

The Mayor (Grant Smith) and Councillors Brent Barrett, Jim Jefferies and Lorna Johnson.

Councillor Aleisha Rutherford left the meeting at 11.54am

175-17

Work Schedule

Moved Tangi Utikere, seconded Vaughan Dennison.

RESOLVED

1. That the Council receive its Work Schedule dated October 2017.

Clause 175-17 above was carried 14 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas and Tangi Utikere.

176-17

Draft Palmerston North Animals and Bees Bylaw - Approval for Consultation
Memorandum, dated 5 October 2017 from the Policy Analyst, Ann-Marie Mori.

In discussion Elected Members amended some of the recommendations from the Planning and Policy Committee meeting that was held on 2 October 2017.

Moved Lorna Johnson, seconded Tangi Utikere.

RESOLVED

1. That clause 8.7.6 be amended to say Cats over 6 months are desexed (unless kept for breeding purposes and are registered with NZ Cat Fancy Ltd)

Clause 176.1 above was carried 14 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Lorna Johnson,

Duncan McCann, Karen Naylor, Bruno Petrenas and Tangi Utikere.

Moved Susan Baty, seconded Duncan McCann.

2. That recommendation 68.8 be replaced with “That no person may keep Roosters in the urban area without a permit issued under the Animal and bees bylaw.”

Clause 176.2 above was carried 14 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas and Tangi Utikere.

Moved Grant Smith, seconded Vaughan Dennison.

3. That recommendation 68-17.3 be replaced by the following:

“That the amended Consultation Document (including the draft Animals and Bees Bylaw 2017 and Administration manual, attached as Appendix 1 to this memo and incorporating the amendments recommended by the Planning and Strategy Committee) be approved for consultation.”

Clause 176.3 above was carried 14 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas and Tangi Utikere.

RECOMMENDATIONS FROM COMMITTEE MEETINGS

177-17 Planning and Strategy Committee Part I Public - 2 October 2017

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

Councillor Leonie Hapeta left the meeting at 12.23pm

Moved Duncan McCann, seconded Brent Barrett.

RESOLVED

1. That the Committee’s recommendations be adopted, incorporating amendments agreed to under clause 163-17 above.

Clause 177-17 above was carried 13 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas and Tangi Utikere.

Councillor Leonie Hapeta entered the meeting again at 12.24pm

178-17 Economic Development Committee Part I Public - 9 October 2017

Consideration was given to Economic Development Committee recommendations as appended to these minutes.

Moved Adrian Broad, seconded Duncan McCann.

RESOLVED

1. That the Committee's recommendations be adopted.

Clause 178-17 above was carried 14 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors, Brent Barrett, Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas and Tangi Utikere.

179-17 Finance and Performance Committee Part I Public - 16 October 2017

Consideration was given to Finance and Performance Committee recommendations as appended to these minutes.

Moved Susan Baty, seconded Jim Jefferies.

RESOLVED

1. That the Committee's recommendations be adopted.

Clause 179-17 above was carried 14 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas and Tangi Utikere.

EXCLUSION OF PUBLIC

180-17 Recommendation to Exclude Public

Moved Grant Smith, seconded Tangi Utikere.

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
16.	Minutes of the ordinary meeting - Part II Confidential - 25 September 2017, the extraordinary	For the reasons setout in the ordinary minutes of 25 September 2017, the extraordinary minutes of 2 October 2017, the extraordinary minutes of 9 October 2017 and the extraordinary minutes of 16	

	meeting - Part II Confidential - 2 October 2017, the extraordinary meeting - Part II Confidential - 9 October 2017 and the extraordinary meeting - Part II Confidential - 16 October 2017	October 2017, held in public present.	
17.	Presentation of the Part II Confidential Finance and Performance Committee Recommendations from its 16 October 2017 Meeting	Third Party Commercial, Commercial Activities and Negotiations	s7(2)(b)(ii), s7(2)(h) and 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 persons listed below be permitted to remain after the public has been excluded for the reasons stated.

Chief Executive (Heather Shotter), Chief Financial Officer (Grant Elliott), General Manager, City Enterprises (Ray McIndoe), General Manager, City Future (Sheryl Bryant), General Manager, City Networks (Ray Swadel), General Manager, Customer Services (Peter Eathorne), General Manager, Libraries and Community Services (Debbie Duncan), Human Resources Manager (Wayne Wilson) and Communications Advisor (Brigitte Marulli De Barletta) because of their knowledge and ability to provide the meeting with advice on matters both from an organisation-wide context (being members of the Council's Management Team) and also from their specific role within the Council.

Legal Counsel (John Annabell), because of his knowledge and ability to provide the meeting with legal and procedural advice.

Governance and Support Team Leader (Kyle Whitfield) and Committee Administrators (Penny Odell, Carly Chang and Rachel Corser), because of their knowledge and ability to provide the meeting with procedural advice and record the proceedings of the meeting.

Clause 180-17 above was carried 14 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Brent Barrett, Susan Baty, Rachel Bowen, Adrian Broad, Vaughan Dennison, Lew Findlay QSM, Leonie Hapeta, Jim Jefferies, Lorna Johnson, Duncan McCann, Karen Naylor, Bruno Petrenas and Tangi Utikere.

The public part of the meeting finished at 12.27pm

Confirmed 27 November 2017

Mayor

RECOMMENDATIONS FROM COMMITTEE

TO: Council

MEETING DATE: 24 October 2017

TITLE: Presentation of the Part I Public Planning and Strategy Committee Recommendations from its 2 October 2017 Meeting

Set out below are the recommendations only from the Planning and Strategy Committee meeting Part I Public held on 2 October 2017. The Council may resolve to adopt, amend, receive, note or not adopt any such recommendations. (SO 3.18.1)

66-17 City Centre Streetscape - Square East Safety Audit

Memorandum, dated 14 September 2017 from the Roothing Manager, Jon Schwass and the City Planning Manager, David Murphy.

Councillor Vaughan Dennison entered the meeting at 9.46am.

The COMMITTEE RECOMMENDS

1. That the Road Safety Audit of the Square East section of the City Centre Streetscape Plan be received.
2. That the findings of the Road Safety Audit inform the basis of the final design and targeted consultation on the Square East section of the City Centre Streetscape.
3. That the Square East section of the City Centre Streetscape Plan be designed to accommodate 60 degree parking in the interim but be easily converted to the original concept of 90 degree parking at a later date when through traffic volumes decrease.

68-17 Draft Palmerston North Animals and Bees Bylaw - Approval for Consultation

Report, dated 15 September 2017 from the Policy Analyst, Ann-Marie Mori.

The **COMMITTEE RECOMMENDS**

1. That the Council determines the form of the draft Animals and Bees Bylaw 2017 and Administration Manual (contained in Appendix 1) is, subject to the outcome of public consultation, considered to be the most appropriate form of bylaw.
2. That the Council confirms that it has considered the draft Animals and Bees Bylaw 2017 and determines that it does not give any rise to any implications under the New Zealand Bill of Rights Act 1990.
3. That the Consultation Document (including the draft Animals and Bees Bylaw 2017 and Administration Manual) (attached as Appendix 1) incorporating any amendments recommended by the Committee be approved for consultation.
4. That delegated authority is given to the Chairperson and the Deputy Chairperson of the Planning and Strategy Committee for the approval of any minor amendments to the Consultation Document.
5. Subject to confirmation through the 10 Year Plan, develop a public campaign (with input from key stakeholders) to:
 - a. Promote desexing and microchipping of all cats;
 - b. Educate cat owners and pet stores on best practice animal care, including improved information delivered through Council's website.
6. That the following clause is added to 'Part 4 – Cats' of the draft Animals and Bees Bylaw:

"8.7 Every person who keeps cats must ensure:

 - a. Cats are microchipped and registered with a recognized microchip registry.
 - b. Cats over 4 months old are desexed (unless kept for breeding purposes and are registered with New Zealand Cat Fancy Ltd.)."
 7. That clause 3.1 of the draft Animals and Bees Bylaw be amended to read:

"3.1 This Bylaw comes into force on 2 July 2018, except for clause 8.7, which comes into force on 1 July 2019."
 8. That roosters not be allowed in the urban area but excluding Palmerston North villages under clause 12 of the Poultry.

COUNCIL - PART I

24 OCTOBER 2017

ATTACHMENTS

Nil

RECOMMENDATIONS FROM COMMITTEE

TO: Council

MEETING DATE: 24 October 2017

TITLE: Presentation of the Part I Public Economic Development Committee Recommendations from its 9 October 2017 Meeting

Set out below are the recommendations only from the Economic Development Committee meeting Part I Public held on 9 October 2017. The Council may resolve to adopt, amend, receive, note or not adopt any such recommendations. (SO 3.18.1)

43-17 Presentation - Mayors Taskforce for Jobs

Presentation, dated 28 September 2017, by Penny Odell.

The **COMMITTEE RECOMMENDS**

1. That the Economic Development Committee receive the presentation for information.
2. That Council commit to signing the Youth Employment Pledge.

ATTACHMENTS

Nil

RECOMMENDATIONS FROM COMMITTEE

TO: Council

MEETING DATE: 24 October 2017

TITLE: Presentation of the Part I Public Finance and Performance Committee Recommendations from its 16 October 2017 Meeting

Set out below are the recommendations only from the Finance and Performance Committee meeting Part I Public held on 16 October 2017. The Council may resolve to adopt, amend, receive, note or not adopt any such recommendations. (SO 3.18.1)

65-17 Forest Post Harvest Native Forest Revegetation

Memorandum, dated 8 September 2017 from the Water & Waste Services Manager, Robert van Bentum and the Water Asset Engineer, Dora Luo.

The COMMITTEE RECOMMENDS

1. That Council note that an additional operational budget of \$36,000 spread over 5 years starting from the 2018/19 year following completion of the planned pine forest harvest operations in the Turitea Water Supply Catchment, will be presented for funding consideration in the 2018-28 Long Term Plan.

66-17 Arena Masterplan Steering Group

Memorandum, dated 29 September 2017 from the Manager - Venues PN, John Lynch.

The COMMITTEE RECOMMENDS

1. That the Arena Masterplan Steering Group be formed to provide direction, advice, feedback and endorsement to Arena Masterplan projects.
2. That the Terms of Reference for the Arena Masterplan Steering Group be approved.
3. That the membership of Arena Masterplan Steering Group be reviewed at the beginning of each election cycle.
4. That Nominations be sought from 2 elected members to join the Mayor on the Arena Masterplan Steering Group.

ATTACHMENTS NIL