

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 158-21 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 158-21 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.

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 161-21 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 161-21 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 168-21 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.

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 168-21 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 168-21 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 168-21 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 Costs	Negotiations	s7(2)(i)
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