

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 07 August 2024, commencing at 9.02am.

Members Present: The Mayor (Grant Smith) (in the Chair) and Councillors Debi Marshall-Lobb, Mark Arnott, Brent Barrett, Rachel Bowen, Vaughan Dennison, Lew Findlay, Roly Fitzgerald, Patrick Handcock, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, William Wood and Kaydee Zabelin.

Apologies: Councillor Leonie Hapeta.

Councillor Orphée Mickalad was not present when the meeting resumed at 11.15am. He entered the meeting at 11.20am during consideration of clause 131-24. He was present for the vote.

Karakia Timatanga

Councillor Marshall-Lobb opened the meeting with karakia.

127-24 Apologies

Moved Grant Smith, seconded Debi Marshall-Lobb.

RESOLVED

1. That Council receive apologies from Councillor Hapeta.

Clause 127-24 above was carried 15 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Debi Marshall-Lobb, Mark Arnott, Brent Barrett, Rachel Bowen, Vaughan Dennison, Lew Findlay, Roly Fitzgerald, Patrick Handcock, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, William Wood and Kaydee Zabelin.

Declarations of Interest

Councillor Debi Marshall-Lobb declared a conflict of interest in Item 10 Re-appointment of Trustees/Directors on Council Controlled Organisations (clause 132-24) and took no further part in discussion or debate.

Councillor Vaughan Dennison declared a conflict of interest in Item 18 Contract Award - Tamakuku Terrace Stage 2 Construction (clause 139-

COUNCIL - PART I - 07 AUGUST 2024

24) and took no further part in discussion or debate.

128-24 Public Comment

The following speakers spoke on Item 8: Actions required in response to Māori wards legislation change. They all spoke in favour of retaining the city's Te Puāo Māori ward.

- Richard Shaw
- Kevin Campbell
- Kim Penny, Chairperson of Te Pu Harakeke: Community Collective Manawatū
- Bishop Peter Cullinane
- Pania Marsh

Moved Grant Smith, seconded Debi Marshall-Lobb.

RESOLVED

1. That Council receive the public comments.

Clause 127-24 above was carried 15 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Debi Marshall-Lobb, Mark Arnott, Brent Barrett, Rachel Bowen, Vaughan Dennison, Lew Findlay, Roly Fitzgerald, Patrick Handcock, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, William Wood and Kaydee Zabelin.

129-24 Confirmation of Minutes – 26 June and 5 July 2024

Moved Grant Smith, seconded Debi Marshall-Lobb.

RESOLVED

1. That the minutes of the ordinary Council meeting of 26 June 2024 Part I Public be confirmed as a true and correct record.
2. That the minutes of the extraordinary Council meeting of 5 July 2024 Part I Public be confirmed as a true and correct record.

Clause 129-24 above was carried 13 votes to 0, with 1 abstention, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Mark Arnott, Brent Barrett, Vaughan Dennison, Lew Findlay, Roly Fitzgerald, Patrick Handcock, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, William Wood and Kaydee Zabelin.

Abstained:

Councillor Rachel Bowen.

Councillor Debi Marshall-Lobb did not vote.

REPORTS

130-24 **Actions required in response to Māori wards legislation change** Report, presented by Hannah White, Manager - Governance.

An amendment was put seeking additional information on not holding the binding referendum. The concern being that the legislation contradicts with elected members' obligation to act for the best interests of the Palmerston North community, as a compulsory poll will have a negative impact on the wellbeing of the community.

Moved Grant Smith, seconded Debi Marshall-Lobb.

RESOLVED

1. That Council resolve to retain Te Pūao Māori Ward and that the Chief Executive provide further information to Council on potential implications of Council not proceeding with a binding referendum.

Clause 130-24 above was carried 15 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Debi Marshall-Lobb, Mark Arnott, Brent Barrett, Rachel Bowen, Vaughan Dennison, Lew Findlay, Roly Fitzgerald, Patrick Handcock, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, William Wood and Kaydee Zabelin.

Moved Karen Naylor, seconded Rachel Bowen.

An amendment: That Council resolve to retain Te Pūao Māori Ward **and that the Chief Executive provide further information to Council on potential implications of Council not proceeding with a binding referendum.**

Was carried 13 votes to 2, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Debi Marshall-Lobb, Mark Arnott, Brent Barrett, Rachel Bowen, Vaughan Dennison, Lew Findlay, Roly Fitzgerald, Patrick Handcock, Lorna Johnson, Billy Meehan, Karen Naylor and Kaydee Zabelin.

Against:

Councillors Orphée Mickalad and William Wood.

The meeting adjourned at 10.51 am.

The meeting resumed at 11.15 am.

Councillor Orphée Mickalad was not present when the meeting resumed.

131-24 **Whakarongo Lagoon Landscaping - Budget Provision** Report, presented by Aaron Phillips - Activities Manager, Parks.

COUNCIL - PART I - 07 AUGUST 2024

The officer corrected the following error in the report:

In the Problem and Opportunities section and section 1.3 the year should read '2024/2025 and 2025/2026'.

Councillor Orphée Mickalad entered the meeting at 11:20am.

Moved Grant Smith, seconded Debi Marshall-Lobb.

RESOLVED

1. That Council agree to add a new programme titled 'Whakarongo Lagoon Landscaping Development' for the 2024/25 and 2025/26 financial years.
2. That Council agree a capital new budget for the Whakarongo Lagoon Landscaping Development programme of \$258,605.75 (excluding GST) for the 2024/25 year, to be funded by capital revenue from the developer.
3. That Council note that a new capital budget of \$258,605.75 for the 2025/26 year to be referred to the 2025/26 Annual Budget, to be funded by capital revenue from the developer.
4. That Council note it will receive \$63,000 in income in 2025/2026 to cover 3 years of maintenance of the landscaping for the 2025/26 to 2027/2028 period. This will be included in the appropriate Annual Budgets.
5. That Council note that the 2027/28 Long Term Plan will account for operational and renewal costs beyond 2028.

Clause 131-24 above was carried 14 votes to 1, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Debi Marshall-Lobb, Brent Barrett, Rachel Bowen, Vaughan Dennison, Lew Findlay, Roly Fitzgerald, Patrick Handcock, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, William Wood and Kaydee Zabelin.

Against:

Councillor Mark Arnott.

132-24 **Re-appointment of Trustees/Directors on Council Controlled Organisations**

Memorandum, presented by Sarah Claridge, Governance Advisor.

Moved Grant Smith, seconded Vaughan Dennison.

RESOLVED

1. That Council commence an appointment process inviting people to apply for:
 - two trustee positions on the Globe Theatre Trust Board.

COUNCIL - PART I - 07 AUGUST 2024

- two trustee positions on the Regent Theatre Trust Board.
- two director positions on the Palmerston North Airport Limited (PNAL).
- two trustee positions on the Palmerston North Performing Arts Trust.

Clause 132-24 above was carried 14 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Mark Arnott, Brent Barrett, Rachel Bowen, Vaughan Dennison, Lew Findlay, Roly Fitzgerald, Patrick Handcock, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, William Wood and Kaydee Zabelin.

Note:

Councillor Debi Marshall-Lobb declared a conflict of interest, withdrew from the discussion and sat in the gallery.

133-24 Progress on Collaboration Agreement with Central Football and Massey University - Artificial Football Turf

Memorandum, presented by Aaron Phillips - Activities Manager Parks.

Moved Grant Smith, seconded Debi Marshall-Lobb.

RESOLVED

1. That Council note progress to advance the development of an artificial football field at Massey University.
2. That Council note that the Collaboration Agreement for the artificial football field at Massey University will be signed under delegation by the Chief Executive.

Clause 133-24 above was carried 15 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Debi Marshall-Lobb, Mark Arnott, Brent Barrett, Rachel Bowen, Vaughan Dennison, Lew Findlay, Roly Fitzgerald, Patrick Handcock, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, William Wood and Kaydee Zabelin.

134-24 Civic and Cultural Precinct: 6 Month Update

Memorandum, presented by David Murphy, General Manager Strategic Planning.

Moved Grant Smith, seconded Debi Marshall-Lobb.

RESOLVED

1. That Council receive the report titled Civic and Cultural Precinct: 6 Month Update, presented 7 August 2024.

COUNCIL - PART I - 07 AUGUST 2024

Clause 134-24 above was carried 15 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Debi Marshall-Lobb, Mark Arnott, Brent Barrett, Rachel Bowen, Vaughan Dennison, Lew Findlay, Roly Fitzgerald, Patrick Handcock, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, William Wood and Kaydee Zabelin.

135-24

Council Work Schedule

Officers will circulate a proposed timeline of the Annual Budget 2025/26 process to Elected Members soon.

Moved Grant Smith, seconded Debi Marshall-Lobb.

RESOLVED

1. That Council receive its Work Schedule dated 7 August 2024.

Clause 135-24 above was carried 15 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Debi Marshall-Lobb, Mark Arnott, Brent Barrett, Rachel Bowen, Vaughan Dennison, Lew Findlay, Roly Fitzgerald, Patrick Handcock, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, William Wood and Kaydee Zabelin.

RECOMMENDATIONS FROM COMMITTEE MEETINGS

136-24

Culture & Sport Committee Part I Public - 26 June 2024

Councillor Bowen presented the recommendations below.

Moved Rachel Bowen, seconded Billy Meehan.

RESOLVED

1. That Council adopt the recommendations from the Culture & Sport Committee of 26 June 2024:

Council endorsement of He rā ki tua - Horizons Region Spaces and Places Plan for Sport and Recreation 2023-2043 (clause 23-24)

Memorandum, presented by Ann-Marie Mori, Policy Analyst, Kelly Shanks, Chief Executive - Sport Manawatū and Carl Johnstone, General Manager Partnerships - Sport Manawatū.

The **COMMITTEE RECOMMENDS**

1. That Council endorse the 'He rā ki tua - Horizons Region Spaces and Places Plan for Sport and Recreation 2023-2043' (Attachment 1) to inform and guide Council decisions on play, active recreation and sports facilities.
2. That Council note the Chief Executive will enter into a Memorandum

COUNCIL - PART I - 07 AUGUST 2024

of Understanding for implementing He rā ki tua - Horizons Region Spaces and Places Plan for Sport and Recreation 2023-2043.

Remuneration for Council Controlled Organisation Board Members (clause 25-24)

Memorandum, presented by Sarah Claridge, Democracy & Governance Advisor.

The **COMMITTEE RECOMMENDS**

1. That the remuneration for Te Manawa be set out as one annual figure in the Appointment of Directors Policy (expenses and meeting fee combined), so as to read:
 - Te Manawa Chair: \$6,980
 - Te Manawa Board Member: \$2,980
2. That Council increase the remuneration of the Chairs of the Regent Theatre and Globe Theatre Trust Boards to \$1,200 for the 2024/25 year.
3. That Council agree an annual remuneration for Board Members of the Regent Theatre and Globe Theatre of \$1,020 for the 2024/25 year.
4. That Council note that the remuneration fees will be adjusted annually for inflation and reviewed by 2027, in accordance with the Appointment of Directors Policy, recently reviewed.

Clause 136-24 above was carried 14 votes to 0, with 1 abstention, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Debi Marshall-Lobb, Mark Arnott, Brent Barrett, Rachel Bowen, Vaughan Dennison, Lew Findlay, Roly Fitzgerald, Patrick Handcock, Billy Meehan, Orphée Mickalad, Karen Naylor, William Wood and Kaydee Zabelin.

Abstained:

Councillor Lorna Johnson.

EXCLUSION OF PUBLIC

137-24 Recommendation to Exclude Public

Moved Grant Smith, seconded Debi Marshall-Lobb.

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

COUNCIL - PART I - 07 AUGUST 2024

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
1.	Confirmation of the minutes of the ordinary Council meeting of 26 June 2024 Part II Confidential	For the reasons set out in the Council of 26 June 2024, held in public present.	
2.	Contract Award - Tamakuku Terrace Stage 2 Construction	NEGOTIATIONS: This information needs to be kept confidential to ensure that Council can negotiate effectively, especially in business dealings.	s7(2)(i)
3.	Contract Award - Electoral Services Contract	THIRD PARTY COMMERCIAL: Disclosing the information could harm a company's commercial position; and NEGOTIATIONS: This information needs to be kept confidential to ensure that Council can negotiate effectively, especially in business dealings.	s7(2)(b)(ii) and s7(2)(i)
4.	District Licensing Committee- Commissioner and List member appointments	PRIVACY: This information needs to be kept private to protect personal information that is confidential or sensitive. This includes people who are no longer alive.	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.

Clause 137-24 above was carried 15 votes to 0, the voting being as follows:

For:

The Mayor (Grant Smith) and Councillors Debi Marshall-Lobb, Mark Arnott, Brent Barrett, Rachel Bowen, Vaughan Dennison, Lew Findlay, Roly Fitzgerald, Patrick Handcock, Lorna Johnson, Billy Meehan, Orphée Mickalad, Karen Naylor, William Wood and Kaydee Zabelin.

COUNCIL - PART I - 07 AUGUST 2024

The public part of the meeting finished at 11.57am

Confirmed 4 September 2024

Mayor

UNCONFIRMED