



WHANGANUI DISTRICT COUNCIL

Te Kaunihera a Rohe o Whanganui

AGENDA

Council Meeting 3 August 2020

NOTICE IS HEREBY GIVEN that a Meeting of Whanganui District Council will be convened on:

Date: Monday, 3 August 2020

Time: 1.00pm

**Location: Council Chamber
101 Guyton Street
Whanganui**

**Kym Fell
Chief Executive**

Whanganui District Council

Mayor Hamish McDouall (Chair), Deputy Mayor Cr Jenny Duncan,
Crs Charlie Anderson, Philippa Baker-Hogan, James Barron,
Josh Chandulal-Mackay, Brent Crossan, Helen Craig, Kate Joblin,
Hadleigh Reid, Alan Taylor, Rob Vinsen and Graeme Young.
Attending on behalf of the Whanganui Rural Community Board – Grant Skilton

Role of Council

- To carry out the leadership functions including advocacy and facilitation on behalf of the community
- To exercise all non-delegated functions and powers of the Council
- Formulating the council's strategic direction and relative priorities through the Long Term Plan (LTP)
- To consider any matters referred to it from any of its Committees
- Manage/lead the Council's relationship with Iwi partners
- Approval of loan guarantees
- Over expenditure of budget, unbudgeted expenditure and variations to estimates.
- Appointment and remuneration of representatives on outside bodies (including Council owned companies), except where these bodies have granted appointment rights to the Mayor or Chief Executive
- Any proposal to promote legislation in the name of Whanganui District Council
- Any decision (excluding decisions made under the Resource Management Act 1991) which is inconsistent with any policy or strategy which has been or may be adopted by the Council.
- Any changes to the political structure of Council including committee delegations and structure, and any questions of representation
- Policies relating to the remuneration of elected members
- Decisions relating to Whanganui District Council's council-controlled organisations

Items of business not on the agenda which cannot be delayed

Items not on the agenda may be brought before the meeting through a report from either the chief executive or the Chairperson. The meeting must resolve to deal with the item and the Chairperson must explain at the meeting when it is open to the public the reason why the item is on the agenda and the reason why the discussion of the item cannot be delayed until a subsequent meeting. Refer to Standing Order 9.11.

Note: nothing in this standing order removes the requirement to meet the provisions of Part 6, LGA with regard to consultation and decision-making.

Discussion of minor matters not on the agenda

A meeting may discuss an item that is not on the agenda only if it is a minor matter relating to the general business of the meeting and the Chairperson explains at the beginning of the public part of the meeting that the item will be discussed. However, the meeting may not make a resolution, decision or recommendation about the item, except to refer it to a subsequent meeting for further discussion. Refer to Standing Order 9.12.

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1 OPENING PRAYER / KARAKIA**2 APOLOGIES****3 LEAVE OF ABSENCE****4 DECLARATIONS OF INTEREST**

Elected Members will be provided with the opportunity to declare any disclosable pecuniary or other non-pecuniary interest in any matter to be considered at this meeting, or declare any new conflicts that have arisen since last completing the Elected Members' Interests Register.

5 CORRESPONDENCE / LATE ITEMS / ADDITIONAL INFORMATION**Recommendation**

That the additional information tabled is taken with the relevant items.

6 PUBLIC FORUM

7 CONFIRMATION OF MINUTES

7.1 MINUTES OF THE COUNCIL MEETING HELD ON 23 JUNE 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

References: 1. **Minutes of the Council Meeting held on 23 June 2020** [↓](#)

Significance of decision – In terms of the Significance and Engagement Policy 2018, the recommended decision is not significant.

Recommendation

That the minutes of the Council Meeting held on 23 June 2020 are confirmed as a true and correct record.

The agenda for this meeting can be viewed at:

<https://www.whanganui.govt.nz/files/assets/public/agendas-amp-minutes/council-meeting-agenda-23-june-2020.pdf>



**WHANGANUI
DISTRICT COUNCIL**
Te Kaunihera a Rohe o Whanganui

MINUTES

Council Meeting

23 June 2020

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**MINUTES OF MEETING OF THE WHANGANUI DISTRICT COUNCIL
HELD IN THE COUNCIL CHAMBER, 101 GUYTON STREET, WHANGANUI
ON 23 JUNE 2020 AT 1.00PM**

PRESENT: Mayor Hamish McDouall, Deputy Mayor Jenny Duncan, Cr Charlie Anderson, Cr Philippa Baker-Hogan, Cr James Barron Cr Josh Chandulal-Mackay, Cr Helen Craig, Cr Brent Crossan, Cr Kate Joblin, Cr Hadleigh Reid, Cr Alan Taylor, Cr Rob Vinsen, Cr Graeme Young.

APOLOGIES: Nil

IN ATTENDANCE: David Wells (Whanganui Rural Community Board Member), Kym Fell (Chief Executive), Mike Fermor (General Manager Finance), Bryan Nicholson (Chief Operating Officer), Rob Goldsbury (Legal Counsel), Marianne Cavanagh (Customer Solutions Manager), Sarah Pomeroy (Communications & Marketing Manager), Kate Barnes (Senior Democracy Advisor), Karyn Turner (Senior Governance Services Officer)

1 OPENING PRAYER / KARAKIA

Cr Crossan read the Prayer.

2 APOLOGIES

Nil

3 LEAVE OF ABSENCE

Nil

4 DECLARATIONS OF INTEREST

There were no new declarations of interest.

5 CORRESPONDENCE / LATE ITEMS / ADDITIONAL INFORMATION

Additional Information

Resolution 2020/25

Moved: Mayor Hamish McDouall

Seconded: Cr Kate Joblin

That the additional information tabled is taken with the relevant items:

14.4 Chief Executive's Report – June 2020

CARRIED

6 PUBLIC ENGAGEMENT FORUM

- A deputation request regarding 5G was withdrawn before the meeting.

7 CONFIRMATION OF MINUTES**7.1 MINUTES OF THE COUNCIL MEETING HELD ON 26 MAY 2020**

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Resolution 2020/26

Moved: Mayor Hamish McDouall

Seconded: Cr Rob Vinsen

That the Minutes of the Council Meeting held on 26 May 2020 are confirmed as a true and correct record.

CARRIED

7.2 MINUTES OF THE COUNCIL MEETING HELD ON 2 JUNE 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Resolution 2020/27

Moved: Cr Josh Chandulal-Mackay

Seconded: Mayor Hamish McDouall

That the amended Minutes of the Council Meeting held on 2 June 2020 are confirmed as a true and correct record.

CARRIED

7.3 MINUTES OF THE EXTRAORDINARY COUNCIL MEETING HELD ON 15 JUNE 2020

Author: Karyn Turner - Governance Senior Services Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Resolution 2020/28

Moved: Mayor Hamish McDouall

Seconded: Deputy Mayor Jenny Duncan

That the Minutes of the Extraordinary Council Meeting held on 15 June 2020 are confirmed as a true and correct record.

CARRIED

8 REPORTS TO COUNCIL

8.1 HORIZONS REGIONAL COUNCIL'S PASSENGER TRANSPORT COMMITTEE - MAY 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

Discussion

Summarising his report, Anthonie Tonnon said while there had been some positive changes in interaction with Horizons Regional Council on public transport, a number of problems remained. In 1991 when Horizons took over bus travel in Whanganui, passenger numbers were 430,000 per year. With six buses now running, passenger numbers had decreased to 120,000 per year.

Mr Tonnon said there had been inadequate advertising rolling out the modest service improvements made in late 2019, including Bee Card, and there was still very little information available, including online, on actual maps and timetables. Whanganui bus services worked on a 'coverage system' where routes were varied to take them through every part of town. It made timetables overly complicated, confusing and services less frequent. Some routes had been altered to suit a small number of users but over time this had meant overall coherence in the network had been lost.

Mr Tonnon had met with Rhona Hewitt, the new Manager of Transport Services, who was interested in implementing a post-implementation review, however at this stage he did not think this was worthwhile when the changes had not yet been adequately advertised.

Mr Tonnon said in his view Transport Services was not sufficiently resourced to meaningfully improve functionality or promote public transport in Whanganui. Given the challenges from COVID-19, recession and the already-declining ridership, there was a pressing need to attract new

riders to the system and make the system more effective and convenient. While there had been small incremental improvements through the Passenger Transport Committee, he was not confident with the ability to change things within a reasonable short timeframe. He did however believe that Horizons' Covid-19 response for public transport was impressive and well managed, including elements such as free fares.

Responding to questions on how the system could be improved, Mr Tonnon said to bring in new riders the system needed to be made attractive, but he was sceptical of total renovation and validity to do much yet. Dunedin was urgently trying to address similar problems with its transport system with an idea of transferring the system from regional council to city council. Mr Tonnon suggested private operators, such as Neville Gorrie with his double-decker bus, could add services for tourists that residents could also use.

Following Elected Members' discussion, it was agreed that Chief Executive Kym Fell, Mayor McDouall and Mr Tonnon would meet with Horizons to further discuss what options were available to improve Whanganui's bus service.

Resolution 2020/29

Moved: Mayor Hamish McDouall

Seconded: Cr Hadleigh Reid

That the Council receive the report – Horizons Regional Council's Passenger Transport Committee - May 2020.

CARRIED

8.2 WHANGANUI & PARTNERS QUARTERLY UPDATE – JUNE 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

Discussion

Whanganui & Partners' (W&P) Interim Chief Executive Gaelle Deighton and Board Member Susanne Clay summarised W&P's quarterly update. Board Chair Pahia Turia's apology was noted.

Ms Deighton and Ms Clay responded to questions. The rural survey had been signed off by the Whanganui Rural Community Board. This targeted properties over 10 acres. The baseline data sought was what difficulties these properties had, such as access to water, digital connectivity, that may hold back opportunities of development of these properties. Whanganui Rural Community Board Deputy Chair, David Wells, said the survey was wide-ranging and by end of July 2020 it was hoped to have some early results. Since becoming a Board member he had been trying to establish how much digital connectivity the rural community had.

The \$100,000 distributed to Whanganui businesses was through New Zealand Trade and Enterprise and 100% Government funded. W&P spent considerable time getting the message out to Whanganui businesses with the take-up response staggering.

The development and launch of a winter tourism advertising campaign was being undertaken with some collaboration with other regions, although attracting people to specific regions currently was fairly competitive.

Approximately \$20.2M of Government funding was to be provided for the tourism activity, available to regional tourism organisations. There were three categories to this funding with Whanganui in the middle category. Currently two W&P staff were in Wellington determining the details on what needed to be done to obtain some of this funding. Funding of between \$300,000 and \$700,000 could come into Whanganui region, contingent on the spend by the local council. This step was already achieved with the Council's budget approved for W&P. The application process was relatively uncomplicated and would be lodged with the Ministry next week.

Businesses that had received the initial wage subsidy during Covid-19 would have received an email to reapply again. The threshold now was slightly higher and some of those who had initially applied would not qualify this time.

Responding to a question on providing confidence to the ratepayer that W&P was a 'well-operated' organisation, Ms Clay said economic development was never simple, quick or straight-forward but she believed W&P today was in a good place with a cohesive, positive culture of very capable people. The team worked well together and she personally felt good about where the team was headed. Ms Clay believed Gaelle Deighton had done a magnificent job in an incredibly short amount of time. She was familiar with what was going on from a governance perspective and her expansive experience in economic development was helping to prepare the organisation for the next leadership role.

Resolution 2020/30

Moved: Mayor Hamish McDouall

Seconded: Cr Josh Chandulal-Mackay

That the Council receive the report – Whanganui & Partners Quarterly Update – June 2020.

CARRIED

8.3 WHANGANUI & PARTNERS STATEMENT OF INTENT 2020/21

Author: Marianne Cavanagh - Customer Solutions Manager

Authoriser: Bryan Nicholson - Chief Operating Officer

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Discussion

Whanganui & Partners' (W&P) Interim Chief Executive Gaelle Deighton responded to questions.

Responding to a question on changes made to the draft Statement of Intent, Ms Deighton said a significant thrust in the changes was to provide the ability to recognise that Covid-19 was going to be an ongoing issue and W&P would need a more immediate response to these issues as they occurred. Ms Deighton said it was believed that currently there was a false sense of security in the community. While there had been a wave of some businesses being hit, some of those businesses may have been marginal before or the owners may well have been close to making decisions about retirement. Reopened businesses may currently be experiencing some activity but that could come to an end. The end of the first round of wage subsidies could bring another hit on businesses and even for those businesses successful with the second round of wage

subsidies, a further hit when that subsidy ended. W&P considered this would be an ongoing issue for some time to come.

Ms Deighton said while a Statement of Intent for an economic development agency should focus on future horizons, what had been incorporated would enable W&P to respond to immediate post-Covid-19 issues.

The further change was turning the performance measurements into real, 'nailed-down' measurables that could be monitored. Going forward reports to Council would include progress statements on performance measurements. Ms Deighton was happy to receive feedback from Elected Members if something different was wanted but she had seen this practice work successfully in the past.

Cr Baker-Hogan advised she would not support W&P Statement of Intent. Her concern was there was lack of mention of sport, recreation and events, particularly considering the Council owned sporting assets worth millions of dollars, with the velodrome short-listed as a 'shovel-ready' project. There was also no mention of an events strategy, something she believed critical to obtaining funding for key projects.

Responding to Cr Baker-Hogan's comment, Ms Clay said only matters W&P were directly responsible for were included in the Statement of Intent, however W&P could leverage off those that they were not directly responsible for. Ms Deighton noted that in terms of linking events and sports together some were mentioned in the Statement of Intent, such as the Masters Games, but they were prescribed and W&P were not responsible for how these were run. She further noted that while they were not included in guidance from the Council in the past, this could be reviewed to include more emphasis on events and sports in the future.

In response to a suggestion that the proposed recommendation include 'with the addition of minor amendments', the meeting briefly adjourned to receive advice on whether this was acceptable.

Adjournment 2.31pm – 2.36pm

Mayor McDouall advised that the Statement of Intent was Whanganui & Partners' final document to the Council and amendments could not be made. The opportunity for amendment was when the draft document was presented to the Council in February 2020.

Resolution 2020/31

Moved: Deputy Mayor Jenny Duncan

Seconded: Cr Helen Craig

That Council agrees to the Statement of Intent 2020/21 for Whanganui & Partners.

CARRIED

Cr Baker-Hogan voted against the motion.

8.4 STATEMENT OF INTENT FOR WHANGANUI DISTRICT COUNCIL HOLDINGS LTD 2020/21

Author: Marianne Cavanagh - Customer Solutions Manager

Authoriser: Bryan Nicholson - Chief Operating Officer

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Cr Anderson declared an interest in the New Zealand International Commercial Pilot Academy Ltd.

Resolution 2020/32

Moved: Cr Helen Craig

Seconded: Cr Rob Vinsen

That the Council agrees to the Statement of Intent 2020/21 for Whanganui District Council Holdings Ltd., and notes the Statements of Intent for the New Zealand International Commercial Pilot Academy Ltd., and GasNet Ltd.

CARRIED

Cr Anderson abstained from voting.

8.5 ANNUAL PLAN 2020/21

Author: Marianne Cavanagh - Customer Solutions Manager

Authoriser: Bryan Nicholson - Chief Operating Officer

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Discussion

Marianne Cavanagh (Customer Solutions Manager), Mike Fermor (Finance Manager) and Mark Hughes (Infrastructure Manager) responded to Elected Members' questions of clarification.

Mayor McDouall said this year's Annual Plan budget process had been unusual. The Council had considered the rate increase of 3.9% approved for consultation was reasonable and well below a number of other territorial authorities but then COVID-19 lock-down had arrived. During that time the Council continued work on its budget. The Chief Executive suggested ways to lower the impost on ratepayers, savings had been found, budgets trimmed, until the final rate increase of 1.4% was achieved and the Council still had a balanced budget. Mayor McDouall said due to this year's property revaluations, rates for individual properties would vary with some increasing above the average, but others would have a lower rate rise or even a drop in annual rates. Mayor McDouall thanked all Councillors for the work undertaken to achieve this outcome. He also thanked the community for its input to the annual plan consultation process and to all who had presented to the Council under COVID-19 restrictions.

Resolution 2020/33

Moved: Mayor Hamish McDouall

Seconded: Cr Josh Chandulal-Mackay

That the Council adopt the 2020/21 Annual Plan.

CARRIED

Adjournment 3.21pm – 3.34pm

8.6 SECTION 17A REVIEW OF CEMETERY SERVICES

Author: Claire Lilley - Parks Officer, Parks and Recreation

Authoriser: Leighton Toy - General Manager Property

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Resolution 2020/34

Moved: Cr Kate Joblin

Seconded: Cr Brent Crossan

That Council continues to use its current service delivery methodology to provide Cemetery Services by way of a suitably qualified contractor.

CARRIED

8.7 APPOINTMENTS TO THE YOUTH COMMITTEE - JUNE 2020

Author: Nicole Grey - Youth Committee Project Support Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Stephanie Macdonald-Rose - Policy & Governance Manager

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Resolution 2020/35

Moved: Cr Kate Joblin

Seconded: Cr Philippa Baker-Hogan

That Council appoints the following people to the Youth Committee:

- a) Brittanie Goodgame-Archer
- b) Tiana Absolum

CARRIED

Cr Joblin left the meeting at 3.45pm.

8.8 APPOINTMENT OF INDEPENDENT MEMBERS TO THE AUDIT AND RISK COMMITTEE

Author: Debbie Watson - Risk Manager

Authoriser: Kym Fell - Chief Executive

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Discussion

In response to a Councillor's request, Debbie Watson (Risk Manager) provided background information on the two appointees to the Council's Audit and Risk Committee.

Resolution 2020/36

Moved: Deputy Mayor Jenny Duncan

Seconded: Cr Charlie Anderson

That Council:

- (a) appoints Michael (Mike) Timmer as an Independent Member of the Audit and Risk Committee
- (b) appoints Susan Kosmala as an Independent Member of the Audit and Risk Committee.

CARRIED

8.9 APPOINTMENT TO THE WHANGANUI HERITAGE RESTORATION TRUST

This item was withdrawn by the Chief Executive.

8.10 APPOINTMENTS TO WHANGANUI REGIONAL MUSEUM'S CIVIC HOUSE ELECTORAL COLLEGE

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Resolution 2020/37

Moved: Cr Rob Vinsen

Seconded: Cr Alan Taylor

That Whanganui District Council appoint Cr Craig and Mayor McDouall to the Whanganui Regional Museum's Civic House Electoral College.

CARRIED

8.11 PLAN CHANGE 53 SPRINGVALE STRUCTURE PLAN - OPERATIVE

Author: Hamish Lampp - Planning Manager

Authoriser: Bryan Nicholson - Chief Operating Officer

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Discussion

Hamish Lampp (Planning Manager), advised there had been no appeals to Plan Change 53 and the final step was approval by the Council to enable Plan Change 53 to become operative. Mayor McDouall acknowledged the Council's Planning Team for completion of this massive piece of work.

Resolution 2020/38

Moved: Deputy Mayor Jenny Duncan

Seconded: Cr Hadleigh Reid

That the District Plan provisions amended by Plan Change 53 'Springvale Structure Plan' be approved pursuant to Clause 17 of the 1st Schedule of the Resource Management Act 1991 by affixing the Common Seal of the Council; and be made operative on Monday 6 July 2020 following public notification of this date on Saturday 27 June 2020.

CARRIED

8.12 ROAD NAMING REQUEST, NORTH WEST STRUCTURE PLAN

Author: Hamish Lampp - Planning Manager

Authoriser: Bryan Nicholson - Chief Operating Officer

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Discussion

Hamish Lampp (Planning Manager) said the developer had collaborated with local iwi authorities and all had agreed on the preferred name 'Tongi Tawhito Terrace'. Mayor McDouall acknowledged the work of developer Keryn Amon. Cr Taylor said the passion with which iwi spoke during hearings to the entire concept of this development should also be recognised.

Resolution 2020/39

Moved: Cr Josh Chandulal-Mackay

Seconded: Cr Alan Taylor

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That in accordance with section 319(1)(j) of the Local Government Act 1974 Council formally names the public road shown at Reference 1 'Tongi Tawhito Terrace'.

CARRIED

Cr Taylor left the meeting at 3.55pm.

Cr Joblin rejoined the meeting at 3.57pm.

8.13 MAYORAL UPDATE - JUNE 2020

Author: Eva Osborne - Executive Assistant

Authoriser: Hamish McDouall - Mayor

Resolution 2020/40

Moved: Cr Philippa Baker-Hogan

Seconded: Cr Josh Chandulal-Mackay

That the Council receive the report – Mayoral Update - June 2020.

CARRIED

8.14 REPRESENTATIVE UPDATE - JUNE 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

No updates were provided.

9 MINUTES FOR RECEIPT

9.1 CONFIRMED MINUTES OF TAMAŪPOKO LINK FOR 29 JANUARY 2020 AND 11 MARCH 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

Discussion

Cr Chandulal-Mackay referred to the Relationship Document Review, and advised the final document would come to the Council's next meeting for approval. He also noted that Cr Joblin had raised the issue of the use of bilingual language in Council documentation and communications. Research on historical work undertaken on this topic was to be done by Council officers and circulated to members for discussion at the next hui on moving this forward.

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Resolution 2020/41

Moved: Cr Josh Chandulal-Mackay

Seconded: Cr Charlie Anderson

That the Council

- (a) receive the confirmed minutes of the Tamaūpoko Link Meeting held on 29 January 2020.
- (b) receive the confirmed minutes of the Tamaūpoko Link Meeting held on 11 March 2020.

CARRIED

9.2 CONFIRMED MINUTES OF TŪPOHO WORKING PARTY – 19 FEBRUARY 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

Resolution 2020/42

Moved: Deputy Mayor Jenny Duncan

Seconded: Cr Kate Joblin

That the Council

- a) receive the confirmed minutes of the Tūpoho Working Party Meeting held on 19 February 2020.

CARRIED

9.3 AUDIT AND RISK COMMITTEE MEETING MINUTES - 3 JUNE 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

Discussion

Mike Fermor (General Manager Finance) provided an explanation of the Local Government Funding Agency's (LGFA) proposal to made changes to LGFA's Foundation Policies.

Cr Taylor rejoined the meeting at 4.03pm.

Responding to questions, Mr Fermor said following the Committee's discussion and the recommendation, he had no concerns attending LGFA's Special General Meeting and abstaining from voting on the LGFA's proposal rather than voting against.

Cr Duncan said the decision to abstain was somewhat of a 'halfway house'. Whanganui was 'small fry' in this picture and it did not need, nor would need, that level of capacity. The risk to Council was small and while it did exist at the same time the Council did not want to be obstructive.

Resolution 2020/43

Moved: Mayor Hamish McDouall

Seconded: Cr Charlie Anderson

That the Council

- (a) receive the minutes of the Audit and Risk Committee Meeting held on 3 June 2020.

CARRIED

Resolution 2020/44

Moved: Deputy Mayor Jenny Duncan

Seconded: Cr Josh Chandulal-Mackay

That the General Manager of Finance be delegated to vote on behalf of the Council at the Local Government Funding Agency's Special General Meeting on 30 June 2020, and the Chair of the Local Government Funding Agency board as alternate;

That the proxy or alternate abstains from voting on the Local Government Funding Agency's proposal as follows:

- a. To increase the foundation policy financial covenant Net Debt / Total Revenue from the current 250% to 280% for local authorities with a long-term credit rating of 'A' equivalent or higher from financial year 2025/26; and
- b. That until 2025/26, local authorities with a long-term credit rating of 'A' equivalent or higher must comply with the "Alternative Net Debt / Total Revenue covenant" as below

Alternative Net Debt / Total Revenue Covenant	
Financial Year (Test Date)	Net Debt / Total Revenue
30 June 2020	<250%
30 June 2021	<300%
30 June 2022	<300%
30 June 2023	<295%
30 June 2024	<290%
30 June 2025	<285%

CARRIED

9.4 PROPERTY AND COMMUNITY SERVICES COMMITTEE MINUTES - 4 JUNE 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

It was agreed that the motions be taken separately.

Resolution 2020/45

Moved: Cr Helen Craig

Seconded: Cr Kate Joblin

That the Council

- (a) receive the minutes of the Property and Community Services Committee Meeting held on 4 June 2020.

CARRIED

Discussion – Review of New Zealand Glassworks

Cr Craig proposed the Committee's recommendation to Council, seconded by Cr Joblin.

Advising that she would vote against the Committee's recommendation, Cr Baker-Hogan said this was not about 'not supporting the glassworks' but she could not support a motion that was open ended without a timeline. The ratepayer investment to this facility was significant and the support of Council initially was to achieve 'no ratepayer input' after three years. It was now obvious funding was still required. Cr Baker-Hogan said while the three-year review report contained some good information she considered it was light on any long-term plan. The Glassworks Manager had spoken at length about his 'point of difference' however Cr Baker-Hogan said he needed to be reminded that the activity was significantly supported by the ratepayer.

Cr Baker-Hogan sought the willingness of Council to accept the motion she had provided at the Committee's meeting.

- That Council considers the long-term future of the New Zealand Glassworks for the 2021/2031 Long-Term Plan.

Cr Vinsen spoke in support of Cr Baker-Hogan's proposed motion. He considered the review report had been poor with no indication to justify spending \$180,000 to support the facility. Cr Vinsen further noted the importance of education had been a reason for saving the glass school however, the review report focussed mostly on the business itself, barely mentioning education.

Mayor McDouall referred the Council back to the motion currently on the table for debate.

Speaking to the motion, Cr Craig said the Council originally supported opening the glassworks partly because UCOL was pulling out of its Fine Arts Programme and Glass Art Diploma. The Council and UCOL had spent 10 years investing in building the glass reputation and at that time was not prepared to let that go. The proposal to open the glassworks was sent out for public consultation receiving more than 50% support in retaining the glass reputation and glassworks. Referring to the glassworks 'breaking-even', Cr Craig said the review report clearly stated that if not for COVID-19, this operation would at the very least have broken even. The report also acknowledged GasNet's sponsorship of \$80,000. As an independent business, that was their decision. Cr Craig further noted that in terms of reputation this facility brought to Whanganui, the

glassworks was clearly a real attractor and she would not support any proposal to go to the market for a possible sale in the middle of the current crisis. She believed the proposed motion provided a good outcome.

Resolution 2020/46

Moved: Cr Helen Craig

Seconded: Cr Kate Joblin

That Council continues to operate New Zealand Glassworks as a Council activity.

CARRIED

Crs Baker-Hogan and Vinsen voted against the motion.

Discussion

The implications of Cr Baker-Hogan's proposal was queried. Kym Fell (Chief Executive) said a review of the glassworks activity would be part of the long-term plan process. If this motion was accepted, it would create instability for the glassworks team and devalue the commercial aspect of the business. He advised this matter was best left to the long-term plan review process.

Mayor McDouall said the Council took the recommendations put by the Committee. Cr Baker-Hogan's motion had not been put at the Committee's meeting and he therefore deemed the motion out of order.

9.5 STRATEGY AND FINANCE COMMITTEE MEETING MINUTES - 9 JUNE 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

Resolution 2020/47

Moved: Cr Kate Joblin

Seconded: Cr Josh Chandulal-Mackay

That the Council receive the minutes of the Strategy and Finance Committee Meeting held on 9 June 2020.

CARRIED

9.6 INFRASTRUCTURE, CLIMATE CHANGE, AND EMERGENCY MEETING MINUTES FOR RECEIPT - JUNE 2020

Author: Kirsty Earle - Governance Services Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Resolution 2020/48

Moved: Cr Alan Taylor

Seconded: Cr Kate Joblin

That the Council receive the minutes of the Infrastructure, Climate Change and Emergency Management Committee Meeting held on 11 June 2020.

CARRIED

10 MOTION TO EXCLUDE THE PUBLIC**RESOLUTION TO EXCLUDE THE PUBLIC**

Section 48, Local Government Official Information and Meetings Act 1987.

Recommendation

That the public be excluded from the following parts of the proceedings of this meeting, namely items listed overleaf.

Reason for passing this resolution: good reason to withhold exists under section 7. Specific grounds under section 48(1) for the passing of this resolution: Section 48(1)(a)

Note

Section 48(4) of the Local Government Official Information and Meetings Act 1987 provides as follows:

- “(4) Every resolution to exclude the public shall be put at a time when the meeting is open to the public, and the text of that resolution (or copies thereof):
- (a) Shall be available to any member of the public who is present; and
 - (b) Shall form part of the minutes of the local authority.”

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 relevant part of the proceedings of the meeting in public are as follows:

Council Meeting Minutes

23 June 2020

ITEM NO.	GENERAL SUBJECT OF EACH MATTER TO BE CONSIDERED	SECTION	SUBCLAUSE AND REASON UNDER THE ACT	PLAIN ENGLISH REASON	WHEN REPORTS CAN BE RELEASED
12.1	Confidential Minutes of the Council Meeting held on 26 May 2020			Refer to the previous public excluded reasons in the agenda for this meeting.	
12.2	Confidential Minutes of the Extraordinary Council Meeting held on 15 June 2020			Refer to the previous public excluded reasons in the agenda for this meeting.	
13.1	Audit and Risk Committee Minutes - 3 June 2020			Refer to the previous public excluded reasons in the agenda for this meeting.	
13.2	Property and Community Services Committee Minutes - 4 June 2020			Refer to the previous public excluded reasons in the agenda for this meeting.	
13.3	Strategy and Finance Committee Meeting Minutes - 9 June 2020			Refer to the previous public excluded reasons in the agenda for this meeting.	
14.1	Whanganui Port Governance Structure and Harbour Endowment	s7(2)(b)(ii), s7(2)(c)(i), s7(2)(h), s7(2)(i)	Commercial Position, Prejudice Info Support, Commercial Activities, Negotiations	Council is currently negotiating commercially sensitive terms and conditions with external parties relating to the development of the Whanganui Port.	Upon Ministerial announcement of funding for Whanganui Port
14.2	Lodestone Consulting Ltd and Morrison Solutions Ltd report on	s7(2)(h), s7(2)(i)	Commercial Activities, Negotiations	This report highlights confidential commercial activities, e.g.	

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23 June 2020

	Whanganui District Council Holdings Ltd			contractual arrangements, as well as future negotiations between Council and WDCHL	
14.3	Sarjeant Gallery Te Whare O Rehua Redevelopment Advisory Committee	s7(2)(a)	Privacy	Private details of individuals included	
14.4	Chief Executive's Report - June 2020	s7(2)(a), s7(2)(b)(ii), s7(2)(i)	Privacy, Commercial Position, Negotiations	To protect individuals and commercial and private information	

Resolution 2020/49

Moved: Deputy Mayor Jenny Duncan

Seconded: Cr Charlie Anderson

That David Wells and Peter Oskam be permitted to remain at this meeting, after the public has been excluded, because of their knowledge of the Whanganui Rural Community. This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter because David Wells and Peter Oskam are members of the Whanganui Rural Community Board.

CARRIED

The meeting adjourned from 4.35pm to 4.41pm before resuming public excluded business.

Council Meeting Minutes

23 June 2020

The Meeting closed at 6.35pm.

The minutes of this meeting were confirmed at the Council Meeting held on 4 August 2020.

.....
CHAIRPERSON

7.2 MINUTES OF THE COUNCIL MEETING HELD ON 14 JULY 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

References: 1. **Minutes of the Council Meeting held on 14 July 2020** [↓](#)

Significance of decision – In terms of the Significance and Engagement Policy 2018, the recommended decision is not significant.

Recommendation

That the minutes of the Council Meeting held on 14 July 2020 are confirmed as a true and correct record.

The agenda and supplementary agenda for this meeting can be viewed at:

<https://www.whanganui.govt.nz/files/assets/public/agendas-amp-minutes/council-meeting-agenda-14-july-2020.pdf>

<https://www.whanganui.govt.nz/files/assets/public/agendas-amp-minutes/late-item-rate-resolution-for-2020-21-council-meeting-agenda-14-july-2020.pdf>



**WHANGANUI
DISTRICT COUNCIL**
Te Kaunihera a Rohe o Whanganui

MINUTES

**Council Meeting
14 July 2020**

Order Of Business

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8	Minutes for Receipt	16
	Nil	

**MINUTES OF MEETING OF THE WHANGANUI DISTRICT COUNCIL
HELD IN THE COUNCIL CHAMBER, 101 GUYTON STREET, WHANGANUI
ON 14 JULY 2020 AT 1.00PM**

PRESENT: Mayor Hamish McDouall (Chair), Deputy Mayor Jenny Duncan, Cr Philippa Baker-Hogan, Cr James Barron, Cr Josh Chandulal-Mackay, Cr Helen Craig, Cr Brent Crossan, Cr Kate Joblin, Cr Hadleigh Reid, Cr Alan Taylor, Cr Rob Vinsen, Cr Graeme Young.

APOLOGIES: Cr Charlie Anderson

IN ATTENDANCE: Kym Fell (Chief Executive), Mike Fermor (General Manager Finance), Bryan Nicholson (Chief Operating Officer), Simon Manville (Senior Finance Officer), Claire Williamson (Project Manager – Finance), Noeline Moosman (Revenue & Information Management Lead), Anna Palamountain (Democracy Advisor), Karyn Turner (Senior Governance Services Officer).

1 OPENING PRAYER / KARAKIA

Cr Joblin read the Council Prayer.

2 APOLOGIES

Apologies

Resolution 2020/60

Moved: Mayor Hamish McDouall
Seconded: Cr Josh Chandulal-Mackay

That the apology of Cr Anderson is accepted and leave of absence granted.

CARRIED

Whanganui Rural Community Board Chairperson Grant Skilton's absence was noted.

3 DECLARATIONS OF INTEREST

There were no new declarations of interest.

4 LATE ITEM**Late Item LGOIMA****Resolution 2020/61**

Moved: Mayor Hamish McDouall

Seconded: Deputy Mayor Jenny Duncan

That the Council considers the following late item – Rates Resolution for 2020/21, noting:

- That this item was not on the agenda as key data used for setting the rates for 2020/21 was still being processed at the time of agenda publication.
- That the report cannot wait until a subsequent meeting for discussion, as the timeframe for setting the rates for 2020/2021 would not be met.

CARRIED

5 PUBLIC FORUM

No registrations for Public Forum were received.

6 CONFIRMATION OF MINUTES

Nil

7 REPORTS TO COUNCIL**7.1 RATES RESOLUTION FOR 2020/21**

Author: Simon Manville - Senior Finance Officer

Authoriser: Mike Fermor - General Manager Finance

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Discussion

Simon Manville (Senior Finance Officer), provided an overview of rate setting for 2020/21. From sign-off of the 2020/21 Annual Plan on 23 June 2020, rates are set on valuations as at 30 June. Quotable Value New Zealand capture building and subdivision data right up until this date to ensure the most up-to-date data was used for rating.

At 1.04pm, Cr Baker-Hogan joined the meeting.

Summarising statistics, Mr Manville said the District-wide revaluation had seen a significant increase of nearly \$3B in capital values. SUIPs (separately used or inhabited part [of a property])

had also increased by 121 (0.6%) with the significant growth contributors being Housing New Zealand (15); Springvale/Tawhero (35) and Mill Road/Rakau Road industrial area (7).

Key changes to the rates resolution for 2020/21 were the reduced Uniform Annual General Charge from \$831 to \$700 and a penalty decrease on unpaid rates from 10% to 5%. Mr Manville advised an error on the fourth resolution (d) of the rates resolution. This should read 'An additional charge of 5% will be added on 25 January 2022 if the amount remains unpaid'.

Mr Manville responded to questions of clarification.

Resolution 2020/62

Moved: Mayor Hamish McDouall

Seconded: Cr Alan Taylor

That the Whanganui District Council sets the following rates (inclusive of GST) under the Local Government (Rating) Act 2002, on rating units in the district for the financial year commencing on 1 July 2020 and ending on 30 June 2021.

(a) Uniform annual general charge

A Uniform annual general charge (UAGC) set under section 15 of the Local Government (Rating) Act 2002, as a fixed amount per Separately Used or Inhabited Part of a Rating Unit on all rating units in the district of \$700.00.

(b) General rate

A differential general rate, set under section 13 and 14 of the Local Government (Rating) Act 2002, on the land value of each rating unit as follows:

	Cents in the dollar
Commercial	
Properties used for commercial or industrial purposes	1.1385
Residential	
less than 0.5 hectares	0.6231
greater than or equal to 0.5 hectares but less than 1 hectare	0.5516
greater than or equal to 1 hectare but less than 2 hectares	0.4802
greater than or equal to 2 hectares but less than 3 hectares	0.4088
Farming	
greater than or equal to 3 hectares but less than 4 hectares	0.3374
greater than or equal to 4 hectares but less than 5 hectares	0.2660
greater than or equal to 5 hectares but less than 10 hectares	0.1946
greater than or equal to 10 hectares	0.1231

(c) Roads and footpaths rate

A differential targeted rate for roads and footpaths, set under section 16 of the Local Government (Rating) Act 2002, on the capital value of each rating unit as follows:

	Cents in the dollar
Residential	0.05985 cents per dollar of capital value on every rating unit in the 'Residential' category.
Farming	0.13716 cents per dollar of capital value on every rating unit in the 'Farming' category.
Commercial	0.21174 cents per dollar of capital value on every rating unit in the 'Commercial' category.

(d) Roothing resilience rate

A differential targeted rate for the purpose of reducing debt for the roading activity set under section 16 of the Local Government (Rating) Act 2002, as a fixed amount per separately used or inhabited part of a rating unit as follows:

	Rate
Residential	\$45.00 per separately used or inhabited part of a rating unit in the 'Residential' category
Farming	\$50.00 per separately used or inhabited part of a rating unit in the 'Farming' category
Commercial	\$45.00 per separately used or inhabited part of a rating unit in the 'Commercial' category

(e) Targeted rate on exotic forestry properties

A targeted rate for roading pavement renewals required to remediate roads used by vehicles associated with exotic forestry plantations in the district, set under section 16 of the Local Government (Rating) Act 2002, on the capital value of land used as exotic forestry plantations. The amount of the rate will be 0.18045 cents per dollar of capital value.

(f) Earthquake strengthening and building replacement rate

A differential targeted rate for earthquake strengthening works on Council-owned buildings set under section 16 of the Local Government (Rating) Act 2002, as a fixed amount per separately used or inhabited part of a rating unit as follows:

	Rate
Residential	\$47.60 per separately used or inhabited part of a rating unit in the 'Residential' category
Farming	\$47.60 per separately used or inhabited part of a rating unit in the 'Farming' category
Commercial	\$48.60 per separately used or inhabited part of a rating unit in the 'Commercial' category

(g) Debt retirement rate

A differential targeted rate to retire debt attributable to the cost of the city stormwater disposal system or other infrastructure system as decided by the Council set under section 16 of the Local Government (Rating) Act 2002, on the basis of the capital value of each rating unit that has a connection or for which connection is available. This charge will be set on a differential basis based on the availability of the service. The categories are 'connected' and 'serviceable' and 'other'. Rating units in the 'other' category are charged a fixed amount per separately used or inhabited part of a rating unit.

	Rate
Connected	0.0115 cents in the dollar on capital value on every rating unit in the 'connected' category.
Serviceable	0.0058 cents in the dollar on capital value on every rating unit in the 'serviceable' category.
Other	\$20.00 per separately used or inhabited part of a rating unit that is in the 'other' category.

(h) City water supply

A differential targeted rate for city water supply set under section 16 and 19 of the Local Government (Rating) Act 2002, as follows:

	Rate
Connected	\$253.25 per separately used or inhabited part of a rating unit that is connected to the city water system and is not metered.
Serviceable	\$126.63 per separately used or inhabited part of a rating unit that is not connected, but is practicably able to be connected to the city water system.
Metered supply	\$253.25 for part of or the whole first 310 cubic metres consumed or supplied, plus 81.69 cents per cubic metre for every cubic metre over the first 310 cubic metres that is consumed or supplied.
Rural extraordinary	\$211.09 per separately used or inhabited part of a rating unit supplied, plus 68.09 cents per cubic metre for every cubic metre consumed or supplied in excess of the first 310 cubic metres.

(i) City water firefighting

A targeted uniform rate for provision and maintenance of a water supply for firefighting on rating units within the urban boundary per the operative District Plan, set under section 16 of the Local Government (Rating) Act 2002, at a rate of 0.01866 cents per dollar of capital value on each rating unit.

(j) Maxwell water supply

A differential targeted rate to meet the costs of the Maxwell water supply, set under sections 16 and 19 of the Local Government (Rating) Act 2002, as follows:

	Indicative rate
Residential	\$345.00 per separately used or inhabited part of a rating unit in the 'residential' category connected to the Maxwell water system.
Dairy	\$69.00 per hectare on every rating unit in the 'dairy' category connected to the Maxwell water system.
Rural	\$15.24 per hectare on every rating unit within the 'rural' category connected to the Maxwell water system.

Plus 63.25 cents per cubic metre of water supplied to every rating unit connected to the Maxwell water supply system.

(k) Westmere water supply

A targeted rate, set under sections 16 and 19 of the Local Government (Rating) Act 2002, to meet the cost of the Westmere water supply at a rate of \$253.25 per rating unit for the first 310 cubic metres of water supplied, plus 81.69 cents per cubic metre of water supplied in excess of 310 cubic metres to any rating unit connected to the Westmere water system.

(l) Fordell water supply

A differential targeted rate to meet the costs of the Fordell water supply, set under sections 16 and 19 of the Local Government (Rating) Act 2002, as follows:

	Rate
Residential	\$195.40 per separately used or inhabited part of a rating unit in the 'residential' category connected to the Fordell water system.
Rural	\$9.38 per hectare on every rating unit in the 'rural' category connected to the Fordell water system.
Dairy	\$35.55 per hectare on every rating unit in the 'dairy' category connected to the Fordell water system.
Other	78.15 cents per cubic metre supplied on every rating unit in the 'other' category connected to the Fordell water system.

(m) City wastewater

A differential targeted rate for the operations, maintenance and development of the city wastewater disposal system, set under section 16 of the Local Government (Rating) Act 2002, assessed on rating units that are connected to the city wastewater disposal system, as follows:

	Rate
Residential	\$459.16 per separately used or inhabited part of a rating unit that is in the 'Residential' category and is connected to the city wastewater disposal system
Non-residential single pan	\$459.16 per separately used or inhabited part of a rating unit that is in the 'Non-residential single pan' category and is connected to the city wastewater disposal system
Non-residential multi pan	\$229.58 per pan that is in the "Non-residential multi pan" category and is connected to the city wastewater disposal system

(n) Trade waste contributions to the city wastewater treatment plant upgrade

A targeted rate set on a differential basis to meet the marginal costs of increasing the scale of the upgraded city wastewater treatment plant to cater for large volume and load trade waste discharges, set under section 16 of the Local Government (Rating) Act 2002. The rate is assessed as a fixed amount per rating unit on rating units operated as businesses that discharge more than 100m³ of trade waste per day through the city wastewater disposal system and predominantly located as follows:

Businesses discharging more than 100m³ of trade waste per day predominantly located at	Amount of rate and amount to be collected in the 2019/20 year	% of rate to be collected in the 2019/20 year
57 Balgownie Ave, Whanganui	\$336,841	43.084
325 Heads Road, Whanganui	\$205,041	26.226
47 Bryce St, Whanganui	\$90,053	11.518
241 Heads Rd, Whanganui	\$116,237	14.868
49 Bryce St, Whanganui	\$33,647	4.304
Total	\$781,819	100

(o) Trade waste fixed operating costs

A targeted rate assessed on rating units operated as businesses that discharge more than 100m³ of trade waste per day through the city wastewater disposal system to meet the fixed operating costs of the conveyance, treatment and disposal of large volume trade waste discharges, set under section 16 of the Local Government (Rating) Act 2002. The rate is assessed as follows:

Rate
\$34.848 per m ³ average daily flow set via the discharge permit issued under Council's Trade Waste Bylaw 2018, plus
\$16.865 per kg average daily Chemical Oxygen Demand (COD) set via the discharge permit issued under Council's Trade Waste Bylaw 2018, plus
\$60.071 per kg average daily Total Suspended Solids (TSS) set via the discharge permit issued under Council's Trade Waste Bylaw 2018.

(p) Marybank wastewater

A differential targeted rate to meet the costs of the Marybank wastewater disposal system, set under section 16 of the Local Government (Rating) Act 2002, as follows:

	Rate
Connected	\$378.22 per separately used or inhabited part of a rating unit in the 'connected' category that is connected to the Marybank wastewater disposal system.
Serviceable	\$189.11 per separately used or inhabited part of a rating unit in the 'serviceable' category that is not connected but is practicably able to be connected to the Marybank wastewater disposal system.

(q) Mowhanau wastewater

A differential targeted rate to meet the costs of the Mowhanau wastewater disposal system, set under section 16 of the Local Government (Rating) Act 2002, as follows:

	Rate
Connected	\$390.18 per separately used or inhabited part of a rating unit in the 'connected' category that is connected to the Mowhanau wastewater disposal system.
Serviceable	\$195.09 per separately used or inhabited part of a rating unit in the 'serviceable' category that is not connected but is practicably able to be connected to the Mowhanau wastewater disposal system.

(r) Stormwater disposal

A differential targeted rate to meet the costs of the city stormwater disposal system, set under section 16 of the Local Government (Rating) Act 2002, on the basis of the capital value of each rating unit that has a connection or for which connection is available.

	Rate
Connected	0.1177cents in the dollar on capital value on every rating unit in the 'connected' category.
Serviceable	0.0589 cents in the dollar on capital value on every rating unit in the 'serviceable' category.

(s) Stormwater separation loans

A targeted rate to meet the repayment of advances made to assist with the costs of separation of stormwater and wastewater, set under section 16 of the Local Government (Rating) Act 2002.

Properties subject to this rate are those to which Council has made a stormwater separation loan. Stormwater separation loans have been made to assist property owners with the cost of separating wastewater and stormwater. Property owners can opt to have the loans over a period of two to five years with the first two years being interest free. The documentation for the advances records that the loans are secured as a rate. To formalise that process, the repayment is included in the rates setting process. The loans are on a differential basis according to the term selected by the ratepayer.

The rates are:

Loan over 2 years	A rate of 50 cents for each dollar originally advanced by the Council.
Loan over 3 years	A rate of 33.85 cents for each dollar originally advanced by the Council.
Loan over 4 years	A rate of 25.99 cents for each dollar originally advanced by the Council.
Loan over 5 years	A rate of 21.33 cents for each dollar originally advanced by the Council.

(t) Central Business District (CBD) services

A differential targeted rate to meet the costs of CBD cleaning, maintenance and the Mainstreet Whanganui promotional levy, set under section 16 of the Local Government (Rating) Act 2002, on all commercial rating units in CBD A and CBD B as follows:

	Rate
CBD A	0.4271 cents per dollar of capital value on every rating unit that is in the 'CBD A' category.
CBD B	0.1708 cents per dollar of capital value on every rating unit that is in the 'CBD B' category.

Plus \$298.50 per separately used or inhabited part of a rating unit for every rating unit that is in the 'CBD A' or 'CBD B' category.

(u) Separate works rates

Targeted rates to finance the costs of capital development of the roading network in the areas defined below, set under section 16 of the Local Government (Rating) Act 2002.

Whangaehu Valley Road N^o 1 Upper Whangaehu Road

Whangaehu Valley Road N^o 2 Mangamahu Road and Creek Road

The following separate works rates will be assessed on the land value of each rateable property in the appropriate area.

Whangaehu Valley Road N ^o 1	A rate of 0.02194 cents per dollar of land value.
Whangaehu Valley Road N ^o 2	A rate of 0.01422 cents per dollar of land value.

CARRIED

Resolution 2020/63

Moved: Mayor Hamish McDouall

Seconded: Cr Alan Taylor

That all rates except those for metered water and stormwater separation loans are payable in four equal instalments on the following due dates:

Instalment	Due date
Instalment 1	Wednesday, 26 August 2020
Instalment 2	Wednesday, 25 November 2020
Instalment 3	Wednesday, 24 February 2021

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Instalment 4	Wednesday, 26 May 2021
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CARRIED**Resolution 2020/64**

Moved: Mayor Hamish McDouall

Seconded: Cr Alan Taylor

That metered water rates due dates be set as follows, based on the date the water meter is read:

Reading Date	Due date
July 2020	20 August 2020
August 2020	20 September 2020
September 2020	20 October 2020
October 2020	20 November 2020
November 2020	20 December 2020
December 2020	20 February 2021
January 2021	20 February 2021
February 2021	20 March 2021
March 2021	20 April 2021
April 2021	20 May 2021
May 2021	20 June 2021
June 2021	20 August 2021

CARRIED

Resolution 2020/65

Moved: Mayor Hamish McDouall

Seconded: Cr Alan Taylor

That the Council apply penalties as follows:

- a) For rates (excluding metered water and stormwater separation loans), a charge of 5% will be added to any amount of an instalment remaining unpaid after the due date on the following dates:

Instalment	Date on which penalty will be added
Instalment 1	Wednesday, 2 September 2020
Instalment 2	Wednesday, 2 December 2020
Instalment 3	Wednesday, 3 March 2021
Instalment 4	Wednesday, 2 June 2021

- b) An additional charge of 5% will be added to all metered water rates that remain unpaid after the due date, on following dates:

Reading Date	Date on which penalty will be added
July 2020	27 August 2020
August 2020	27 September 2020
September 2020	27 October 20120
October 2020	27 November 2020
November 2020	27 December 2020
December 2020	27 February 2021
January 2021	27 February 2021
February 2021	27 March 2021
March 2021	27 April 2021
April 2021	27 May 2021
May 2021	27 June 2021
June 2021	27 August 2021

- c) An additional charge of 5% will be added to any amount of stormwater separation loan instalments that remain unpaid after the due date.
- d) An additional charge of 5% will be added to rates assessed in any previous financial year that remain unpaid on 21 July 2021. The penalty will be added on 21 July 2021. An additional charge of 5% will be added on 25 January 2022 if the amount remains unpaid.

CARRIED

8.1 CONSIDERATION OF RATES POSTPONEMENT POLICY AND RATES REMISSION POLICY SUBMISSIONS

Author: Claire Williamson - Projects Manager

Authoriser: Mike Fermor - General Manager Finance

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Discussion

Mike Fermor (General Manager Finance) said part of the Council's response to COVID-10 was to review the Rates Postponement Policy and Rates Remission Policy. No submissions had been received through consultation and therefore no changes had been made to the policy consulted on.

In reply to a question, Mr Fermor said approximately 70 ratepayers had indicated they wanted some assistance with rates and approximately 20 had already brought their rate payments up to date.

Proposing the motions, Cr Joblin said she was supportive and thankful for this piece of work and considered it made it clear that the Council was mindful of the impact of COVID-19 and the difficult financial times on residential and commercial ratepayers.

Resolution 2020/66

Moved: Cr Kate Joblin

Seconded: Cr Josh Chandulal-Mackay

That the Council adopts the amended Rates Postponement Policy 2020 and amended Rates Remission Policy 2020.

CARRIED

Resolution 2020/67

Moved: Cr Kate Joblin

Seconded: Cr Josh Chandulal-Mackay

That the Council sets dates for postponement under section 2 of the Rates Postponement Policy (COVID-19) as follows:

- The 2019/20 4th quarter rates due 27 May 2020 will be able to be postponed to 25 November 2020
- All 2020/21 rates will be able to be postponed to 30 June 2021.

CARRIED

Resolution 2020/68

Moved: Cr Kate Joblin

Seconded: Cr Josh Chandulal-Mackay

That the Council set fees for postponement of 2020/21 rates under section 2 of the Rates Postponement Policy (COVID-19) as follows:

- \$50 for postponed rates of up to \$3,000
- \$75 for postponed rates of \$3,000 to \$5,000
- \$100 for postponed rates of over \$5,000.

CARRIED

Resolution 2020/69

Moved: Cr Kate Joblin

Seconded: Cr Josh Chandulal-Mackay

That the Council delegates to the General Manager – Finance the authority to approve applications for rates postponement under section 2 of the Rates Postponement Policy (COVID-19).

CARRIED

8.2 APPOINTMENT OF DELEGATES TO LOCAL GOVERNMENT NEW ZEALAND ANNUAL GENERAL MEETING 2020

Author: Kate Barnes - Senior Democracy Advisor

Authoriser: Bryan Nicholson - Chief Operating Officer

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Resolution 2020/70

Moved: Mayor Hamish McDouall

Seconded: Deputy Mayor Jenny Duncan

That Council

- (a) Appoints Mayor Hamish McDouall as the presiding delegate to vote on behalf of Whanganui District Council at the Local Government New Zealand Annual General Meeting 2020
- (b) Appoints Cr Barron and Cr Craig as its other delegates at the Local Government New Zealand Annual General Meeting 2020
- (c) Holds a workshop to determine its stance on the Local Government New Zealand Annual General Meeting 2020 remits once they are released
- (d) Gives delegates the discretion to determine Council's position on any matter on which Council's position is not otherwise known when voting at the Local Government New Zealand Annual General Meeting 2020
- (e) Delegates to the Mayor and Chief Executive the right to appoint another delegate if one cannot attend at short notice

CARRIED

Council Meeting Minutes

14 July 2020

8 MINUTES FOR RECEIPT

Nil

The Meeting closed at 1.36pm.

The minutes of this meeting were confirmed at the Council Meeting held on 3 August 2020.

.....
CHAIRPERSON

8 REPORTS TO COUNCIL

8.1 TAMAUPOKO RELATIONSHIP DOCUMENT FRAMEWORK

Author: Ngāwai Matthews - Operations Support Officer

Authoriser: Bryan Nicholson - Chief Operating Officer

References: 1. [Draft Tamaupoko Relationship Document Framework 2020](#) ↓

Significance of decision – In terms of the Significance and Engagement Policy 2018, the recommended decision is not significant.

Recommendation

That Council approves the draft Tamaupoko Relationship Document Framework 2020.

Executive summary

The purpose of this report is for Council to approve the Draft Tamaupoko Relationship Document Framework 2020 (**Ref 1**). This process was agreed at the Tamaupoko Link meeting held on 18 June 2020.

Background

Te Rūnanga o Tamaupoko and the Whanganui District Council first entered into a documented relationship in May 1998 with a reviews conducted in late 2011 and 2018. This document has been endorsed by all hapū within the Tamaupoko tūpuna rohe, and supported for submission to the Whanganui District Council for approval.

Key issues

The Long Term Plan provides for a clear intention to relate to and increase the participation of iwi [comprising of hapū and marae] in all that we do; and, conversely for the Whanganui District Council to support, assist and work with hapū responsibilities in a mutually appropriate way to achieve community and development outcomes. The strategic policy direction of Te Rūnanga o Tamaupoko applies to this agreement.

Options

Not applicable

Summary of Considerations

Fit with purpose of local government

Promotes the cultural wellbeing of communities.

[Section 10 of the Local Government Act 2002](#)

Fit with strategic framework

Select checkboxes to indicate whether the decision / report contributes, detracts or has no impact

	Contributes	Detracts	No impact
Leading Edge Strategy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Long-Term Plan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Infrastructure Strategy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Economic Development Strategy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other Policies or Plans -	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

[Leading Edge Strategy](#)

Risks

The recommended decision has a very minor degree of risk.

The following risks have been considered and identified:

- Financial** risks related to the financial management of Council and the ability to fund Council activities and operations, now and into the future
- Service delivery** risks related to the meeting of levels of service to the community
- Reputation / image** risks that affect the way the Council and staff are perceived by the community - nationwide, internationally, by stakeholders, and the media
- Legal compliance (regulatory)** risks related to the ability of management to effectively manage the Council, comply with legal obligations and avoid being exposed to liability
- Environmental** risks related to the environmental impacts of activities undertaken by the Council. Includes potential or negative environmental and / or ecological impacts, regardless of whether these are reversible or irreversible
- Health, safety and wellbeing** risks related to the health, safety and wellbeing of Council staff, contractors and the general public when using Council's facilities and services
- Information technology and management** risks related to the integrity of the Council's IT network, including security, access and data management
- Infrastructure / assets** risks related to the inability of assets to provide the required level of service in the most cost effective manner
- Project completion** risk of failure to complete on time, on budget and to plan

[Risk Management Policy](#)

Policy implications

The Long Term Plan provides for a clear intention to relate to and increase the participation of iwi [comprising of hapū and marae] in all that we do; and, conversely for the Whanganui District Council to

support, assist and work with hapū responsibilities in a mutually appropriate way to achieve community and development outcomes. The strategic policy direction of Te Rūnanga o Tamaupoko applies to this agreement.

Financial considerations

Nil

Approved in LTP / AP

Unbudgeted \$

Legislative considerations

Te Rūnanga o Tamaupoko and Whanganui District Council acknowledge Te Tiriti o Waitangi as the founding document of Aotearoa/New Zealand. Both Te Tiriti o Waitangi and this document express aspirations of true partnership and mutual respect. As such, the parties acknowledge rangatiratanga (sovereignty) of hapū within the Tamaupoko tupuna rohe, and kāwanatanga (governorship) of the Whanganui District Council.

Tamaupoko, as a tupuna rohe, within Whanganui Iwi, are recognised and included in a Treaty of Waitangi settlement agreement with the Crown (August 2014), known as Ruruku Whakatupua. This settlement became law (May 2017), through Te Awa Tupua (Whanganui River Claims) Settlement Act. Hapū within the Tamaupoko tupuna rohe are also progressing a land settlement, as part of the Whanganui Land Settlement Negotiation Trust.

Significance

The recommended decision is considered not significant as per Council's Significance and Engagement Policy.

[Significance and Engagement Policy 2018](#)

Engagement

Not applicable

[Significance and Engagement Policy 2018](#)

Draft Tamaupoko Relationship Document Framework 2020

1. Vision

Toitū te kupu, toitū te mana, toitū te whenua

This phrase expresses the desire to retain and enhance those things which define the identity of Tamaupoko tupuna rohe: our history and people; our duty and legacy; and our environment.

2. The Parties

The parties to this relationship document – Te Rūnanga o Tamaupoko and Whanganui District Council – acknowledge Te Tiriti o Waitangi as the founding document of Aotearoa/New Zealand. Both Te Tiriti o Waitangi and this document express aspirations of true partnership and mutual respect. As such, the parties acknowledge rangatiratanga (sovereignty) of hapū within the Tamaupoko tupuna rohe, and kāwanatanga (governorship) of the Whanganui District Council.

Tamaupoko, as a tupuna rohe, within Whanganui Iwi, are recognised and included in a Treaty of Waitangi settlement agreement with the Crown (August 2014), known as Ruruku Whakatupua. This settlement became law (May 2017), through Te Awa Tupua (Whanganui River Claims) Settlement Act. Hapū within the Tamaupoko tupuna rohe are also progressing a land settlement, as part of the Whanganui Land Settlement Negotiation Trust.

3. Purpose

The purpose of this relationship is to foster the well-being of our people, including guardianship and development within and beyond the Tamaupoko tupuna rohe, which may include Whanganui city. Te Rūnanga o Tamaupoko and the Whanganui District Council first entered into a documented relationship in May 1998. The basis for the relationship was reviewed in late 2011, and again in 2018.

4. Values

This relationship document acknowledges that Te Rūnanga o Tamaupoko and the Whanganui District Council adhere to their own respective organisational values and codes of conduct. However, for the purposes of this relationship document, Tupua Te Kawa, which is acknowledged within law (Te Awa Tupua (Whanganui River Claims) Settlement Act 2017), provides breadth, depth and scope for the parties to progress this relationship. Tupua Te Kawa is the natural law and value system for Te Awa Tupua, comprising of the following set of innate values that not only underpin and support Te Awa Tupua, but the relationship between the parties.

Ko te Awa te mātāpuna o te ora: Te Rūnanga o Tamaupoko and the Whanganui District Council agree that the health and well-being of Te Awa Tupua and our people are a priority, and that the Awa, our environment, and our natural resources provide for the physical and spiritual sustenance of our people.

E rere kau mau te Awa nui mai i te Kāhui Maunga ki Tangaroa: Te Rūnanga o Tamaupoko and the Whanganui District Council agree that Te Awa Tupua is an indivisible and living whole, inclusive of physical and metaphysical elements, and will fully consider the impact of agreed outcomes and activities.

Ko au te Awa, ko te Awa ko au: Te Rūnanga o Tamaupoko and the Whanganui District Council agree that both parties have responsibilities to Te Awa Tupua, and that hapū of Tamaupoko tupuna rohe have an inalienable interconnection with Te Awa Tupua and our environment.

Ngā manga iti, ngā manga nui, e honohono kau ana, ka tupu hei Awa Tupua:

Te Rūnanga o Tamaupoko and the Whanganui District Council agree to working collaboratively with each other, and with others, for the benefit of Te Awa Tupua and our people.

5. Statutory context

This document is also pursuant to the statutory scheme the Whanganui District Council administers. It incorporates Te Tiriti o Waitangi and provides for continuity of good faith in the post-settlement environment with respect to the Whanganui Lands Settlement Negotiation Trust.

6. Policy context

The policy direction of the Whanganui District Council is stated in the Long Term Plan 2018-2028, regarding building community together with iwi and providing opportunities for iwi narrative to manifest history and identity for the Whanganui District. The Plan provides for a clear intention to relate to and increase the participation of iwi [comprising of hapū and marae] in all that we do; and, conversely for the Whanganui District Council to support, assist and work with hapū responsibilities in a mutually appropriate way to achieve community and development outcomes. The strategic policy direction of Te Rūnanga o Tamaupoko applies to this agreement. In particular, three strategic goals of Te Rūnanga o Tamaupoko align with the Long Term Plan. These are outlined in the following table:

Te Rūnanga o Tamaupoko Strategic Goals and Measures (2017-2027)	Whanganui District Council Long Term Plan (2018-2028)
Improve hapū well-being: <ul style="list-style-type: none"> • Opportunities for hapū self-determination are endorsed • Development plans and projects for Tamaupoko tupuna rohe, hapū and marae are scoped and implemented • External resources are secured to advance hapū priorities 	Economic development, hapū community planning, marae development and papakāinga (pp. 45-46)
Respond effectively to tupuna responsibilities: <ul style="list-style-type: none"> • Our Awa, whenua, wāhi tapu and all taonga within our tupuna rohe is protected 	Iwi participation activities (p. 44), wāhi tapu (p. 46)

<ul style="list-style-type: none"> • Appropriate controls and management of hapū lands, waterways, swamps, forests, minerals and other taonga tuku iho are developed and functioning 	
<p>Be proactive:</p> <ul style="list-style-type: none"> • Presence at and participation in various hui of relevance • Co-governance and co-management arrangements are entered into • Monitoring of and contribution to policy development • Obligations with others are fulfilled and compliant with relevant legislation and regulations 	<p>Relationship development and formal relationship documents (pp. 43-44), responsiveness to Māori framework, cultural development programme and Māori language policy (p. 46).</p>

7. Engagement protocols

Te Rūnanga o Tamaupoko will engage with the Whanganui District Council at the governance level. With respect to hapū and marae, the engagement will be with the officers of Council, as and when required with respect to operational matters.

8. Consultation

Consultation will be conducted in a mutually appropriate way, where matters of mutual interest and statutory duties are required to be met by both parties.

9. Consideration

Consideration will be given to capacity and resource requirements to assist both parties to be able to participate in the exchange of information, advice, and support for:

- Shared interests and responsibilities under the Resource Management Act (1991);
- Opportunities to participate at a governance level under the Local Government Act (2002), through a Mana Whenua Standing Committee;
- Te Rūnanga o Tamaupoko providing advice to the Whanganui District Council regarding mātauranga Māori to benefit the community as a whole;
- Shared aspirations in economic development; and
- Opportunities in co-management of resources and places, where appropriate.

Terms of Reference

- The Parties will meet at least once a year at a time that aligns with Long Term Plan and the annual planning round.
- The purpose of the meeting will be to reflect on achievements and discuss aspirations.
- Hui will be alternately chaired by Te Rūnanga o Tamaupoko and Whanganui District Council.
- All hui will be agreed and will alternate with respective marae within the Tamaupoko tupuna rohe and the Whanganui District Council.
- Agenda for hui will be jointly prepared through liaison with the Operational Support Officer (Whanganui District Council), and Te Rūnanga o Tamaupoko
- Hui agendas will be sent out with documentation ten (10) working days before the hui to Te Rūnanga o Tamaupoko hapū representatives and Whanganui District Council representatives.
- Hui may be conducted as hui-ā-iwi, hosted by Te Rūnanga o Tamaupoko.

Membership

The membership at hui will comprise:

- Mandated hapū representatives and the Chair of Te Rūnanga o Tamaupoko; and
- Three appointed Councillors and the Mayor of Whanganui District Council.

Resource for hui

Whanganui District Council will provide appropriate resources for hui to be held, further to what is required by host marae.

Quorum

The quorum will comprise:

- At least 2 mandated hapū representatives of Te Rūnanga o Tamaupoko; and
- At least 2 Councillors of the Whanganui District Council

8.2 DURIE HILL - LAND PURCHASE OPTIONS

Author: Michael Homan - Property Operations Manager

Rob Goldsbury - Legal Counsel

Authoriser: Leighton Toy - General Manager Property

References:

1. **Attachment 1** [↓](#)
2. **Attachment 2** [↓](#)

Significance of decision – In terms of the Significance and Engagement Policy 2018, the recommended decision is not significant.

Recommendation

That Whanganui District Council takes no further action in response to the request from Step-Up Durie Hill to purchase land at Blyth Street, Whanganui.

Executive summary

After hearing a presentation from a community group (Step-Up Durie Hill), Councillors asked Council staff to investigate the possible purchase of 9 Blyth Street Whanganui.

Staff concluded that the purchase of either or both properties would not meet the Levels of Service requirements for open space in accordance with the 2018-2028 Long Term Plan.

While it is clear that a private development on either of these properties would impact on the open space feel at the Durie Hill War Memorial Reserve and also the view shafts, it was determined that by carrying out work elsewhere on land already owned by Council at this location that those effects would be minimal.

Therefore staff do not recommend the purchase of land on Blyth Street.

Background

Step-Up Durie Hill made a presentation to the Property and Community Service Committee on 30 June requesting that the Council purchase 9 Blyth Street Whanganui for use as a passive Open Space.

9 Blyth Street is adjacent to land already owned by Council, which surrounds and services the popular Durie Hill Elevator upper entrance and the Durie Hill War Memorial Tower.

Council Staff were asked to investigate the possible purchase of 9 Blyth Street and report back to Council at this meeting.

The construction of a house and associated fencing on 9 Blyth Street has the potential to affect the view shafts from the lower levels of the War Memorial Tower as well as the general open “feel” of the Durie Hill Reserve area.



The photograph above shows the current view from the lower level of the War Memorial Tower across 9 Blyth Street to 3 Blyth Street in the distance.

Following the recent media story regarding 9 Blyth Street the owner of 3 Blyth Street has made it known that that property is also for sale.

It is clear that should 3 Blyth Street be privately developed then view shafts across South West Whanganui and the CBD will be compromised from both the lower levels of the War Memorial Tower and also from 9 Blyth Street (if purchased), however those views are still possible from elsewhere at this location.

This report therefore looks at the purchase of 3 and 9 Blyth Street separately or the purchase of both together.

Key issues

Provision of Open Space

The current (2018-2028) Long Term Plan (volume 2 page 80) describes the level of service for Open Space areas as follows: "Open Space areas are well distributed throughout the city to ensure reasonable access for all residents". The measure to be met for this level of service is described as "The percentage of households within 800m of an open space area (premier or passive park)". The performance target is 90%. The Durie Hill suburb currently meets this target. **Attachment 1** highlights the provision of current open space in Durie Hill.

The purchase of either of these properties would mean that Durie Hill would exceed the target. Given that the purchase is not budgeted for, this increased level of service would be at the expense of the level of service for other areas of the city and would not meet the level of service requirement for open space areas to be "well distributed throughout the city".

The recommended option above reflects the Council Officer conclusion that the land is not required to meet agreed levels of service for the provision of green space as per the 2018-2028 Long Term Plan.

9 Blyth Street

9 Blyth Street is directly next to and below the Durie Hill War Memorial Tower.

The property consists of 740m² of land, has services provided and due to the slight sloping contour is fully useable. It has a rating value of \$255,000.

A private development and subsequent fencing off of 9 Blyth Street would impact view shafts across the city from the area around the base of the War Memorial Tower especially those views across the CBD and South West Whanganui area. It should be noted however that even with the purchase of this property those views remain at risk due to the ongoing potential of private development on 3 Blyth Street.

It is accepted by Council Officers that the purchase of 9 Blyth Street would maintain a feeling of open space at the Durie Hill War Memorial Tower Reserve area, however, any detrimental effect on views could be mitigated via improvements elsewhere on land already owned by Council at this location. See below. Further, of course, any development on the property would not affect the views from the Tower itself.



3 Blyth Street

During investigation into the purchase of 9 Blyth Street the impact of a dwelling being built on 3 Blyth Street became apparent.

3 Blyth Street is also vacant and for sale. It is directly next to the Durie Hill Elevator upper entrance and viewing platform. It has a rating value of \$265,000.

Although not part of the Step-Up Durie Hill presentation it was decided that staff should include consideration of this property also.

The property consists of 660m² of land. Approximately 400m² is of a flat useable contour with the remainder steep and unusable beyond planting and view protection.

Should a dwelling be built on 3 Blyth Street then the view shafts across central Whanganui from both the lower levels of the War Memorial Tower and also 9 Blyth Street would be impacted. However, the same mitigations as referred to above are relevant.

Options

Option 1 – Status Quo (do not purchase further land).

Although this additional land is available to Council to purchase, and it would indeed maintain the current “feel” and openness of this area, the land in question is not necessary to meet the current levels of service for Open Space as per the 2018-2028 Long Term Plan.

Attachment 1 highlights greenspace currently available at Durie Hill, including this area.

There will be some impact on view shafts should the land not be purchased however Council Officers are of the opinion that there are other options available to Council regarding improving and maintaining view shafts elsewhere at this location on already existing Council land.

While Officers regard this report as a significant one in terms of the Significance and Engagement Policy, retaining the status quo would not require engagement with the community as the decision would be in conformity with the Long Term Plan and the levels of service set under that Plan.

- It is therefore the conclusion of Council Officers that the purchase of this land is not critical to the Durie Hill War Memorial Tower Reserve and therefore the purchase of additional land is not recommended.

Option 2 – Purchase of 9 Blyth Street.

The purchase of this property would maintain the current feel and aspect of this reserve area and provide opportunities for future use.

Whilst the purchase of this land alone does not guarantee views across the CBD or South West Whanganui, the purchase would mitigate any possible negative impacts should 9 Blyth Street be privately developed. The general open feel of the reserve area would also be maintained.

Step-Up Durie Hill Inc has stated that the purchase of 9 Blyth Street should take priority over the purchase of 3 Blyth Street.

Purchase of this property would require unbudgeted expenditure and would not comply with the levels of service set in the Long Term Plan. Accordingly, in the view of Officers, pursuing this option would require consultation with the community.

- This is not Council Officers' recommended option.

Option 3 – Purchase of 3 Blyth Street.

Following it being reported that Council were interested in purchasing 9 Blyth Street the option of purchasing 3 Blyth Street was made known to Council Officers.

Council Officers visited the site and it is clear that private development of 3 Blyth Street would impact on view shafts from both the lower levels of the War Memorial Tower and also from 9 Blyth Street.

Although important and worthy of consideration it is not felt that the purchase of this property is as important to the reserve as the purchase of 9 Blyth Street.

As previously mentioned Step-Up Durie Hill Inc agrees with this conclusion.

Purchase of this property would require unbudgeted expenditure and would not comply with the levels of service set in the Long Term Plan. Accordingly, in the view of Officers, pursuing this option would require consultation with the community.

- This option is not Council Officers' recommended option.

Option 3 – Purchase of both 3 and 9 Blyth Street.

Council now has the opportunity to purchase both these properties. **Refer Attachment 2.**

The purchase of both properties provides Council with security of views across the entire Whanganui City and long term options for future development of the reserve as it deems necessary.

However there are other options available to Council regarding these views.

Purchase of the properties would require unbudgeted expenditure and would not comply with the levels of service set in the Long Term Plan. Accordingly, in the view of Officers, pursuing this option would require consultation with the community.

- This is not Council Officers’ recommended option.

<p>Summary of Considerations</p>																											
<p>Fit with purpose of local government</p> <p>Durie Hill War Memorial Tower and the Durie Hill Elevator are important visitor attractions and both are iconic to Whanganui. The development of 9 Blyth Street in particular has the high likelihood of detracting from the reserve aspect at this location. While view shafts will be compromised by development on either 3 or 9 Blyth Street those view shafts are maintained from other parts of this reserve and if necessary they can be improved through some other work on open space already owned by Council at this location.</p> <p style="text-align: right;">Section 10 of the Local Government Act 2002</p>																											
<p>Fit with strategic framework</p> <p>Select checkboxes to indicate whether the decision / report contributes, detracts or has no impact</p> <table border="0"> <thead> <tr> <th></th> <th>Contributes</th> <th>Detracts</th> <th>No impact</th> </tr> </thead> <tbody> <tr> <td>Leading Edge Strategy</td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Long-Term Plan</td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Infrastructure Strategy</td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Economic Development Strategy</td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Other Policies or Plans -</td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> </tbody> </table> <p>Because the recommended option is not to purchase such a decision is deemed not to impact any of the above. It may, however, be necessary for Council to consider some further development of Council land already owned at this location following the private sale of both 3 and 9 Blyth Street.</p> <p>The War Memorial Tower and the Durie Hill Elevator Reserve area is part of Council’s Long Term Plan.</p> <p style="text-align: right;">Leading Edge Strategy</p>					Contributes	Detracts	No impact	Leading Edge Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Long-Term Plan	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Infrastructure Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Economic Development Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Other Policies or Plans -	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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<p>Risks</p> <p>The recommended decision has a very minor degree of risk.</p> <p>The following risks have been considered and identified:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Financial risks related to the financial management of Council and the ability to fund Council activities and operations, now and into the future <input type="checkbox"/> Service delivery risks related to the meeting of levels of service to the community <input type="checkbox"/> Reputation / image risks that affect the way the Council and staff are perceived by the community - nationwide, internationally, by stakeholders, and the media <input type="checkbox"/> Legal compliance (regulatory) risks related to the ability of management to effectively manage the Council, comply with legal obligations and avoid being exposed to liability 																											

The following facts are relevant to an assessment of significance: first, the proposal to purchase would increase the level of service for open space for Durie Hill beyond that required by the Long Term Plan and such an increase is potentially at the expense of levels of service for open space for other areas of the city; secondly, the proposal requires unbudgeted expenditure in the region of \$500,000; and thirdly, that the Council does not know the views of the wider community (beyond those of Step-up Durie Hill) in relation to the proposal.

On the basis of these facts, and consideration of the Policy and sections 77, 78 and 82 of the LGA 2002, Officers are of the view that the proposal does not reach the threshold of section 97 of the LGA 2002 to, effectively, require an amendment to the Long Term Plan. However, Officers are of the view that the proposal is of sufficient significance to require engagement with the wider Council communities before proceeding.

[Significance and Engagement Policy 2018](#)

Engagement

Should Council consider the purchase of one or both of these properties then community consultation with the wider community seeking feedback is recommended by Officers. This process would not need to be a protracted exercise, however, the purchase of land at this area is outside of the Long Term Plan, not required to meet existing levels of service and is of a value that wider community feedback is therefore advisable.

[Significance and Engagement Policy 2018](#)

PRE-ENGAGEMENT Community groups / stakeholders	Date / Status	Techniques to engage
Step-Up Durie Hill Inc	Completed	Presentation to Community and Property Services Committee.

CONSULTATION Community group / stakeholder	Level of engagement on spectrum	Techniques to engage
Should Council consider a land purchase at this location then open public consultation and feedback should be sought.	Inform and consult seeking feedback from the wider community.	Via Council website and local print media seeking feedback.

Map Print -

Print Date: 16/07/2020
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It is made available in good faith but its accuracy or completeness is not guaranteed.
If the information is relied on in support of a resource consent it should be verified independently.

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Map Print -

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8.3 MAXWELL NAME CHANGE

Author: Charlotte Almond - Contractor

Authoriser: Kym Fell - Chief Executive

References: 1. [Account of the Handley Woolshed Affair](#) ↓

Significance of decision – In terms of the Significance and Engagement Policy 2018, the recommended decision is not significant.

Recommendation

That Council

- a) agrees to work in partnership with Ngaati Maika of Ngaa Rauru Kiiitahi to make application to the New Zealand Geographic Board to change the name of the Maxwell township to Pākaraka.
- b) agrees to carry out the community consultation required to support the application to the New Zealand Geographic Board.

Executive summary

Ngaa Rauru Kiiitahi has approached Council to seek support to go through the New Zealand Geographic Board process to change the name of Maxwell township to Pākaraka. The associations with the name Maxwell has been a grievance that they have carried for generations. The Ngaa Rauru Deed of Settlement encourages conversations between Ngaa Rauru and Council on this matter. A key part of the application process is to provide documentary evidence of consultation undertaken. Ngaa Rauru is seeking Councils assistance with the community consultation.

Background

During the Treaty Settlement process, it was agreed that discussion with the councils would be entered into to have street or place names changed. The extract from the settlement deed reads:

9.23.2 encouraging discussion between each council and the Governance Entity concerning the council's processes in relation to the naming and renaming of streets and other place names that the council has authority to undertake;

9.23.4 in the case of the Wanganui District Council, encouraging discussions between that Council and the Ngaa Rauru Iwi Authority or the Governance Entity in relation to the name of the town of Maxwell; and

In March 2020 Te Kāhui O Rauru (TKOR) approached the Wanganui District Council to formally request that they partner with them, on behalf of Ngāti Maika hapū, to have the township of

Maxwell's name changed to Pākaraka. This letter was sent subsequent to a letter sent in 2015 requesting the same that was not actioned by Council.

Maxwell is located 29 kilometres west of Whanganui city on State Highway 3.

It is of great importance to TKOR that a partnership with Council is established to resolve this situation as soon as possible. The name of the township Maxwell, where their marae is located, has been a grievance that they have carried for generations. The name Maxwell has unfortunate connotations that reminds them of historical pain and trauma.

George Maxwell was responsible for leading the attack on unarmed Māori children in 1860s. He then went on to massacre children in the Handley Woolshed incident.

A full account of the incident is outlined in **Ref 1** and an interview by Q&A outlining the situation is available here:

<https://www.tvnz.co.nz/shows/q-and-a/clips/is-it-time-to-drop-colonial-street-names>

In the principle of partnership, it is being requested that Whanganui District Council support an application to the New Zealand Geographic Board (NZGB). As part of the application process outlined by NZGB, there are important engagement steps that need to be carried out before the application can be considered.

Key issues

Consultation:

Proposers must provide documentary evidence of having consulted with local iwi, hapū, marae or other groups with ancestral interests. This is to identify any original Maori names and keep relevant Maori groups informed.

If the proposed name is for a populated space (such as a city, town, suburb, locality, settlement), then the proposer must consult with the relevant territorial authority and provide documentary evidence.

Options

Option 1 – Council agrees to work in partnership with Ngaa Rauru Kiiitahi to make application to the NZGB and to carry out the required community consultation (preferred option)

This option demonstrates the notion of partnership and gives recognition to the Deed of Settlement. It also signals that the Council recognises the importance of this historical grievance being acknowledged and addressed. Council has the expertise to undertake the required community engagement.

Option 2 – the proposer undertakes community consultation then consults with Council.

While this option does not preclude Council supporting the application post consultation, it places the onus on the proposer to undertake the community consultation without the support of Council resources. It is considered that this option does not promote the notion of partnership nor does it recognise the significance of the grievance to Ngaa Rauru.

Summary of Considerations

Fit with purpose of local government

The recommended decision fits with the purpose of the Local Government Act in particular to support the cultural well-being in the present and for the future.

[Section 10 of the Local Government Act 2002](#)

Fit with strategic framework

Select checkboxes to indicate whether the decision / report contributes, detracts or has no impact

	Contributes	Detracts	No impact
Leading Edge Strategy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Long-Term Plan	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Infrastructure Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Economic Development Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Other Policies or Plans -	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

This contributes to the achievement of the Leading Edge vision and particularly about being a community that is united and the goal of working in partnership and our objective to strengthen partnerships and ways of working collaboratively to weave our aspirations together – while respectfully acknowledging differences.

If the renaming is approved, it may result in the need to update the place name in other policies or plans.

[Leading Edge Strategy](#)

Risks

The recommended decision has a very minor degree of risk.

The following risks have been considered and identified:

- Financial** risks related to the financial management of Council and the ability to fund Council activities and operations, now and into the future
- Service delivery** risks related to the meeting of levels of service to the community
- Reputation / image** risks that affect the way the Council and staff are perceived by the community - nationwide, internationally, by stakeholders, and the media
- Legal compliance (regulatory)** risks related to the ability of management to effectively manage the Council, comply with legal obligations and avoid being exposed to liability
- Environmental** risks related to the environmental impacts of activities undertaken by the Council. Includes potential or negative environmental and / or ecological impacts, regardless of whether these are reversible or irreversible
- Health, safety and wellbeing** risks related to the health, safety and wellbeing of Council staff, contractors and the general public when using Council's facilities and services
- Information technology and management** risks related to the integrity of the Council's IT network, including security, access and data management

<input type="checkbox"/> Infrastructure / assets risks related to the inability of assets to provide the required level of service in the most cost effective manner <input type="checkbox"/> Project completion risk of failure to complete on time, on budget and to plan Risk Management Policy
<p>Policy implications</p> <p>Not applicable</p>
<p>Financial considerations</p> <p>There would be some staff/contractor time and financial costs to undertake the community consultation and to assist with the preparation of the application to the NZGB.</p> <p> <input type="checkbox"/> Nil <input type="checkbox"/> Approved in LTP / AP <input checked="" type="checkbox"/> Unbudgeted \$ </p>
<p>Legislative considerations</p> <p>The process requirements of the NZGB must be adhered to avoid the application being rejected.</p>
<p>Significance</p> <p>The recommended decision is considered not significant as per Council's Significance and Engagement Policy. The process will involve the views of the community being sought.</p> <p>Significance and Engagement Policy 2018</p>
<p>Engagement</p> <p>Not applicable</p> <p>Significance and Engagement Policy 2018</p>

Account of the Handley Woolshed Affair

The Handley woolshed incident occurred during the New Zealand Wars in 1868.

A Maori chief, Uru Te Angina, supplied a written account about the 'affair' which was published in a leading article in the 'Yeoman', a newspaper at Wanganui, on the 8th June, 1883. The following reproduction of Uru Te Angina's account is from the book 'Aureretanga: Groans of the Maoris' by G W Rusden, 1888.

The account of the Handley's Woolshed Affair is correct but for minor details.

"We publish to-day an account given by Uru Te Angina of the affair at Handley's Woolshed. We may say that Uru was in the Taurangaika pah at the time, and his statement may be accepted as the Native view of the affair. We vouch for the accuracy of the translation of Uru's words.

"The tribes were all gathered at our pah, Taurangaika, waiting for the enemy, the Pakeha, to attack us.... One day a number of our children, lads, left our camp unknown to us, and without the leave of their parents... About twelve boys made up the party, and away they stole off...

When they reached the house/woolshed they succeeded in catching several geese and went into the empty house to pluck the feathers off. They had not been long at this when a body of troopers rode over an eminence very suddenly and fired at the boy on the house roof who was acting as sentry.

He slid off at once and ran into the scrub. Several more shots were fired at the house, but the lads inside thought the boys outside were throwing stones at the roof and sides, which were of iron; but as the noise increased the boys ran out, and found themselves amongst a body of mounted men, who at once began to slash and cut away at them as they ducked under the horses to avoid the sword-thrusts and the revolver-shots fired at them.

The lads ran hither and thither. Two were killed on the spot, and several were more or less wounded; but these, with the others, escaped the slaughter. One lad, about ten years old, was killed by a stroke from a sword that cut his head in two halves, one half falling down over his shoulder; he had some revolver-shots in his chest and stomach besides".

"Another lad, about twelve years old, was killed by many strokes of a sword, and was much cut about, and shot with carbines. Neither of these lads had arrived at the age of puberty. Another boy, of about twelve years of age, was cut over the head with a sword, and would have been killed, only that he clasped his hands above and on his head to save himself; but the sword cut off some of his fingers, and he fell at full length under the horse's feet.

The trooper then fired his revolver at him, and the ball penetrated his thigh; and then left him for dead. This boy lived and is alive now. Another boy hid in some water, like a little crawfish. None of this young party had guns, pistols, tomahawks, or any weapons; they may have had a pocket-knife or so with them to cut flax. None of us at the pah knew they had gone away hunting, and we did not know of their absence until we saw some of them returning, bleeding and crying.

We at once mustered a strong party and hastened to the scene of action where our children had fallen. We carried them home to our pah, and buried the two dead lads. . This account is a strictly true one and can be verified by many hundreds of men and women who saw the bodies.

As I said before none of these lads who formed the party had arrived at the age of puberty. Trooper Maxwell was shot soon afterwards in a very foolish attempt to carry off a flag we had attached to our double-partitioned and entrenched pah. He met the fate of a brave man, but it was the act of a lot of fools to ride up as they did, especially after killing our little ones who only went out to catch a few geese."

8.4 ROAD NAMING REQUEST, NORTH WEST STRUCTURE PLAN

Author: Hamish Lampp - Planning Manager

Authoriser: Bryan Nicholson - Chief Operating Officer

References: 1. Tirimoana Subdivision Layout [↓](#)

Significance of decision – In terms of the Significance and Engagement Policy 2018, the recommended decision is not significant.

Recommendation

That Council alters Resolution 2020/39 passed at its meeting of 23 June 2020, as follows:

“That in accordance with section 319(1)(j) of the Local Government Act 1974 Council formally names the public road shown at Reference 1 ‘Tongi Tawhito Terrace-Place.’”

Summary

On 23 June 2020 Council resolved to name the public road shown at Reference 1 Tongi Tawhito Terrace. The road is located in the North West Structure Plan area and has been created by a residential subdivision (Tirimoana Place).

Local iwi authorities Te Runanga O Tupoho and Ngaa Rauru Kiiitahi advise that the road type ‘place’ is more appropriate than ‘terrace’ because the ‘place’ is a tongi tawhito, noting that ‘terrace’ has no connected meaning to the name. Tongi tawhito translates to - *sites of significance to our ancestors passed down through the generations for our protection.*

The *Australian/New Zealand Standards for Rural and Urban Addressing AS/NZS 4819-2011* (NZSRUA) defines a ‘place’ as a short, sometimes narrow, enclosed roadway. Any inconsistency with the NZSRUA is minor. Greater weight is placed on ensuring an appropriate cultural outcome is secured, having regard to the cultural sensitivity of the immediate area.

Summary of Considerations

Fit with purpose of local government

The recommended decision is consistent with Council’s responsibility as assigned under section 319 of the Local Government Act 1974 (the Act).

[Section 10 of the Local Government Act 2002](#)

Fit with strategic framework

Select checkboxes to indicate whether the decision / report contributes, detracts or has no impact

	Contributes	Detracts	No impact
Leading Edge Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Long-Term Plan	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Infrastructure Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Economic Development Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Other Policies or Plans -	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

[Leading Edge Strategy](#)

Risks

The recommended decision has a minor degree of risk.

The following risks have been considered and identified:

- Financial** risks related to the financial management of Council and the ability to fund Council activities and operations, now and into the future
- Service delivery** risks related to the meeting of levels of service to the community
- Reputation / image** risks that affect the way the Council and staff are perceived by the community - nationwide, internationally, by stakeholders, and the media
- Legal compliance (regulatory)** risks related to the ability of management to effectively manage the Council, comply with legal obligations and avoid being exposed to liability
- Environmental** risks related to the environmental impacts of activities undertaken by the Council. Includes potential or negative environmental and / or ecological impacts, regardless of whether these are reversible or irreversible
- Health, safety and wellbeing** risks related to the health, safety and wellbeing of Council staff, contractors and the general public when using Council’s facilities and services
- Information technology and management** risks related to the integrity of the Council’s IT network, including security, access and data management
- Infrastructure / assets** risks related to the inability of assets to provide the required level of service in the most cost effective manner
- Project completion** risk of failure to complete on time, on budget and to plan

[Risk Management Policy](#)

Policy implications

The renaming process and recommended street name is consistent with Council’s *Road Naming and Numbering Policy 2018* and gives positive effect to the District Plan.

Financial considerations Nil Approved in LTP / AP Unbudgeted \$**Legislative considerations**

The decision is consistent with Council's responsibility as assigned under section 319 of the Local Government Act 1974 (the Act).

Significance

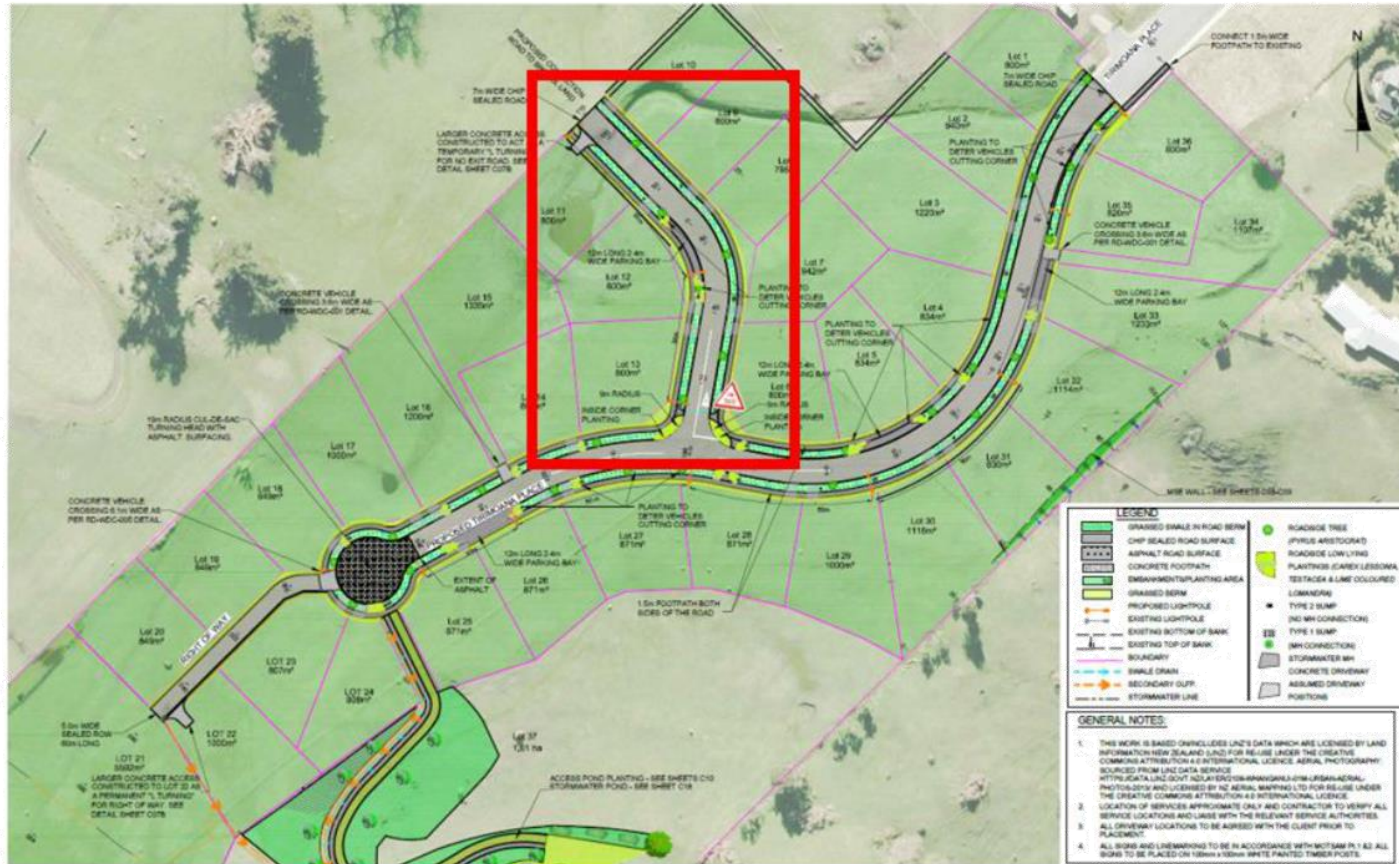
The recommended decision is considered not significant as per Council's Significance and Engagement Policy.

[Significance and Engagement Policy 2018](#)

Engagement

Engagement has been undertaken with the developer of the subdivision, local iwi authorities and emergency services.

[Significance and Engagement Policy 2018](#)



8.5 REPRESENTATION REVIEW UPDATE – AUGUST 2020

Author: Stephanie Macdonald-Rose - Policy & Governance Manager

Authoriser: Bryan Nicholson - Chief Operating Officer

References: Nil

Significance of decision – In terms of the Significance and Engagement Policy 2018, the recommended decision is not significant.

Recommendation

That Council receive the Representation Review Update – 2020 and hold a workshop to discuss the next steps.

Executive summary

The purpose of this report is to discuss the representation polls conducted as part of the 2019 local government election and seek direction on the next steps.

It is proposed that a workshop be held to consider these results in more detail and explore Council's options.

Background

In 2018 Council undertook its representation review.

Local authorities are required to carry out a representation review every six years. As part of this review councils can look at the structure of its membership and the way it is elected. This can include changes to the number of elected members, whether they are elected according to a ward or 'at large' and the boundaries or names of wards and constituencies. They can also consider the electoral system that should be used and whether Māori wards should be established. However, these two issues are not part of the formal representation review and are matters for local discretion.

As a result of the 2018 review Council resolved to make only minor changes to the Rural Community Board boundaries for the Kaitoke and Whanganui subdivisions and to change its name to the *Whanganui* Rural Community Board. These changes were made to more closely align with the population equality rule of the Local Electoral Act, which states that each elected member should represent about the same number of people, and to reflect consistency and accuracy in the spelling of 'Whanganui'.

It was also resolved to:

- Retain the First Past the Post electoral system for the 2019 election.
- Not establish a Māori ward.

- Conduct a poll in conjunction with the 2019 election on the systems to be used for the 2022 and 2025 elections and other electoral matters (i.e. the number of elected members and the basis of election).

As Council's arrangements did not completely meet the Local Government Commission's +/- 10% fair representation requirement, the Commission was required to consider and determine the final arrangements for the district.

This determination was released on 10 April 2019 and upheld Council's decision.

Council is not required to initiate its next review until 2024.

Results

BINDING POLL

The preferred electoral system was canvassed through a binding poll as per the Local Electoral Act. This asked voters whether they wanted to elect future candidates using the First Past the Post electoral system or the Single Transferable Vote system.

Electoral system:

The preferred option was **First Past the Post**. This will be the electoral system used for the 2022 and 2025 local government elections.

<i>Electoral system</i>	<i>Votes received</i>
First Past the Post	10,608
Single Transferable Voting	2,590
<i>Informal</i>	<i>10</i>
<i>Blank</i>	<i>915</i>

NON-BINDING POLLS

Feedback on the basis of election and the number of councillors was gathered via non-binding polls. This means that the Council is able to use this information to support representation considerations but is not required to implement the outcomes.

Basis of election

The preferred option was '**at large**'. This is the status quo.

<i>Basis of election</i>	<i>Votes received</i>
'At large'	10,373

Ward system	2,327
<i>Informal</i>	8
<i>Blank</i>	1415

Number of councillors

The preferred option was **reduce to 10**. This would involve changing the current representation structure.

Number of councillors	Votes received
Reduce to 10	8,072
Remain at 12	5,252
<i>Informal</i>	5
<i>Blank</i>	794

Key issues

Council now needs to decide what it would like to do in relation to the non-binding results. Any proposal to implement change would need to go through a formal representation review process.

The poll material provided a synopsis of the common arguments made in favour of each approach.

People who prefer a ward system say:	People who prefer to elect candidates from across the whole district say:
<ul style="list-style-type: none"> • Councillors elected under a ward system are likely to be more connected to specific issues and community needs. • They can advocate for their area – and people may feel someone is actively representing them. • It can be a way to represent distinct communities. • It can lead to a more diverse Council with a representative spread across the district. • It is more ‘democratic’. 	<ul style="list-style-type: none"> • This is a simpler system – especially in a district where communities are quite centralised. • It encourages Councillors to represent and be accountable to the entire district. • The focus can be on broader issues and not sidelined by ‘Not-In-My-Back-Yard (NIMBY)-ist’ approaches. • It can be more visionary, encouraging strategic thinking. • It is fairer – with the best candidates appointed regardless of location.

<ul style="list-style-type: none"> • It allows a greater variety of issues to be brought to the table. 	<ul style="list-style-type: none"> • It can provide a more unified and less divisive Council.
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People who favour more members may say:	People who prefer fewer members say:
<ul style="list-style-type: none"> • This provides better diversity of representation. • More members makes it easier to share the workload – including committee and working party membership. • More heads means a greater variety of ideas and solutions are available. • It's more likely that strong representation can be provided across the entire community – rather than just from small pockets. 	<ul style="list-style-type: none"> • Greater levels of efficiency and cost-effectiveness are achieved. • It can attract a different make-up of elected members (e.g. those who are younger or not self-employed) given the greater pool of remuneration available – possibly representing a move closer to a liveable salary. • It can generate more agreement in decision-making (not so many competing views). • The Council can focus on major issues affecting the community – rather than being pulled in lots of different directions.

The election pamphlet provided with the voting papers also explained that the pool of money for salaries is set by the Remuneration Authority and remains the same, regardless of the number of members elected to the Council.

Options

These results provide opportunity for Council to consider making representation changes prior to the next election. It is suggested that interest in exploring these options be canvassed through an elected member workshop session.

Summary of Considerations

Fit with purpose of local government

Representation considerations support the ability to effectively promote community wellbeing in ways that are most appropriate to local circumstances.

[Section 10 of the Local Government Act 2002](#)

Fit with strategic framework

Select checkboxes to indicate whether the decision / report contributes, detracts or has no impact

	Contributes	Detracts	No impact
Leading Edge Strategy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Long-Term Plan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Infrastructure Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Economic Development Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Other Policies or Plans -	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

The Leading Edge Strategy includes a particular focus on strong, positive and empowering leadership within the *Community* pillar. Considering poll feedback in relation to representation issues supports Council’s intentions to be transparent and inclusive in its democratic processes.

[Leading Edge Strategy](#)

Risks

The recommended decision has a very minor degree of risk.

The following risks have been considered and identified:

- Financial** risks related to the financial management of Council and the ability to fund Council activities and operations, now and into the future
- Service delivery** risks related to the meeting of levels of service to the community
- Reputation / image** risks that affect the way the Council and staff are perceived by the community - nationwide, internationally, by stakeholders, and the media
- Legal compliance (regulatory)** risks related to the ability of management to effectively manage the Council, comply with legal obligations and avoid being exposed to liability
- Environmental** risks related to the environmental impacts of activities undertaken by the Council. Includes potential or negative environmental and / or ecological impacts, regardless of whether these are reversible or irreversible
- Health, safety and wellbeing** risks related to the health, safety and wellbeing of Council staff, contractors and the general public when using Council’s facilities and services
- Information technology and management** risks related to the integrity of the Council’s IT network, including security, access and data management
- Infrastructure / assets** risks related to the inability of assets to provide the required level of service in the most cost effective manner

- Project completion** *risk of failure to complete on time, on budget and to plan*

There are no risks related to the recommendation of this report. Further consideration will be required if additional representation decisions are made.

[Risk Management Policy](#)

Policy implications

There are no policy implications as a result of this recommendation. Further consideration will be required if additional representation decisions are made.

Financial considerations

There are no financial considerations as a result of this recommendation. Further consideration will be required if additional representation decisions are made.

- Nil Approved in LTP / AP Unbudgeted \$

Legislative considerations

There are no legal considerations as a result of this recommendation. Further consideration will be required if additional representation decisions are made.

Significance

The recommended decision is considered not significant as per Council's Significance and Engagement Policy.

[Significance and Engagement Policy 2018](#)

Engagement

Not currently applicable.

[Significance and Engagement Policy 2018](#)

8.6 COLLECTION OF FIBRE AND PLASTICS AT THE RESOURCE RECOVERY CENTRE

Author: Stuart Hylton - Contractor

Authoriser: Leighton Toy - General Manager Property

References: Nil

Significance of decision – In terms of the Significance and Engagement Policy 2018, the recommended decision is not significant.

Recommendation

The Waste Minimisation Advisory Group recommends:

That the Council:

- a) requests the Whanganui Resource Recovery Centre (WRRRC) Trust:
 - (i) cease accepting recycling fibre (paper/cardboard and mixed paper) and Plastics No 3,4,6 and 7 at Whanganui Resource Recovery Centre based on the current trends, market advice and associated costs.
 - (ii) monitors the market situation for these and other products and reports back to Council when it believes it is sustainable to consider accepting these products at the Centre again.
 - (iii) provides a copy of the Trust's Exit Plan and Media Strategy to cease collection of these products.

Executive summary

On the recommendation of the Waste Minimisation Advisory Group, Council is being asked to request the Whanganui Resource Recovery Centre (WRRRC) to cease taking both fibre and certain plastics until recycling markets improve.

Background

Council is well briefed on the issues surrounding the downturn in the markets for recycled plastic and fibre (cardboard, newspaper and mixed paper) caused by 'China Sword' and a current over supply in a depleted market. This is a national if not global issue with national and local solutions some time away.

This issue came to light earlier this year when the WRRRC Trust signalled to Council skyrocketing costs to continue to recycle plastics 3, 4,6 and 7 and fibre at the Resource Recovery Centre. Council was asked whether it wished to continue funding the loss along with three alternative options.

Council considered the request and agreed to fund the fibre shortfall for the remaining part of the 2019/20 year (funded from Waste levy fund) with 2020/21 fibre shortfall to be considered within the Annual Plan consultation and deliberation phase. During Annual Plan deliberations Council

resolved to loan fund the 2020/21 fibre shortfall up to an additional \$144,000 conditional on an acceptable business case being brought to the Council.

The Waste Minimisation Advisory Group at its latest meeting on 25 June 2020 further considered the Fibre issue along with depleted Plastics 3,4,6 and 7. The Waste Minimisation Advisory Group considered four options including ceasing accepting these products at the Centre. The Advisory Group resolved to recommend to Council that the WRRRC Trust is asked to cease accepting these products. The full resolutions are the recommendations within this report.

Key issues

The issue before Council is should it continue to accept and fund these recycling products within a depressed market. The cost to Council to continue to do so is in the vicinity of \$150,000 to \$200,000 per annum. Potentially this money is better spent on other waste minimisation initiatives. On the other hand we have always been reluctant to cease taking product during down times so as not to erode public confidence in recycling. Also a decision to cease taking products will be unpopular and potentially difficult to achieve at the Centre.

Plastics

Since Asia ceased taking plastics for recycling, only Plastics 1 (Clear Soft Drink Bottles); 2 (Milk Bottles) and 5 (yoghurt and margarine tubs) have good solid markets to achieve recycling.

Other Plastics 3,4,6 and 7 are taken and baled at the WRRRC and await a market to open to process them. Currently the Centre is storing these bales in the hope the market rebounds some time and takes a loss to do so.

The question is should the Centre continue to take all plastics given there is no current market for some plastic commodities? Many Councils have ceased accepting these plastics within their kerbside recycling collection services.

Fibre (cardboard, newspaper and mixed paper)

Locally the impact of the market downturn means the Resource Recovery Centre (WRRRC) are currently having to pay around \$120,000 to \$150,000 per annum to recycle its fibre whereas they used to receive around \$60,000 to \$80,000 per annum, sometimes more if markets were buoyant. This downturn is being felt nationwide with many Councils having to prop up kerbside recycling collections by Millions. This is expected to blow out further to around \$200,000 cost for the 2020/21 year.

The industry is predicting fibre prices will eventually climb to a rate where we will be generating revenue, but that is predicted take some years. This is a national issue, one which the Government is very aware of but unlikely to be able to influence quickly.

Options

Below are the options presented to Council earlier in the year and again by the Waste Minimisation Advisory Group at its June 2020 meeting. Option 4 was favoured at the meeting.

Option 1: Do nothing

Under this option WRRC will operate at a loss and soon become insolvent. Council is a 50% shareholder of the Trust. Whilst WRRC has traditionally made small positive profits annually resulting in some financial stability, this degree of operational loss cannot be sustained for long.

Option 2: Council underwrites loss

Under this option, Council as major shareholder, would underwrite (fund) the loss. Currently it funds WRRC services to the tune of \$175,000 annually. This would need to be increased by the projected shortfall of \$200,000 for how many years this situation continues. This option would require Annual Plan discussion and consultation.

Option 3: WRRC starts charging for drop off of Fibre

Apparently some Councils are starting to charge for fibre drop off. This is an unpalatable option, especially for staff, who are likely to bear the brunt of an expected public backlash. It is unlikely whether the full amount of shortfall will be able to be funded in this fashion and there is the issue of our local Resource Recovery Centre being open 24/7.

Option 4: WRRC stops accepting Fibre

An option would be to stop accepting fibre until commodity prices reach at least break even point again. This would save the current financial loss although again is likely to meet with stiff public resistance. Under this option, I suspect many customers would simply still continue to drop odd fibre or dump it on site. Stopping recycling products also tends to erode the public’s confidence in the overall recycling service.

Summary of Considerations			
Fit with purpose of local government			
This decision assists with the provision of good quality services that are efficient and effective. Section 10 of the Local Government Act 2002			
Fit with strategic framework			
<i>Select checkboxes to indicate whether the decision / report contributes, detracts or has no impact</i>			
	Contributes	Detracts	No impact
Leading Edge Strategy	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Long-Term Plan	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Infrastructure Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Economic Development Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Other Policies or Plans -	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Not in keeping with Waste Minimisation Plan to increase types and quantities of waste that are recycled. Leading Edge Strategy			

Risks

The recommended decision has a minor degree of risk.

The following risks have been considered and identified:

- Financial** risks related to the financial management of Council and the ability to fund Council activities and operations, now and into the future
- Service delivery** risks related to the meeting of levels of service to the community
- Reputation / image** risks that affect the way the Council and staff are perceived by the community - nationwide, internationally, by stakeholders, and the media
- Legal compliance (regulatory)** risks related to the ability of management to effectively manage the Council, comply with legal obligations and avoid being exposed to liability
- Environmental** risks related to the environmental impacts of activities undertaken by the Council. Includes potential or negative environmental and / or ecological impacts, regardless of whether these are reversible or irreversible
- Health, safety and wellbeing** risks related to the health, safety and wellbeing of Council staff, contractors and the general public when using Council's facilities and services
- Information technology and management** risks related to the integrity of the Council's IT network, including security, access and data management
- Infrastructure / assets** risks related to the inability of assets to provide the required level of service in the most cost effective manner
- Project completion** risk of failure to complete on time, on budget and to plan

[Risk Management Policy](#)

Policy implications

Probably negatively accords with Council's Waste Minimisation and Management Plan 2015 although this is currently under review.

Financial considerations

The resolution if passed will save Council anywhere from \$150,000 to \$200,000 per annum currently. This loss is currently covered by Council resolution which allows for loan funding the 2020/21 loss.

Nil Approved in LTP / AP Unbudgeted \$

Legislative considerations

Not applicable

Significance

The recommended decision is considered not significant as per Council's Significance and Engagement Policy.

[Significance and Engagement Policy 2018](#)

Engagement

Engagement to date has included the deliverer of the service WRRC Trust and the public when it was consulted on through the 2021/22 Annual Plan deliberations. Part of the resolutions is for a suitable exit and media plan to be adopted.

[Significance and Engagement Policy 2018](#)

PRE-ENGAGEMENT Community groups / stakeholders	Date / Status	Techniques to engage
WRRC Trust	First six months of 2022	Trust meetings.

CONSULTATION Community group / stakeholder	Level of engagement on spectrum	Techniques to engage
Public	Annual Plan consultation	Multi media

8.7 APPOINTMENTS TO THE YOUTH COMMITTEE - AUGUST 2020

Author: Nicole Grey - Youth Committee Project Support Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

References: Nil

Significance of decision – In terms of the Significance and Engagement Policy 2018, the recommended decision is not significant.

Recommendation

That the Council appoints Keisha Maniapoto to the Youth Committee.

Executive summary

Ariana Cronshaw resigned at the Youth Committee formal meeting on 29 June 2020. Keisha Maniapoto was one of the reserves from the recruiting process that was run in the first half of 2020. She has accepted the opportunity to become a Youth Committee member.

Background

The Youth Committee is a committee of the Council. Its purpose is “to empower Whanganui young people to be the best they can be by providing the resources and opportunities that they need to succeed.”

The role of the Youth Committee is to:

- Represent the community’s young people
- Promote opportunities for youth participation
- Develop and monitor policy on youth issues
- Provide opportunities for youth to contribute to the decision-making of Council
- Advise the Council on matters of interest for youth in the Whanganui District

Keisha participated in the recruiting process that followed the procedures set out in the Youth Committee’s terms of reference, and included shortlisting, group interviews, reference checks and police vetting. As a result of recruitment, she was shortlisted to the reserve list.

The recruiting panel found the final decisions of who would initially be appointed to the committee very challenging and as a result are have been satisfied at the high calibre of the reserves.

Keisha Maniapoto

15 years old | Cullinane College

Kia Ora, my name is Keisha Maniapoto. I have lived in Whanganui all my life and have always enjoyed sports, in particular basketball. Although when I’m not playing sports, I’m most likely in bed watching Netflix.

Options

Councillors are asked to appoint Keisha Maniapoto to the Youth Committee. She is recommended by the appointed Councillor and Project Support Officer to fill the vacancy on the Youth Committee.

If Council is not happy to proceed with appointment, the appointed Councillor Co-chairs, and Project Support Officer would need to reconvene and consider further applications and candidates.

Summary of Considerations			
Fit with purpose of local government			
Promotes wellbeing for youth in the Whanganui community.			
Section 10 of the Local Government Act 2002			
Fit with strategic framework			
<i>Select checkboxes to indicate whether the decision / report contributes, detracts or has no impact</i>			
	Contributes	Detracts	No impact
Leading Edge Strategy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Long-Term Plan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Infrastructure Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Economic Development Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Other Policies or Plans - Youth Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Leading Edge Strategy			
Risks			
The recommended decision has a very minor degree of risk.			
The following risks have been considered and identified:			
<input type="checkbox"/> Financial risks related to the financial management of Council and the ability to fund Council activities and operations, now and into the future			
<input type="checkbox"/> Service delivery risks related to the meeting of levels of service to the community			
<input checked="" type="checkbox"/> Reputation / image risks that affect the way the Council and staff are perceived by the community - nationwide, internationally, by stakeholders, and the media			
<input type="checkbox"/> Legal compliance (regulatory) risks related to the ability of management to effectively manage the Council, comply with legal obligations and avoid being exposed to liability			

- Environmental** risks related to the environmental impacts of activities undertaken by the Council. Includes potential or negative environmental and / or ecological impacts, regardless of whether these are reversible or irreversible
- Health, safety and wellbeing** risks related to the health, safety and wellbeing of Council staff, contractors and the general public when using Council's facilities and services
- Information technology and management** risks related to the integrity of the Council's IT network, including security, access and data management
- Infrastructure / assets** risks related to the inability of assets to provide the required level of service in the most cost effective manner
- Project completion** risk of failure to complete on time, on budget and to plan

[Risk Management Policy](#)

Policy implications

Complies with Youth Committee's terms of reference.

Financial considerations

Youth Committee members receive remuneration for meeting attendance.

Nil

Approved in LTP / AP

Unbudgeted \$

Legislative considerations

None identified.

Significance

The recommended decision is considered not significant as per Council's Significance and Engagement Policy.

[Significance and Engagement Policy 2018](#)

Engagement

During the recruiting process the Youth Committee Project Support Officer has engaged through various means key agencies and people working with youth in Whanganui to identify and encourage possible candidates.

[Significance and Engagement Policy 2018](#)

8.8 MAYORAL UPDATE - AUGUST 2020

Author: Eva Osborne - Executive Assistant

Authoriser: Hamish McDouall - Mayor

References: Nil

Recommendation

That the Council receive the report – Mayoral Update - August 2020.

Executive Summary

The Mayor will provide Councillors an update on recent activity.

24 June

- Climate Change Joint Workshop.
- Te Kōpuka nā Te Awa Tupua hui.
- Tūpoho Working Party AGM.

25 June

- Upokongaro Cycleway Amelioration meeting.

26 June

- Whanganui Port meeting with Ministry of Business, Innovation and Employment (MBIE). Provincial Development Unit.
- Te Puwaha Governance Group meeting.

29 June

- Meeting with Labour Candidate Steph Lewis.
- Swearing in of newly elected Youth Committee members.

30 June

- Property and Community Services Council Meeting.

1 July

- Long Term Plan Workshop.

2 July

- Palmerston North Rail Hub announcement.
- Hon. Shane Jones visit to Whanganui. Sarjeant Gallery and Port site visits and announcements.

3 July

- Regional Economic Task Force Meeting with Horizons.

4 July

- Rotary Whanganui changeover lunch.
- Castlecliff Bus Stop Opening Ceremony.

6 July

- Whanganui Land Settlement Negotiation Trust and Te Arawhiti meeting with WDC.
- Workshop to discuss and confirm draft ILM.
- Meeting with Richard Stone from Jackson Stone Recruitment.

9 July

- Te Puwaha Governance hui.

11 July

- Infometrics: Update on COVID-19 Economic Situation in Whanganui.
- Council Meeting to strike rates.

15 July

- LGNZ National Council Meeting in Wellington.

16 July

- LGNZ Rural and Provincial Sector Meeting in Wellington.
- Te Puwaha Governance Hui via Zoom.

17 July

- LGNZ Rural and Provincial Sector Meeting in Wellington.

20 July

- UCOL Whanganui Semester 2 Powhiri 2020 at Pakaitore.

21 July

- Restorative Practice Process.
- Long Term Plan Funding Review Workshop.

22 July

- Meeting with Rutherford Intermediate regarding online connections with Nagazumi.
- Four Regionals Trust AGM at Cooks Gardens.

23 July

- Town Centre Regeneration Future Projects and Prioritisation Workshop.
- Te Puwaha Governance Group Hui.
- Meeting with Wellington Jewish Community Centre Rabbi.
- Council Chair's Briefing.
- Sarjeant Gallery Trust Board Meeting.

24 July

- Meeting at UCOL to discuss post COVID-19 and National Vocational Education.

27 July

- Chief Executive Review Committee meeting.

28 July

- Regional transport Matters Teleconference.
- Long Term Plan Workshop.
- Meeting with Regional Velodrome Trust.

8.9 REPRESENTATIVE UPDATE - AUGUST 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

References: Nil

Recommendation

That the Council receive the report – Representative Update - August 2020.

Elected Members may provide a brief verbal update on conference/forums attended, or the activities of those organisations/groups for which they are a Council representative.

Updates will be provided by:

- **Cr Helen Craig**

Recent meeting with New Zealand Transport Agency (NZTA) and local farmers regarding the condition of State Highway 4.

- **Cr Philippa Baker-Hogan**

Chair update on recent activities of the Sport & Recreation Advisory Group.

8.10 ACTIONS ARISING - AUGUST 2020**Author:** Anna Palamountain - Democracy Advisor**Authoriser:** Kate Barnes - Senior Democracy Advisor**References:** Nil**Recommendation**

That the Council receive the report – Actions Arising - August 2020.

Nº	Meeting	Item Title	Resolution	Officer	Action Note	% Complete
1	Council 14/07/2020	Appointment of delegates to Local Government New Zealand Annual General Meeting 2020	Resolution 2020/70 That Council (c) Holds a workshop to determine its stance on the Local Government New Zealand Annual General Meeting 2020 remits once they are released	Kate Barnes	A workshop will be held on 12 August 2020	80%

9 MINUTES FOR RECEIPT

9.1 MINUTES OF THE TŪPOHO WORKING PARTY MEETING - 13 MAY 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

References: 1. Minutes of the Tūpoho Working Party Meeting - 13 May 2020 [↓](#)

Recommendation

That the Council

(a) receive the minutes of the Tūpoho Working Party Meeting held on 13 May 2020.

TUPOHO WORKING PARTY MEETING MINUTES

Wednesday, 13 May 2020

Via Zoom – 4pm

Present: Cr Jenny Duncan (Chair), Hone Tamehana, Beryl Miller, John Maihi, Hamish McDouall, Cr Kate Joblin, Mariana Waitai and Jill Sheehy.

In Attendance: Bryan Nicholson (Chief Operating Officer), Ngāwai Matthews (Operations Support Officer) – minutes.

Apologies: Kym Fell (Chief Executive), Sandy Nepia (Pou Herenga/Heritage and Community Services Manager)

1. Mihi me karakia/Introductions

1.1 The meeting opened with karakia by John Maihi with mihi mihi by Ken Mair.

2. Apologies

2.1 The apologies were noted.

3. Confirmation of Minutes – 19 February 2020

3.1 *Resolution:*

THAT the minutes of the Tupoho Working Party hui held on 19 February 2020 are confirmed with the following amendments and actions:

- Action Arising #146 – Correction re: Heritage New Zealand, not Horizons Regional Council
- Street Naming Procedures – see Item 7 for further detail
- It was agreed that further discussions were necessary regarding Tupoho and upholding its mana whenua status, because of legal boundaries and in order to strengthen relationships. Item to be put on the agenda at the next Working Party meeting. **ACTION**

Jill Sheehy / Cr Jenny Duncan

CARRIED

4. Actions Arising

4.1 GIS Mapping: Action moved to Tupoho Operational Engagement team for further action. A meeting with GIS Officer, Darryl Couper to be arranged.

4.2 Youth Committee Recruitment: Due to COVID-19 and the recruitment of new member, this action is still in progress.

5. Strategy and Policy Update

5.1 It was agreed for Working Party members to bring any feedback and/or discussion to the next ordinary meeting. **ACTION**

6. Update on the Upokongaro Cycle Way Bridge

6.1 As requested by Te Rūnanga o Tupoho on behalf of the combined hapū, a brief update was provided. It was noted that a meeting was scheduled to be held in Upokongaro in April, to provide an update, however this was cancelled due to lockdown.

- 6.2 The consent process is still in progress, however close to being finalised, and current discussions are underway amongst iwi entities.
- 6.3 It was noted the desire to utilise the work from the current Relationship Document with the inclusion of Te Tomokanga.
- 6.4 It was suggested that a report from Whanganui District Council, and with Ngapaerangi (if desired) is provided to Tupoho for distribution to the combined hapū. **ACTION**
- 6.5 Furthermore, that there be internal discussions among Te Rūnanga and constituent hapū, Ngā Tāngata Tiaki (NTT) and Whanganui Land Settlement Negotiation Trust (WLSNT) about how this will work. Council is supportive to do what is best to maintain relationships with all iwi and iwi organisations. Te Rūnanga o Tupoho wish to be included in any further discussion to allow them to report back to the combined hapū.

7. Street Naming Procedures

- 7.1 It was agreed that Item 8: General Business – Street Naming Procedures of the previous minutes dated 19 February 2020, were incorrect.
- 7.2 The correct decision agreed to was:

A Committee to be set up and its composition decided by Te Rūnanga o Tupoho (Tupoho) and Whanganui District Council (Council). The Committee to make recommendations to Tupoho and Council on street/suburb names. If agreed, the street/suburb name/s to be confirmed and if disagreed, Tupoho leadership and Council will work to find a resolution.

- 7.3 An item to be added to the Work Programme Policy Change. **ACTION**

8. General Business

- 8.1 No general business.

9. Next Hui: Tupoho AGM

- 9.1 The next hui, Tupoho Annual Meeting, scheduled to be held on Wednesday, 24 June 2020 at Whanganui District Council.

There being no further business, the meeting closed with karakia at 4.26pm.

9.2 MINUTES OF THE TAMAŪPOKO LINK MEETING - 18 JUNE 2020 & 15 JULY 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

References:

1. **Minutes of the Tamaūpoko Link Meeting - 18 June 2020** [↓](#)
2. **Minutes of the Tamaūpoko Link Meeting - 15 July 2020** [↓](#)

Recommendation

That the Council

- (a) receive the minutes of the Tamaūpoko Link Meeting held on 18 June 2020.
- (b) receive the minutes of the Tamaūpoko Link Meeting held on 15 July 2020.

TAMAUPOKO LINK MEETING MINUTES

Thursday, 18 June 2020

Whanganui District Council Chambers, 101 Guyton Street – 1pm

- Present:** Rāwiri Tinirau (in the Chair), Cr Josh Chandulal-Mackay, Mayor Hamish McDouall, Cr Alan Taylor, Tumanaako Haami, Cruz Pauro, Connor Pauro, Peter Broad, Ned Ranginui, Peter Oskam (WRCB), Michael Dick (WRCB), David Wells (WRCB), Evelyn Broad, Toreheikura Puketapu and Te Aroha McDonnell
- In attendance:** Bryan Nicholson (Chief Operating Officer), Sandy Nepia (Pou Herenga/Heritage & Community Services Manager), Jasmine Hessel (Senior Policy Advisor), Scott Flutey (Heritage Advisor) and Ngāwai Matthews (Operations Support Officer) – minutes.
- Apologies:** Kym Fell (Chief Executive), Cr James Barron, Deputy Mayor Jenny Duncan, Jenny Tamakehu, Meri Haami and Novena McGuckin.

1. Mihi me karakia/Introductions

- 1.1 The meeting was opened with karakia from Connor Pauro and mihimihi from Rāwiri Tinirau.

2. Apologies

2.1 Resolution:

THAT the apologies, as listed above, are accepted.

Rāwiri Tinirau / Unanimous
CARRIED

3. Confirmation of Minutes – 11 March 2020

3.1 Resolution:

THAT the minutes of the hui of Tamaupoko Link held on 11 March 2020 are confirmed.

Tumanaako Haami /Cr Josh Chandulal-Mackay
CARRIED

4. Actions Arising

- 4.1 Action #115 – Relationship Document: Meeting minutes from 11 March 2020 to be accepted at Council Meeting on 23 June 2020, and then the Draft Tamaupoko Relationship Document Framework 2020 to then go to Council Meeting on 4 August 2020 for final approval. **ACTION**
- 4.2 Action #196 – Quorum for Relationship Document: Action moved to Item 7: Relationship Document Review for further discussion.
- 4.3 Action #197 – Town Centre Regeneration Update: Action still in progress – Ellen Young to provide update. **ACTION**
- 4.4 Action #198 – Use of bilingual language and wording in Council documentation: The draft document – Scoping Report Reflecting Iwi in Council Publications to be circulated to Link members. It was recommended that members note the recommendations on Page 9 for further discussion. **ACTION**

5. Strategy and Policy Update

- 5.1 2021-2031 Long Term Plan: To better understand the Long Term Plan in relation to Tamaupoko, it was requested that the relevant Council Officers are present at the next meeting for further discussion. **ACTION**
- 5.2 Dog Control Policy and Bylaw, Gambling Venues Policy and Local Approved Products Policy: Council Officer has requested an indication of interest from Tamaupoko for these policies. **ACTION**
- 5.3 Cemeteries and Crematoria: Te Rūnanga o Tamaupoko representatives provided updates on behalf of their respective hapū. There is interest in what alternative practices are available to discourage the disposal of ashes in the Whanganui River and waterways. There was also the opinion of a more directive involvement from Council.

6. Heritage Strategy – Scott Flutey

- 6.1 Council Officer, Scott Flutey attended to introduce himself, and the Heritage Strategy.
- 6.2 There was a brief discussion regarding the keeping of silent files containing kōrero pertinent to hapū and iwi, and the manner in which these files are held and accessed.
- 6.3 Acknowledgement that Meri Haami holds the Art Portfolio for Tamaupoko.

7. Relationship Document Review

- 7.1 It was agreed that the following amendments in the Relationship Document be made:

Quorum

The quorum will comprise:

- **At least 2** mandated hapū representatives of Te Rūnanga o Tamaupoko; and
- **At least 2** Councillors of the Whanganui District Council **ACTION**

- 7.2 **Resolution:**

THAT the amendments, for the quorum above, are accepted.

Evelyn Broad / Te Aroha McDonnell

8. General Business

- 8.1 Upcoming Roadworks along Whanganui River Road: A report has been requested for any upcoming roadworks namely at between Ātene and Koriniti (closer to the Koriniti end). **ACTION**
- 8.2 Rural Waste Service Review: It was noted that the Tamaupoko area face a number of issues such as non-compliant waste, as well as non-resident and tourist waste. Contractor, Stu Hylton and Chair of Waste Minimisation Working Party, Cr Rob Vinsen to be invited to next meeting. **ACTION**

9. Next Hui

The next Tamaupoko Link hui is scheduled to be held at Ngā Tāngata Tiaki, 357 Victoria Avenue on Wednesday, 15 July 2020.

The meeting closed with karakia from Cruz Pauro at 2.02pm.

Tamaupoko Link – Minutes
18 June 2020

TAMAUPOKO LINK MEETING MINUTES

Wednesday, 15 July 2020

Ngā Tāngata Tiaki, 357 Victoria Avenue – 1pm

- Present:** Rāwiri Tinirau (in the Chair), Cr Josh Chandulal-Mackay, Cr Alan Taylor, Cr Graeme Young, Tumanaako Haami, Cruz Pauro, Connor Pauro, Peter Oskam (WRCB), Michael Dick (WRCB), David Wells (WRCB), Peter Wells (WRCB), Evelyn Broad, Toreheikura Puketapu, Richard Kingi, Novena McGuckin and Te Aroha McDonnell.
- In attendance:** Bryan Nicholson (Chief Operating Officer), Sandy Nepia (Pou Herenga/Heritage & Community Services Manager), Jasmine Hessel (Senior Policy Advisor), Charlotte Almond (Contractor), Stu Hylton (Contractor), and Ngāwai Matthews (Operations Support Officer) – minutes.
- Apologies:** Kym Fell (Chief Executive), Cr Josh Chandulal-Mackay (for lateness), Mayor Hamish McDouall, Jo Howarth, Bill Ranginui, Jenny Tamakehu, Meri Haami, Stu Hylton (for early departure), Cr Rob Vinsen (for early departure).

1. Mihi me karakia/Introductions

- 1.1 The meeting was opened with karakia from Connor Pauro and mihimihi from Rāwiri Tinirau.

2. Apologies

2.1 **Resolution:**

THAT the apologies, as listed above, are accepted.

Rāwiri Tinirau/ Unanimous
CARRIED

3. Confirmation of Minutes – 18 June 2020

3.1 **Resolution:**

THAT the minutes of the hui of Tamaupoko Link held on 18 June 2020 are confirmed.

Tumanaako Haami / Alan Taylor
CARRIED

4. Actions Arising

- 4.1 Action #115 – Relationship Document: Draft Tamaupoko Relationship Document Framework 2020 has been included on the agenda for the next Council Meeting on 4 August 2020 for final approval. **ACTION**
- 4.2 Action #196 – Quorum for Relationship Document: Resolution to be accepted at the next council meeting on 4 August 2020.
- 4.3 Action #198 – Use of bilingual language and wording in Council documentation: It was recommended that there be a discussion regarding the recommendations on Page 9.

Working Group – Tamaupoko: To refer back to the hapu, confirmation at the Runanga hui on 26 August. Decision to be made then **ACTION**

4.4 Action #201 – Upcoming Roadworks on Whanganui River Road: Update provided by Brent Holmes.

5. Rural Waste Service Review

- Paper introduced to Tamaupoko
- Annual white ware collection – potential
- General feedback – it is generally good
- Recycling as an option
- Consultation options with the different Councils – WDC funded the recycling trailer paper and plastic. Issues around glass (health and safety)
- Recycling collection beside the bins for glass
- Aim for the next 3 months – contact via WRCB
- Submission process when the draft plan is developed – waste advisory group
- Noted for the Runanga meeting

6. Strategy and Policy Update

- 6.1 Climate Change – omission profile for the district and region
- Heritage Strategy – consideration as to whether to have conversations with smaller group. Tamaupoko has interested
- Long Term Plan

7. Long Term Plan 2021-2031

- Presentation by Charlotte and Jasmine
- Focus is pre-engagement – aspirations, concerns that need to feed into the process.
- Strategic Framework is being reviewed
- Key projects to be review

8. General Business

8.1 U

9. Next Hui

The next Tamaupoko Link hui is scheduled to be held in Nagaizumi-Cho at Whanganui District Council on Wednesday, 26 August 2020.

The meeting closed with karakia from Cruz Pauro at 2.02pm.

9.3 POLICY AND BYLAW COMMITTEE MEETING MINUTES - 10 JUNE 2020

Author: Anna Palamountain - Democracy Advisor

Justin Walters - Policy Analyst Legislative & Performance Management

Authoriser: Kate Barnes - Senior Democracy Advisor

References:

1. **Policy and Bylaw Committee Minutes -10 June 2020** [↓](#)
2. **Keeping of Animals, Poultry and Bees Bylaw 2020 - Committee Decision Version** [↓](#)

Recommendation

1. That the Council receive the minutes of the Policy and Bylaw Committee meeting held on 10 June 2020.
2. That the Council confirm that:
 - (i) a bylaw is the most appropriate way of addressing the issues relating to animals;
 - (ii) the Keeping of Animals, Poultry and Bees Bylaw 2020 is the most appropriate form of a bylaw; and
 - (iii) the Keeping of Animals, Poultry and Bees Bylaw 2020 is not inconsistent with the New Zealand Bill of Rights Act 1990.
3. That the Council adopt the amended Keeping of Animals, Poultry and Bees Bylaw 2020 with the following commencement dates:
 - (i) Cats - Clause 8(1), (2) and (3) – 1 July 2021
 - (ii) All other sections – 31 August 2020
4. That the Council revoke the Keeping of Animals, Poultry and Bees Bylaw 2015.

Executive Summary

On the 10 June 2020 the Policy and Bylaw Committee heard submissions and deliberated on the Keeping of Animals, Poultry and Bees Bylaw 2020. The committee recommends that:

- (a) That the Council confirm that
 - (i) a bylaw is the most appropriate way of addressing the issues relating to animals;
 - (ii) the Keeping of Animals, Poultry and Bees Bylaw 2020 is the most appropriate form of a bylaw; and
 - (iii) the Keeping of Animals, Poultry and Bees Bylaw 2020 is not inconsistent with the New Zealand Bill of Rights Act 1990.
- (b) That the Council adopt the amended Keeping of Animals, Poultry and Bees Bylaw 2020.

The Policy and Bylaw Committee Minutes (**Ref 1**) and the Keeping of Animals, Poultry and Bees Bylaw 2020 (**Ref 2**) are attached.

As part of deliberations, Officers were requested to investigate the lead-in time required for establishing a de-sexing/microchipping program for cats to facilitate owners' compliance with the bylaw. While it is noted that a small amount of funding is available through existing budgets, this is not considered to be sufficient to adequately administer an effective programme and that any additional funding would need to be considered as part of the development of Council's Long-Term Plan. To enable the consideration of possible funding and to provide a transition period for the provisions relating to cats it is recommended that a commencement date of 1 July 2021 be set for clauses 8(1), (2) and (3) with all other sections of the bylaw coming into force on 31 August 2020.

The agenda for this meeting can be viewed at:

<https://www.whanganui.govt.nz/files/assets/public/agendas-amp-minutes/policy-and-bylaw-committee-agenda-10-june-2020.pdf>



**WHANGANUI
DISTRICT COUNCIL**
Te Kaunihera a Rohe o Whanganui

MINUTES

Policy and Bylaw Committee Meeting

10 June 2020

Order Of Business

1 Apologies 3

2 Declarations of Interest 3

3 Reports to Committee 3

 3.1 Consideration of submissions on Proposed Amendments to Keeping of
 Animals Poultry and Bees Bylaw 2015 3

**MINUTES OF THE POLICY AND BYLAW COMMITTEE
HELD IN THE COUNCIL CHAMBER, 101 GUYTON STREET, WHANGANUI
ON 10 JUNE 2020 AT 9.34AM**

PRESENT: Mayor Hamish McDouall, Cr Jenny Duncan, Cr Josh Chandulal-Mackay, Cr Helen Craig, Cr Hadleigh Reid, Cr Alan Taylor, Cr Graeme Young.

APOLOGIES: Cr Charlie Anderson, Cr Philippa Baker-Hogan, Cr Kate Joblin, Cr Brent Crossan, Cr James Barron, Cr Rob Vinsen

IN ATTENDANCE: Michael Dick (Whanganui Rural Community Board member), Justin Walters (Policy Analyst - Legislative & Performance Management), Kirsty Earle (Governance Services Officer).

1 APOLOGIES

Committee Resolution 2020/1

Moved: Mayor Hamish McDouall

Seconded: Cr Alan Taylor

That the apologies received from Cr Charlie Anderson, Cr Philippa Baker-Hogan, Cr Kate Joblin, Cr Brent Crossan, Cr Rob Vinsen and Cr James Barron be accepted and leave of absence granted.

CARRIED

2 DECLARATIONS OF INTEREST

There were no new declarations of interest.

3 REPORTS TO COMMITTEE

**3.1 CONSIDERATION OF SUBMISSIONS ON PROPOSED AMENDMENTS TO
KEEPING OF ANIMALS POULTRY AND BEES BYLAW 2015**

Author: Justin Walters - Policy Analyst Legislative & Performance Management

Authoriser: Stephanie Macdonald-Rose - Policy & Governance Manager

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is significant.

Committee Resolution 2020/2

Moved: Mayor Hamish McDouall

Seconded: Cr Alan Taylor

That Michael Dick, Whanganui Rural Community Board Chair, be granted speaking rights at this meeting.

CARRIED

Submissions

Presentation - Amelia Geary from Forest and Bird Whanganui Branch (Submission 7)

The Chair welcomed and thanked Ms Geary, and communicated she had 10 minutes for her oral presentation and questions.

Ms Geary emphasised Forest and Bird's overall support for Council's review of Keeping of Animals, Poultry and Bees Bylaw and the attempt made to better manage cats in the District. In response to questions the discussion covered the following:

- Cat Registration - Ms Geary noted that cat registration was not that expensive and could be found for around \$15, however, there was no national standards in terms of pricing.
- De-sexing - Ms Geary likened cat ownership to dog ownership and emphasised the importance of responsible pet ownership. This would be a longer term view on responsible cat ownership with regards to cost associated with ownership e.g. de-sexing, registration, food. Whilst the aim of Forest and Bird was to eliminate cat populations, that was not publically accepted. Forest and Bird would advocate that cat reproduction be regulated through breeders and all other cats be de-sexed.
- Predation - Ms Geary noted that bells have had mixed results in reducing predation rates. Cat predation on rats has been shown to be not effective and did not balance out the negative impacts on birds.
- Microchipping- - Forest and Bird supported microchipping of all cats, both urban and rural cats across the district.
- Three Cat Limit per Household - Forest and Bird were not aware of any negative feedback in other councils where a three cat limit had already been put in place. There was also not an expectation that this would be policed, the limit would be used for nuisance cases.
- Understanding that feral cats would be under that of the regional council.

Presentation – Jo Meiklejohn (Submission 10)

The chair welcomed and thanked Jo Meiklejohn, and communicated she had 10 minutes for her oral presentation and questions.

Ms Meiklejohn commented generally with regards to the keeping of animals, urging the council to consider the rationale for changes to bylaws. She gave an example of horses that must be approved by the Council for urban grazing, however, she felt that system was set up to fail because there was no investment into policing or monitoring.

In response to questioning the discussion covered the following:

Submission 1 – Cats

- Household Limit – Ms Meiklejohn raised the consideration of temporary and transient flatting arrangements with pets. This is especially relevant to the current economic situation. In response to the concept that a cap on cat numbers per household would not

be actively managed, Ms Meiklejohn raised the concern of false complaints and the sincerity of complaints. The difficulty of determining a genuine nuisance or a personal preference/conflict? Ms Meiklejohn would match cat limits per household with that of dogs – four cats per household.

- De-sexing – Ms Meiklejohn believed that the bylaw would be better using the word ‘should’ rather than ‘must’, retaining officers the right to request de-sexing on a case by case basis. Ms Meiklejohn said she recently de-sexed a female kitten which cost \$142.
- Microchipping – Costing estimated to be \$20.
- Breeders – Ms Meiklejohn highlighted concerns with cat breeders, referencing the issues currently known in dog breeding as a result.
- Question of Ownership – The question of who actually owns a cat was discussed and it was ambiguous.
- Microchipping – Ms Meiklejohn supported microchipping, especially in an urban area.

Submission 3 – Bylaws

- With regards to enforcing compliance, comparisons were made between lack of powers with horses and cats.

At 10.21am the meeting adjourned and reconvened at 10.35am

Deliberations

Staff member Justin Walters established the sources of information and in response to questions noted the survey was undertaken pre-consultation, with 346 respondents. Mr Walters summarised the order of submissions and proceedings.

Keeping of Cats

It was best practise to consider the entire process and not just formal consultation, although there were 15 submissions Council should consider the weighting of all those submissions from individuals and group representatives. Submissions were not directly comparable and Council should not assume opposition unless directly stated.

In response to questioning the discussion covered the following:

- **Level of Issue** - Officers noted a handful of cat complaints a year that ended up with environmental health staff; the survey indicated the level of the issue was low considering the numbers of cats in Whanganui. Although the overall number of issues was low, there were some extreme cases. The nuisance cats caused issues with specific cases, and staff felt powerless to be able to act.
- **Numbers:** Options were as follows: No limit, 4, 3, 2. The status quo is for no limit on the number of cats per household with Council having the ability to set a limit where a nuisance was being caused.

Councillors suggested a limit of three cats per household as a compromise to meet in the middle.

Cr Craig proposed an amendment to the proposed motion and put forward a motion 'a maximum of three cats per premises'. The following was discussed:

- Staff members highlighted that the more restrictive Council was on numbers, the more nuisance complaints staff would expect and therefore advised that Council should consider increased resources required. Staff noted that a limit could be enforceable depending on resources.
- A limit would be enforced on the basis of a complaint; staff saw this as an additional regulatory tool from which to action based on a complaint, not a proactive enforcement.
- Councillors commented on limiting to three cats per premise to set direction and leadership in Whanganui to limit damage caused by cats in terms of native birds and disease. Forest and Bird supported the proposal of three cats per household and had provided statistics and reasoning for this.
- Councillors commented on limiting to four cats per premise to bring in line with the dog limit. There was the possibility of more cat dumpings if the limit was set too low. Companion Animal New Zealand and submission 009 provided evidence on this.

Committee Resolution 2020/3

Moved: Cr Helen Craig

Seconded: Deputy Mayor Jenny Duncan

That the Council propose a maximum of three cats per premise.

CARRIED

- **De-sexing**

- 'must or 'should': Staff noted that the wording of the bylaw was important and 'must' was easier to enforce for staff; 'should' brings ambiguity when enforcing. Officers requested to hold the ability to instruct a person to de-sex a cat. Staff clarified that the current proposal was 'must' and this put in place a mandatory de-sexing unless registered with a breeding association. An option by Ms Meiklejohn proposed 'should' gave optionality for de-sexing when ordered by officers rather than a blanket approach, more like a conditional 'must'. Councillors agreed on 'must' as it gave more clarity, and therefore gave officers better tools for nuisance cases. As discussed previously, this bylaw would impact on a handful of cases a year and if this was to change Council would be notified. This was designed as a persuasive bylaw rather than an enforced bylaw.
- Staff noted the big reasons against de-sexing were enforceability and cost.
- Age of De-sexing: Staff noted that Council had submissions from a whole range of views. Officers referenced Companion Animals submissions stating that de-sexing pre-puberty was comparable to de-sexing a sexually mature cat. If carried in principle

officers could word appropriately to meet the intent of the bylaw, with veterinary protections for the animals.

- The current proposal applied to all cat owners including retrospective owners. Council considered the intent of the de-sexing was not to inadvertently make people breach the law. Council discussed a kitten peak prior to Christmas.
- Cost of de-sexing: Officers confirmed that de-sexing/chipping clinics could be run for cats which would provide the public opportunities to get a low price for de-sexing/microchipping. Staff noted the requirement of lead-in time and resources in order to proceed operationally. Staff would consider costings, communications and logistics to work with members of the public. Councillors agreed on a lead-in time for a de-sexing/microchipping clinic.

Committee Resolution 2020/4

Moved: Mayor Hamish McDouall

Seconded: Cr Hadleigh Reid

That Council requires all cats must be de-sexed unless kept for breeding purposes.

CARRIED

Committee Resolution 2020/5

Moved: Cr Helen Craig

Seconded: Cr Hadleigh Reid

That de-sexing must be carried out by 4 months of age unless against vet's advice.

CARRIED

- **Micro-Chipping (Registration)**

Cr Reid proposed a motion that all cats be microchipped by 4 months.

- Cost of microchipping (\$45 including vet costs, could be cheaper if done in clinics)
- Councillors suggested a campaign for de-sexing and microchipping, as discussed with staff in the de-sexing discussion.
- Officers noted that microchipping was good practice, however, Council would need to ensure access to the registration database. Microchipping was essentially registering. Officers confirmed that Council had access to the registration database.

The Mayor proposed that the topic be delayed until confirmation from officers.

- After delay, officers confirmed with Fiona from Companion Animals (submission 5) that Council could put a disclaimer when microchipping to allow Council access to the microchipping information effectively registering the cat.
- Officers confirmed microchipping was a practical method of registration. Cat owners would be microchipping and registering details of ownership which was then kept by a separate organisation. The Council could access that information, but cat owners were not directly registering with the Council.

Councillors noted that the motion was sensible and important. It provided Council opportunities for streamlining of microchipping and registration processes. Councillors noted concerns that a campaign was of unknown qualities and cost and Council would require a campaign to be well funded and clear. Councillors noted it was not ideal policy making, however, agreed with it in principle. Councillors asked staff to bring back information on a campaign and costs.

Council agreed to discuss submission 3 - 'Definition of Urban Areas' before submission 2 - 'Keeping of Bees' because the topics were connected.

Committee Resolution 2020/6

Moved: Mayor Hamish McDouall

Seconded: Cr Josh Chandulal-Mackay

That the motion 'all cats are required to be microchipped by 4 months of age' be delayed until confirmation of information from officers.

CARRIED

Committee Resolution 2020/7

Moved: Cr Hadleigh Reid

Seconded: Deputy Mayor Jenny Duncan

That all cats are required to be microchipped by 4 months of age.

CARRIED

Mayor McDouall and Cr Craig voted against.

Definition of Urban Area

Officers noted that different rules applied to urban and rural areas and this proposal tried to match up some of the rules with the developments to different areas of Whanganui. It was noted the reasons for change were to have a more cohesive well round sense of rules for urban and rural areas. The proposal would reduce the necessary compliance on some properties of Whanganui which were currently classed as rural. If they were reclassified under the urban definition those properties would have less restrictive compliance standards for various things, such as the keeping of bees.

- Officers used the map as a prop and explained the current zones and proposed zones for definition of urban areas.
- Residents' feedback on the proposal was mixed, but it was clear that people did not understand the impact of the changes.
- Councillors felt that more consultation and confirmation with the people effected by the change to this bylaw was required.
- Councillors were concerned about the unintended consequences of changing this bylaw.
- Councillors raised concerns about more restrictive changes to the keeping of roosters within these areas.

- Officers confirmed that there was not an appeal period for this change.
- Officers confirmed that there had not been any serious concerns and not enough to warrant a change, however, officers stated Council would be pre-empting a problem by making a change.
- Councillors thanked officers for the good initiative, but noted more evidence of public demand and consultation would be required to a make change. The next review is 2025.

This issue was side-lined by Councillors and therefore the status quo, option 2 was chosen by default.

Keeping of Bees

Officers introduced the topic and highlighted that the request from the Bee Club was driving the policy change. A reason for the 2km buffer zone was that during winter periods, rural bee populations were being moved into urban areas causing nuisance.

- Honey farms and commercial growers would be covered under commercial bee permits and not applicable. Commercial growers within the buffer zone would be dealt with as exceptions.
- Majority of complaints were around bee poo.
- On consultation with the Bee Club, two bee hives were proposed and thought to be enough. The Bee Club were in support of the buffer zone and two hive limit.

Mayor McDouall moved a motion to impose a maximum of two hives per premises within an urban area or within a two kilometre buffer around the Whanganui urban area. Seconded by Deputy Mayor Duncan.

- Council fully supported bees and realised the importance of bees in Whanganui and the Bee Club.
- Councillors raised concerns that the 2km buffer zone may detract high intensity agriculture businesses using the fertile soils in the area.

Deputy Mayor Duncan suggested splitting the recommendation into two sections. Mayor McDouall agreed.

- Councillors and staff discussed the cost associated with granting exemptions to the 2km buffer zone. Officers expressed that the intent was to reduce overstocking and there were a number of cases where there could be exemptions, however the intent was to provide officers tools to take action when needed.
- Officers confirmed that the proposed bylaw would apply to all those properties in urban areas.

Committee Resolution 2020/8

Moved: Mayor Hamish McDouall

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Seconded: Deputy Mayor Jenny Duncan

That Council impose a maximum of two hives per premises within the 'Urban area'.

CARRIED

Motion

Moved: Mayor Hamish McDouall

Seconded: Deputy Mayor Jenny Duncan

That Council impose a two kilometre buffer around the Whanganui urban area.

In Favour: Crs Hamish McDouall and Helen Craig

Against: Crs Jenny Duncan, Josh Chandulal-Mackay, Alan Taylor and Graeme Young

Abstained: Cr Hadleigh Reid

LOST 2/4

Minor Amendments

Officers introduced the topics with a brief background and Councillors acknowledged and voted accordingly.

Committee Resolution 2020/9

Moved: Mayor Hamish McDouall

Seconded: Cr Josh Chandulal-Mackay

That the proposed minor amendments be accepted by Council.

CARRIED

Recommendations

Councillors and Officers read out recommendations. Councillors highlighted 2015 should be corrected to 2020 and changes were made to the recommendations. Councillors moved, seconded and voted on the Officers' recommendations.

Committee Resolution 2020/10

Moved: Cr Alan Taylor

Seconded: Cr Hadleigh Reid

1. That the Policy and Bylaw Committee:
 - (a) Adopts all decisions made during the deliberations and that they be incorporated into a final Amended Keeping of Animals, Poultry and Bees Bylaw.
 - (b) Recommends that Council confirm that:
 - (i) a bylaw is the most appropriate way of addressing the issues relating to animals;

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- (ii) the Keeping of Animals, Poultry and Bees Bylaw 2020 is the most appropriate form of a bylaw; and
- (iii) the Keeping of Animals, Poultry and Bees Bylaw 2020 is not inconsistent with the New Zealand Bill of Rights Act 1990.
- (c) Recommends that Council adopt the amended Keeping of Animals, Poultry and Bees Bylaw 2015.

CARRIED

The Meeting closed at 12.57pm.

The minutes of this meeting were confirmed at the Council Meeting on 4 August 2020.

.....

CHAIRPERSON

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Whanganui District Council
Keeping of Animals, Poultry and Bees Bylaw
20152020

As at ###/###/2020 (Resolution 2020/##)

Additions Double Underlined

Deletions struck through

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**Whanganui District Council Keeping of Animals,
Poultry and Bees Bylaw 2020**

- 1 **Title**
(1) This bylaw is the ~~Whanganui District Council~~ Keeping of Animals, Poultry and Bees Bylaw 2020

- 2 **Commencement**
(1) This bylaw comes into force as follows:
(a) Cats - Clauses 8(1), 8(2) and 8(3) – 1 July 2021; and
(b) All other sections – 31 August 2020

- 3 **Application**
(1) This bylaw applies to the Whanganui District.

Part 1

Preliminary provisions

- 4 **Purpose**
(1) The purpose of this bylaw is to:
(a) Regulate the control and keeping of Animals, Poultry and Bees within the District to protect the public from nuisance, maintain and promote public health and safety. ~~and protect the welfare of Animals;~~
(b) Control the slaughter of Animals in urban areas;
(c) Minimise adverse effects on roads and to road users caused by the movement of Stock and Roadside Grazing.

- 5 **Exclusions**
(2) This bylaw does not apply to the following matters:
(a) any dogs; or
(b) any zoo or zoological gardens.
(c) ~~animal welfare. Animal welfare is dealt with by the Ministry of Primary Industries and the SPCA.~~

6 **Interpretation**

In this bylaw, unless the context otherwise requires, -

Act means the Local Government Act 2002.

~~“Animal” means any live member of the animal kingdom (excluding dogs) that is a mammal, a bird, a reptile, an amphibian and any other member of the animal kingdom which is declared from time to time by the Governor-General, by Order in Council, to be an animal for the purposes of the Animal Welfare Act 1999 but does not include human beings.~~

Animal means any member of the animal kingdom, including any mammal, finfish, shellfish, reptile, amphibian, insect or invertebrate which is kept in a state of captivity or domesticated and includes the carcass or constituent parts of that animal but it does not include human beings or dogs.

Approval means a licence, permit or other form of written approval granted under this bylaw, and includes all conditions to which the approval is subject.

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Authorised Officer means any person appointed by Council to act on its behalf and with its authority, and may include a police officer.

“Breeder” means a person who owns or keeps Animals for the purpose of, or with the intention of breeding from them.

Bylaw means the Whanganui District Council Keeping of Animals, Poultry and Bees Bylaw 2020.

Council means the Whanganui District Council or any Authorised Officer.

“Council” means the Whanganui District Council or any Committee, Community Board or elected member of Council or Officer authorised to exercise the authority of Council.

District Plan means the Operative Whanganui District Plan or a Proposed Whanganui District Plan or part, which is deemed to be operative for the purposes of the Resource Management Act 1991.

Keep or Keeping means in respect of all Animals, the owning, looking after, caring for, being in charge of, a custodian or in possession of any Animal and includes their young.

Homekill or Recreational Catch Service Provider has the same meaning as part 6 of the Animal Products Act 1999.

Person includes a corporation sole, a body corporate, and an unincorporated body.

Pig means any of the Sus genus but excludes a Kunekune where it is maintained on grass alone without supplementary feeding.

Primary Processor has the same meaning as the Animal Products Act 1999.

Nuisance has the same meaning as Section 29 of the Health Act 1956 and includes a person, animal, thing (including bee excrement) or circumstance causing unreasonable interference with the peace, comfort or convenience of another person.

Explanatory note: *Without limiting the meaning of the term nuisance, section 29 of the Health Act 1956 states a nuisance shall be deemed to be created in any of the following cases, that is to say:*

- (a) *where any accumulation or deposit is in such a state or is so situated as to be offensive or likely to be injurious to health;*
- (b) *where any premises, including any accumulation or deposit thereon, are in such a state as to harbour or to be likely to harbour rats or other vermin;*
- (c) *where any premises are so situated, or are in such a state, as to be offensive or likely to be injurious to health;*
- (d) *where any buildings or premises used for the keeping of animals are so constructed, situated, used, or kept, or are in such a condition, as to be offensive or likely to be injurious to health;*
- (e) *where any animal, or any carcass or part of a carcass, is so kept or allowed to remain as to be offensive or likely to be injurious to health;*
- (f) *where any noise or vibration occurs in or is emitted from any building, premises, or land (from an animal) to a degree that is likely to be injurious to health;*
- (g) *where there exists on any land or premises any condition giving rise or capable of giving rise to the breeding of flies or mosquitoes or suitable for the breeding of other insects, or of mites or ticks, which are capable of causing or transmitting disease.*

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Explanatory note: *Circumstances that may be deemed a nuisance can include noises and odour associated with keeping animals.*

Owner means every person who:

- (a) owns the Animal or Bird; or
- (b) is the parent or guardian of a person under the age of 17 years who:
 - (i) is the owner pursuant to paragraph (a) of this definition; and
 - (ii) is a member of the parent or guardian's household living with and dependent on the parent or guardian.

Permit means a written authority from Council with or without prescribed conditions and charges.

Person includes a natural person, a corporation sole, and a body or persons whether incorporated or not.

Premises means all land and buildings within a single rating unit.

Poultry means any live domesticated or farmed bird including, but not limited to chicken, domestic fowls of all descriptions (~~excluding roosters~~), duck, geese, turkeys, budgerigar, canary, cockatoo, pigeon, parrot, peacock, pheasant, ostrich, emu. ~~and all other types of domestic or fancy birds that Council by resolution from time to time determines to be Poultry for the purposes of this Bylaw.~~

Public Place means a place that, at any material time, is under the control of Council and is open to or being used by the public, whether free or on payment of a charge, and includes any Road whether or not it is under the control of Council.

Stable means a building in which Stock are kept

Stock includes:

- (a) Any sheep, goat, pig, horse, cattle, deer, camelid, ostrich and emu, which are being herded, mustered or handled in the manner of farm animals or are kept within an effective fence or enclosure for domestic or farming purposes.
- (b) And any other Animal that Council by resolution from time to time determines to be Stock for the purposes of this Bylaw.

Stocking Rate means the number of animals carried or run on a defined area of land. Expressed in stock units.

Livestock Unit (LUS) means the feed requirement used as the basis of comparison for different classes and species of stock. It expresses the annual feed requirements, equivalent to one 55 kg ewe rearing a single lamb. 1 LSU requires approximately 520 kg of good quality pasture dry matter per year.

Stock Underpass means a structure allowing the passage of stock beneath a road.

Road has the meaning given by s2 of Land Transport Act 1998

“includes—

- (a) a street; and*
- (b) a motorway; and*
- (c) a beach; and*
- (d) a place to which the public have access, whether as of right or not; and*
- (e) all bridges, culverts, ferries, and fords forming part of a road or street or*

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- (f) motorway, or a place referred to in paragraph (d); and
(g) all sites at which vehicles may be weighed for the purposes of this Act or any other enactment”

Temporary Electric Fence means an adequate, electric, Stock proof fence, erected on the Road verge for grazing purposes, which is constructed of:

- (a) Multi-wire tread-in standards; or
(b) Pigtail standards.

Urban Area means any area of the District zoned, residential, commercial or manufacturing in the Wanganui District Plan.

Vehicle has the meaning given by s 2(1) of the Land Transport Act 1998

“vehicle—

- (a) means a contrivance equipped with wheels, tracks, or revolving runners on which it moves or is moved; and
(b) includes a hovercraft, a skateboard, in-line skates, and roller skates; but
(c) does not include—
(i) a perambulator or pushchair:
(ii) a shopping or sporting trundler not propelled by mechanical power:
(iii) a wheelbarrow or hand-trolley:
(iv) [Repealed]
(v) a pedestrian-controlled lawnmower:
(vi) a pedestrian-controlled agricultural machine not propelled by mechanical power:
(vii) an article of furniture:
(viii) a wheelchair not propelled by mechanical power:
(ix) any other contrivance specified by the rules not to be a vehicle for the purposes of this definition:
(x) any rail vehicle “

- (1) Any undefined words, phrases or expressions used in this bylaw have the same meaning as in the Act unless the context plainly requires a different meaning.
(2) Explanatory notes and additional information attached at the end of this bylaw are for information purposes only, do not form part of this bylaw, and may be made, amended, revoked or replaced by the Council at any time.
(3) The Interpretation Act 1999 applies to this bylaw as if it were an enactment.

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Whanganui District Council Keeping of Animals,
Poultry and Bees Bylaw 2020

Part 1

General

7 Nuisance

- (1) No person shall:
- (a) Keep, feed or harbour any Animal which is causing, or is likely to cause a Nuisance, or a threat to public health or safety of people in the vicinity; or
 - (b) Keep, feed or harbour any Animal in such a manner or in such conditions that it is causing, or is likely to cause a Nuisance, or a threat to public health or safety of people in the vicinity; or
 - (c) Keep, feed or allow any Animal in a Public Place in a manner which is causing, or is likely to cause a Nuisance or a threat to public health or safety of people in the vicinity.
 - (d) Keep any stallion, bull, uncastrated male goat, pig or rooster in the Urban Area.
 - ~~(e) Keep an Animal that by frequent or long continued noise creates a nuisance by disturbing the quiet enjoyment of people living in the vicinity.~~
 - ~~(f) Stable or otherwise house stock except in a stable or other approved building constructed or made to comply with all relevant regulations.~~
 - ~~(g) Occupy or suffer to be used for human habitation any portion of any building, which is also used as a stable or cattle shed.~~
- (2) Any Animal (excluding bees, cats and pigeons) kept on any Premises within the District shall be effectively contained or restrained within the property of the owner or occupier by fence, tether, pen, run or cage so as to prevent the Animal from straying onto any neighbouring property, Road or Public Place.
- (3) Any person keeping or having control of any Animal on any Premises within the District shall ensure that any building or other structure or yard in which they are kept is maintained in a clean and sanitary condition, and that the noise and odour associated with the Animal is as far as practicable confined within the Premises concerned.
- (4) Dead Animals or any part thereof must be removed immediately from any Premises where it is likely to cause a Nuisance.
- Explanatory note:*** Failure to do so may result in an Authorised Officer arranging removal of the dead Animal with costs incurred being charged to the landowner or occupier.
- ~~(5) Where a private property owner wishes to permanently keep a wild Animal on their Premises and/or a circus animal (other than those classified as Stock or Poultry), they shall apply for a Permit from Council and abide by any requirements specified on the Permit to protect public health and safety.~~

8 **Keeping of Animals for Breeding Purposes**

- ~~(1) For the purposes of this Bylaw the breeding of Animals by a Breeder for payment may be subject to conditions under the Resource Management Act 1991 and Council's District Plan.~~

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8 **Cats**

- (1) Except with the approval of Council, no person shall keep more than three (3) cats over the age of three months on a premises within an urban area.
- (2) Any cat over four (4) months must be:
- (a) microchipped and the cat's microchip registered with New Zealand Companion Animal Register;
and
- (b) de-sexed unless:
- (i) the cat is kept for breeding purposes; and registered with a nationally recognised cat breeders body;
or
- (ii) the owner provides a certificate from a veterinarian stating that the de-sexing of the cat will adversely affect its health and/or welfare.
- (3) Clause 8(1) and (2) do not apply to lawfully established:
- (a) vets; or
- (b) SPCA or similar charity; or
- (c) cat boarding premises.
- Explanatory note:*** *The boarding of cats require resource consent under the Wanganui District Plan.*
- (4) If, in the opinion of Council, the keeping of cats on a premises is or is likely to cause or become a Nuisance, Council may in writing require all or any of the following:
- (a) reduce the number of cats kept on the premises; or
- (b) take other such precautions as may be considered by Council to reduce the Nuisance effects.
- (5) ~~There is no limit to the number of cats permitted to be kept on any Premise provided the cats are sufficiently cared for and the keeping of such cats does not cause, or is likely to cause a Nuisance.~~
- (6) ~~In the event of a Nuisance caused by the cats and upon written notice being served upon the owner by an Authorised Council Officer, it shall be the duty of the owner to do such work or reduce the number of cats to abate any Nuisance. In the case of neglect or refusal on the part of the owner to comply with, execute, or do such work or reduce the number of cats, the owner commits an offence under this Bylaw. In such a case Authorised Council Officers may remove such cats as they deem necessary to abate the Nuisance.~~
- (7) ~~Authorised Council Officers have delegated discretionary authority to impose a limit on the number of cats which may be kept on any Premise where:~~
- (a) ~~Council has received a complaint about the number of cats kept on the premise;~~
~~and~~
- (b) ~~The Authorised Council Officer considers that the number of cats causes or is likely to cause a public health Nuisance; and~~
- (c) ~~The person keeping the cats fails to comply with any reasonable request of an Authorised Council Officer to abate or prevent the Nuisance created.~~

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9 **Pigs**

- (1) No person shall keep any pig in the Urban Area.
- (2) Except with the approval of Council, no person shall keep a pig in such a manner that at any time the pig can come:
 - (a) Within 50 metres of an occupied dwelling or any wholly or partly occupied building on an adjacent premises; or
 - (b) Within 50 metres of a Public Place or any place used for the preparation, storage or sale of food for human consumption.
 - (c) Within 50 metres of an adjoining Premises boundary. ~~in all areas within the District (excluding the Urban Area).~~
- (3) No person shall site or store or place a building housing pigs, pig swill or manure within 50 metres of an adjoining Premises boundary.
- (4) No person shall keep any pig, that in the opinion of Council, is or is likely to be a Nuisance or create a danger to public health.

~~(5) No pig shall roam freely outside the boundary of the Premises at which it is kept.~~

Maintenance of Pigsties

- (6) The owner of any pig must keep the pigsty and all drains, tanks and other areas associated with the pigsty in a clean condition;
- ~~(7) All troughs from which the pig is fed must be watertight and properly constructed from concrete, sheet iron, hardwood or other material approved in writing by an Authorised Officer.~~
- ~~(8) All troughs must be kept in a clean condition;~~
- ~~(9) Feeding places for pigs must be of sufficient size to minimize pollution of the surrounding ground.~~

Storage of Pig Food

- (10) All food intended for any pig shall be contained in an impervious container with a close fitting cover sufficient to prevent access by flies or the escape of offensive odours.

Explanatory note: *It is an offence under the Biosecurity (Meat and Food Waste for Pigs) Regulations 2005 to feed pigs untreated meat or untreated food waste.*

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Whanganui District Council Keeping of Animals,
Poultry and Bees Bylaw 2020

10 **Poultry**

- (1) No person shall:
- (a) Keep a rooster or allow a rooster to be kept in an Urban Area.
 - (b) Within an Urban Area to keep more than 12 Poultry. ~~in a poultry house, poultry run, aviary or coop except with the approval of Council.~~
 - (c) Keep Poultry that by noise, odour, flies, insects, or vermin causes or is likely to cause a Nuisance or create a danger to public health.
 - (d) ~~Keep or allow to be kept or to remain on any premise within the District any Poultry except in a poultry house or otherwise confined within the owners or occupiers property.~~
- (2) ~~All Poultry must have access to a properly constructed poultry house, aviary or coop covered with a rainproof roof and provided with a floor of concrete, wood or earth.~~
- (3) Any poultry house, aviary, coop or poultry run shall be erected and maintained a minimum of:
- (a) 10 metres of any neighbour's principal building; and
 - (b) 2 metres of the boundary of adjoining premises.

11 **Horses**

- (1) No person shall:
- (a) keep a horse in an Urban Area except with the Approval of Council.
 - (b) shall drive, lead, ride or exercise any horse along a footpath or on any lawn, garden, or other cultivation adjacent to or forming part of a Road
 - (c) tether or otherwise leave out any horse for the purpose of depasturing or grazing on a Public Place.
- (2) Within an urban area, the owner, rider or person responsible for any horse that defecates in a Public Place, or Premises, or land other than that owned or occupied by the owner, rider or person responsible for the horse shall, as soon as reasonably practical, remove and dispose of such excrement.
- (3) ~~Horses may be grazed behind a temporary electric fence.~~

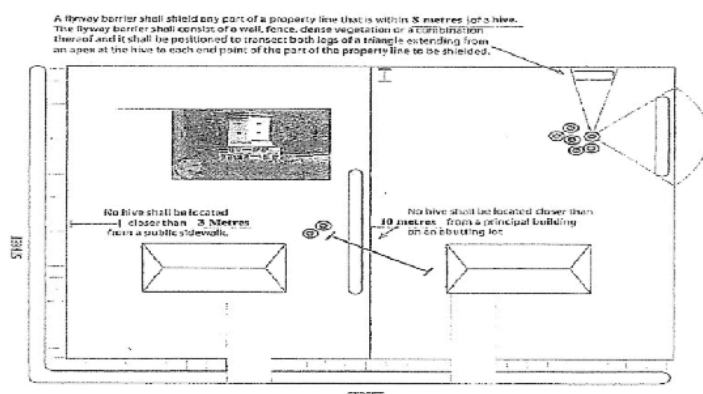
Explanatory note: *Within an urban area, the use of a temporary electric fence alone is not considered to meet clause 7(2) above.*

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Poultry and Bees Bylaw 2020

12 **Keeping of Bees**

- (1) Any person keeping bees or permitting bees to be kept on their Premises shall ensure that no Nuisance is caused to other persons by those bees.
- (2) Notwithstanding clause (4) and (5), where Council considers a hive to be dangerous, offensive or likely to be injurious to people the Authorised Council Officer may require the removal of such a hive.
- (3) Any person keeping bees or permitting bees to be kept on their Premises shall ensure that a suitable water source is provided for the bees.
- (4) Except with the approval of Council, On Premises within the Urban Bee Control Area:
 - (a) The maximum number of hives shall be two (2);
 - (b) All hives shall be registered with Council;
Explanatory note: Registration can be completed through Council's website: <https://www.whanganui.govt.nz>
 - (c) No hives shall be located within three (3) metres from any footpath or the boundary of a Premises;
 - (d) No hives shall be located within ten (10) metres of dwelling not located on the Premises.
 - (e) Hives shall be located to ensure that the bee's flight path is made to go a minimum height of 1.8 metres above the Premises boundary, high over an adjacent Premises, road, footpath or other Public Place.
 - (f) Where a hive is located within eight (8) metres of a Premises boundary, a flyway barrier shall be in place to ensure that the bee's flight path is made to go a minimum height of 1.8 metres above the Premises boundary, of 1.8 metres high over an adjacent Premises, road, footpath or other Public Place.
 - (g) The flyway barrier under clause 3 (f) shall:
 - (iii) consisting of either a wall, fence, dense vegetation or combination of the three;
 - (iv) be a minimum of 1.8 metres in height;
 - (v) shall extend a minimum distance either side of the hive equivalent to the distance from the hive to the barrier.



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Explanatory note: Resource consent must be obtained from Council for any fence over 1.8 metres high.

- (5) Except with the approval of Council, on a premises outside of an Urban Area:
- (a) No hive shall be kept less than 40 metres from any boundary of a Premises, roadside, Public Place or right of way unless Council has provided its written approval.
 - (b) Hives shall be located to ensure that the bee's flight path is made to go a height of 1.8 metres above the Premises boundary.

Explanatory note: In addition to the above, all hives are required to be registered under the Biosecurity Regulations. Registration can be completed through the National AFB Pest Management Agency website: www.afb.org.nz

13 **Grazing of Stock in Urban Areas**

- (1) No person shall, except with the written approval of Council, keep stock at a stocking rate of greater than 1 livestock unit per 1000m² of grazeable pasture within an urban area

14 **Slaughter of Animals**

- (1) No person shall, or permit someone else to, slaughter Animals or dismember, handle, process, hang or otherwise store or dispose of the carcass or remains of Animals on any Premises ~~within an Urban Area~~ so as to cause or be likely to cause:
- (a) A Nuisance; or
 - (b) Produce odour; or
 - (c) Be a threat to public health and safety; or
 - (d) Be offensive.
- (2) Within an Urban Area, all waste associated with the slaughter of Animals must be removed from the Premises immediately.
- (3) Clause 14(2) does not apply to the registered Premises of a Primary Processor under the Animal Products Act 1999 unless it is Homekill or Recreational Catch Service Provider operating from a mobile site.
- (4) Any activity undertaken under clause 14(1) shall be undertaken in such a manner as to screened from view of any person nearby other than the contractor or owner or occupier on whose land the activity is carried out. The screen must be of a sufficient height and size so as to cut out the line of site by any such person so as to prevent the slaughtering or processing operation from being seen.

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Part 2

Movement of Stock

15 Movement of Stock

- (1) Council may, by resolution made in accordance with clause 18:
 - (a) designate specific urban roads as stock routes; or
 - (b) designate specific roads where the movement of Stock is prohibited or restricted.
- (2) Where, in the opinion of Council, the movement of Stock by any person along a Road is likely to cause damage to the Road or to an adjoining property, or is likely to be a danger to road uses, Council may:
 - (a) Prohibit the movement of Stock by that person along the Road or part thereof; or
 - (b) Allow the movement of Stock by that person along the Road or part thereof, subject to conditions, and
 - (c) Without limiting the conditions which the Council may impose, the conditions may include the construction and use of a stock race, stock crossing and/or Stock Underpass by that person, the erection of signs, and/or the payment of appropriate costs.
- (3) Except in accordance with clause 16(1), no person shall move any Stock, excluding a horse, across or along any road in an Urban Area, except in an emergency.
- (4) No movement of Stock shall commence or continue outside the hours of daylight.
- (5) All crossing or moving Stock must be under the proper guidance and control of an experienced stock person at all times.
- (6) Where there is impeded vision for road traffic, two people are required to safely control the site. One person must be in front of the Stock and one person must be at the rear of the Stock.
- (7) The drover must keep the Stock moving towards the destination at all times.
- (8) Road Crossings for Stock shall be classified as either 'Permitted', 'Conditional' or 'Restricted', according to the following factors:
 - (a) Permitted
 - (i) The number of Stock being moved is not to exceed the permitted maximum appropriate to the average daily traffic volumes at the site of the movement as indicated in Appendix 1 - Chart 1 – Requirements for Dairy Stock Movement Permits;
 - (ii) The number of Stock movements shall not exceed 15 in any one calendar month;
 - (iii) A minimum of 250 metres of unimpeded visibility is required between any approaching Motor Vehicle or Vehicle on the open Road and any potential hazard or obstruction posed by the movement of stock.
 - (b) Conditional
 - (i) Where at least one permitted factor under Appendix 1 is exceeded, or where the specific characteristics of the location require conditional classification; but where no restricted classification factor is exceeded.
 - (ii) Conditions include the following:
 - (iii) Washing or sweeping the road after each Stock movement;

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- (iv) The placement of an approved Stock/Road protective mat across the Road
 - (v) surface before the stock cross;
 - (vi) A reduction of the minimum length of unimpeded visibility, subject to specific
 - (vii) Road safety precautions being implemented.
- (c) Restricted
- (i) Stock movement shall be via an approved Stock Underpass, if:
 - (ii) The number of Stock being moved exceeds the maximum allowed in relation to average daily traffic volumes at the site of the crossing, as indicated by Appendix 1 - Chart 1 – Requirements for Dairy Stock Movement Permits; or
 - (iii) The number of Stock movements exceeds 60 in any calendar month.

16 Grazing of Road Reserve

- (1) Subject to holding valid and adequate public liability insurance, a person may apply to Council to obtain a Permit for the temporary grazing of Council's road reserve.
- (2) Subject to clause 15(1) above Stock must be contained within a Temporary Electric Fence and be electric fence trained.
- (3) The Temporary Electric Fence shall be at least:
 - (a) 1.0 metre from any water table; and
 - (b) 2.0 metres from the edge of any Road.
- (4) The Temporary Electric Fence shall be erected only on the road reserve directly adjacent to the licensee's property, unless written permission is gained from the licensee's neighbour to graze that neighbour's road reserve frontage.
- (5) Safety reflectors visible from the left hand approach shall be fitted to both ends of the Temporary Electric Fence, and at not more than 50 metre intervals along the length of the temporary electric fence.
- (6) A Temporary Electric Fence is to be used during daylight hours only. Stock must be removed for the duration of the hours of darkness.
- (7) Council may specify Roads where a Temporary Electric Fence must be removed for the duration of the hours of darkness.
- (8) The Stock owners are responsible for the security of all Stock grazing the road reserve, at all times.
- (9) The Stock owners are liable for all Stock grazing the road reserve at all times.

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17 **Gates and Cattle Stops Across Roads**

- (1) Council may, in writing, permit the erection of a swing gate or a cattle stop, or both, across any Road, where:
 - (a) In Council's opinion it is not practicable or reasonable to fence the Road; or
 - (b) By agreement the Road has been taken, or may be constructed, through private lands, and the landowner requests that a cattle stop be erected on the outer boundary.
- (2) Where a swing gate or cattle stop is erected across a Road under clause 17(1), a sign with the words "Public Road" legibly printed in letters not less than 75 mm in height, must be fixed on each side of the swing gate or cattle stop, and maintained at all times by the person holding the permit for the swing gate or cattle stop.
- (3) Where a swing gate or cattle stop across any Road is considered redundant or an inconvenience, either by Council or by a petition supported by 20 or more residents of the district ~~affected residents of the immediate area~~, Council may serve notice on the person authorised to erect the swing gate or cattle stop, of Council's intention to revoke the permit and have the swing gate or cattle stop removed.
- (4) Where a swing gate or cattle stop is erected across a road for the purpose of confining or grazing Stock, Council may impose conditions regarding the maintenance of that Road.
- (5) Council may require a landowner to fence the roadside frontage where it is considered public safety or convenience renders it expedient.

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Part 3

Administration and Enforcement

18 Resolutions

- (1) A resolution made under this bylaw may-
 - (a) regulate, control or prohibit any matter or thing generally, or for any specific classes of case, or in a particular case; or
 - (b) apply to any specified time or period of time.
- (2) A resolution under clause 18(1) shall be public notified
- (3) Clause 18(2) does not apply to any proposal, which will consolidate resolutions previously made under this part or has the same effect as a resolution made under a bylaw revoked by this part.

19 Approvals

- (1) The Council may grant, (with or without conditions) or refuse any application for approval, at its discretion.
- (2) In deciding to grant or decline an application for approval the Council will consider the following general matters for all applications:
 - (a) compliance with the Bylaw standards;
 - (b) reasonableness or practicality of compliance with the general and specific conditions;
 - (c) the location of the activity and whether it is likely to cause a nuisance, obstruction or a hazard;
 - (d) the suitability of a person to hold an approval taking into account any known past operational issues and the applicant's experience and track record;
 - (e) whether the activity is consistent with Council policies and plans.
- (3) In deciding to grant or decline an application for approval the Council will consider the following addition matter for the following applications:
 - (a) Bees:
 - (i) suitability of the water source;
 - (ii) availability of a suitable food source; and
 - (iii) density of hives within the surrounding area.
 - (b) Pigs
 - (i) written approval of the adjacent neighbour
- (4) Any person who has an application declined or revoked by the Council may apply in writing for a review of the decision and the Council may review it accordingly.
- (5) ~~Any Permit issued under this Bylaw must be renewed annually for the continued keeping of the Animals to which it relates.~~
- (6) ~~A Permit is personal to the applicant and is not transferable.~~
- (7) ~~A Permit may be revoked by Council at any time.~~

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20 **Review of an approval**

- (1) The Council may cancel, amend or initiate a review of an approval issued under this Policy if:
- (a) change of circumstances relating to the:
 - (i) Premises; or
 - (ii) owner or occupier of the Premises; or
 - (iii) Animals kept or remaining on the Premises; or
 - (iv) neighbouring approval.
 - or
 - (b) if urgent action is required to protect the public from unsafe or hazardous conditions; or
 - (c) the activity authorised in the approval is likely to
 - (i) impact on public health and safety; or
 - (ii) cause a nuisance; or
 - (v) cause an unreasonable obstruction; or
 - (vi) cause the potential for offensive behaviour in a public place.
 - or
 - (d) a person has failed to meet the conditions of their approval or any other requirements of any relevant criteria, policy or guidelines approved by the Council; or
 - (e) a person that holds an approval fails to meet any written instructions within the specified timeframes.
- (2) A review of an approval, may result in:
- (a) amendment of the approval; or
 - (b) suspension of the approval; or
 - (c) withdrawal of the approval; or
 - (d) no further action.

21 **Non-compliance with this bylaw**

- (1) The Council may use its powers under the Act to enforce this bylaw.
- (2) A person who fails to comply with any control, restriction, limitation or prohibitions made pursuant to this bylaw commits an offence under the Act and is liable to the penalties set out in that Act.
- (3) Every Person commits an offence under this Bylaw who:
- (a) Obstructs or hinders an Authorised Council Officer in the performance of any duty or power conferred by this Bylaw; or
 - (b) Fails to comply with a written instruction issued Authorised Council Officer in the performance of any duty or power conferred by this Bylaw; or
 - (c) Damages, destroys or defaces (or has in his or her possession, without authority from the Council) any property, article or thing belonging to Council or under Council's control.

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- (4) ~~Where it is suspected that any Person has committed a breach of this Bylaw that Person must, on the direction of an Authorised Council Officer provide the Authorised Council Officer their full name, address and date of birth.~~
- (5) ~~Any person who fails to carry out any action required to be carried out by an Authorised Council Officer, in respect of non-compliance, commits an offence and on summary conviction is liable to a fine up to \$20,000 under section 242(4) of the Act.~~
- (6) ~~The penalties outlined in clauses 20.1 and 20.3 above are in addition to, and not in substitution of, any action Council might take pursuant to any other legislation to address breaches of this Bylaw.~~
- (7) ~~Notwithstanding clauses 20(1)-(4), nothing in this Bylaw prevents Council from exercising its powers under the Health Act 1956, or the Resource Management Act 1991 to abate a Nuisance without notice.~~
- (8) ~~In accordance with section 162 of the Act, Council may apply to the District Court for an injunction to restrain a Person from committing a breach of this Bylaw.~~
- (9) ~~Council may seize and impound property if it is materially involved in the commission of an offence, under and in accordance with sections 164 and 165 of the Act.~~
- (10) ~~An issuing officer (within the meaning of section 3 of the Search and Surveillance Act 2012) may issue a warrant for an Authorised Council Officer to enter private property involved in an offence, and seize and impound property.~~

22 Impounding

- (1) Council has the ability to impound, without warning, any Animal which is found wandering;
- (2) Council has the ability to impound Animals in breach of this Bylaw.
- (3) Any Animal impounded will be kept for the required period as determined by the relevant statute.
- (4) Council will return and may dispose of property seized and impounded in accordance with sections 167 and 168 of the Act.
- (5) ~~Every reasonable effort will be made to contact the owner and to advise that their Animal has been impounded.~~
- (6) ~~As soon as practicable after the Animal has been impounded, an Authorised Council Officer shall give written notice to the owner advising that the Animal has been impounded and:~~
 - (a) ~~what the owner's rights and obligations are; and~~
 - (b) ~~the amount of the impounding fee and/or associated costs; and~~
 - (c) ~~the ability of Council to sell the Animal to defray costs, humanely destroy the Animal or otherwise dispose of the Animal as Council thinks fit in its absolute discretion.~~

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23 **Removal of works**

- (1) The Council may:
- (a) remove or alter any work or thing that is, or has been, constructed in breach of this bylaw; and
 - (b) recover on demand the full costs of removal or alteration from the person who committed the breach.

24 **Recovery in the event of damage or other loss**

- (1) Where any breach of this bylaw destroys, damages, stops, obstructs, or otherwise interferes with any works or property owned, constructed, acquired, or used by Council, the Council may recover the cost of repairing the damage and/or the full extent of its loss from the person responsible for the breach.

25 **Exceptions**

- (1) A person is not in breach of this bylaw if that person proves that the act or omission:
- (a) took place in compliance with the directions of an authorised officer; or
 - (b) in the case of an act or omission done by an authorised officer, was necessary in the execution of the person's duty.

26 **Savings**

- (1) Any approvals or controls in force at the commencement of this bylaw remains in force until revoked or replaced by an equivalent resolution, approval or decision made by the Council under this bylaw.

27 **Notices**

- (1) Any notice issued pursuant to this Bylaw must be in writing and may be served by:
- (a) Delivering it personally to the person to who it is addressed to; or
 - (b) Sending it by post in a letter addressed to the intended recipient, or leaving it at his or her usual or last known place of residence.
- (2) If a notice is sent to the intended recipient by way of post then for the purposes of clause 20(1) the notice shall be deemed for the purposes of this Bylaw to have been received by the intended recipient at the time at which the letter would have been delivered in the ordinary course of postal delivery.
- (3) Every notice to which clause 27(1) applies shall:
- (a) Specify:
 - (i) The purpose of the notice;
 - (ii) Actions which Authorised Council Officers require the recipient to undertake in order to abate the nuisance;
 - (iii) The rights of appeal (if any) to the matters referred to in the notice; and

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- (iv) The name and address of the Officer to whom enquiries in respect of the notice may be made; and
- (v) If entry on land or Premises is intended, the statutory authority for the entry; and
- (vi) In the case of notice that an Animal has been seized, a statement that the Animal may be sold, humanely destroyed or otherwise disposed of unless the Animal is claimed and all fees paid within 7 days after receipt of the notice.

28 — Appeal Process

- (1) Any person who is dissatisfied with a decision made by an Authorised Council Officer may appeal in writing against that decision or conditions to Council within fourteen (14) days of receiving written notice of the decision or conditions.
- (2) On hearing the appeal brought under this Bylaw, Council or its delegated Committee of Council may confirm, reverse, or modify the decision or conditions made by the Authorised Council Officer and the decision of Council or its delegated Committee of Council shall be final.
- (3) The right of appeal is in addition to any other statutory right made available to the owner or occupier.

Appendix 1

Stock Movements

Chart 1 – Requirements for Dairy Stock Movement Permits



9.4 WHANGANUI RURAL COMMUNITY BOARD MEETING MINUTES - 11 JUNE 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

References: 1. Whanganui Rural Community Board minutes - 11 June 2020 [↓](#)

Recommendation

That the Council

(a) receive the minutes of the Whanganui Rural Community Board Meeting held on 11 June 2020.

The agenda for this meeting can be viewed at:

<https://www.whanganui.govt.nz/files/assets/public/agendas-amp-minutes/whanganui-rural-community-board-agenda-11-june-2020.pdf>



MINUTES

Whanganui Rural Community Board Meeting 11 June 2020

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Whanganui Rural Community Board Meeting Minutes

11 June 2020

**MINUTES OF THE WHANGANUI RURAL COMMUNITY BOARD MEETING
HELD IN THE COUNCIL CHAMBERS ROOM, 101 GUYTON STREET, WHANGANUI
ON 11 JUNE 2020 AT 3.30PM**

PRESENT: Chairperson Grant Skilton, Deputy David Wells, Member Bill Ashworth, Member Sandra Falkner, Member Michael Dick, Cr Brent Crossan, Cr Charlie Anderson

APOLOGIES: Member Alistair Duff, Cr Brent Crossan, Cr Charlie Anderson

IN ATTENDANCE: Marianne Cavanagh (Customer Solutions Manager), Stuart Hylton (Waste Minimisation Advisor) Kirsty Milham (Policy Advisor), Colleen Sheldon (Strategic Lead Agribusiness, Whanganui & Partners), Kate Barnes (Senior Democracy Advisor), Hayley Fitzgerald (Democracy Support Officer)

1 APOLOGIES

Apology

Committee Resolution 2020/11

Moved: Member Sandra Falkner

Seconded: Deputy David Wells

That the apologies received from Cr Brent Crossan, Cr Charlie Anderson and Member Alistair Duff be accepted and leave of absence granted.

CARRIED

Horizons Councillor David Cotton sent his apologies.

2 DECLARATIONS OF INTEREST

No new declarations of interest had arisen since Board members had last completed the Elected Members' Interests Register.

3 PUBLIC ENGAGEMENT FORUM

No requests to speak were received for this meeting.

4 REPORTS TO BOARD**5.1 WHANGANUI SUBDIVISION BY-ELECTION RESULT**

Author: Louise Davies - Governance Services Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Committee Resolution 2020/12

Moved: Member Michael Dick

Seconded: Deputy David Wells

That the Whanganui Rural Community Board receive the report – Whanganui Subdivision By-Election Result.

CARRIED

5.2 DECLARATION OF MEMBER

Author: Louise Davies - Governance Services Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Peter Oskam was sworn in as a member of the Whanganui Rural Community Board by Mayor Hamish McDouall.

References

- 1 Certificate of Sworn Member

3.1 MINUTES OF THE WHANGANUI RURAL COMMUNITY BOARD MEETING HELD ON 19 FEBRUARY 2020

Author: Louise Davies - Governance Services Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Committee Resolution 2020/13

Moved: Member Sandra Falkner

Seconded: Deputy David Wells

That the Minutes of the Whanganui Rural Community Board Meeting held on 19 February 2020 are confirmed as a true and correct record.

CARRIED

5.3 COMMUNITY PARTNERS UPDATE

Author: Karyn Turner - Governance Senior Services Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Discussion :

Constable Jonathan Bishop from Police has returned to his rural role after being deployed for 10 weeks to COVID Lockdown role. There have been a number of minor stock thefts, recently a side by side theft near Mangamahu and cattle theft in Papaiti.

Constable Keith Thomson attended a Federated Farmers meeting yesterday. Police were having issues downloading camera footage from Mangamahu Bridge – suspect individuals involved have come down the valley rather than up Fields Track. Members discussed whether Graham Palamountain from Town and Country TV and Surveillance can help with footage download. Members noted that Council included camera in cost of the bridge, so on that basis it was hoped that camera maintenance falls into a different category.

5.4 RURAL AGRECOVERY COLLECTION

Author: Stuart Hylton - Contractor

Authoriser: Leighton Toy - General Manager Property

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Discussion:

This item first went to Waste Minimisation Advisory Group who asked that the Board consider and give feedback on whether, A) the service is needed and B) whether the Agrecovery type service is worth supporting.

It is intended that the initiative be delayed until early next year due to COVID-19.

Funding is not an issue it is already in budget from Waste Minimisation Fund.

This project is for any legacy chemicals found in the back of sheds and farms. This service has received a really good uptake and the database verifies that a number of people are interested and booked in. This was done approximately 4-5 years ago and worked well. Users need to book in for this through the website and if this is supported then Council communications staff would push this out to the community.

It was noted that people can be put off if the service is too difficult to book. Members suggested that sending an email with a booking link would be helpful. Users now have to book in advance for Health and Safety reasons. Members acknowledged that but asked staff to consider how to get the message out.

In response to concern whether \$5000 will be sufficient, staff noted their intention to run the event on a first in first served basis.

Committee Resolution 2020/14

Moved: Chairperson Grant Skilton

Seconded: Deputy David Wells

That the Rural Community Board recommends to the Waste Minimisation Advisory Group the need to support an Agrecovery Drop-off Day up to \$5,000.

CARRIED

5.5 RURAL WASTE SERVICE REVIEW

Author: Stuart Hylton - Contractor

Authoriser: Leighton Toy - General Manager Property

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Discussion:

Stuart Hylton advised that the current service has been in place for many years and is ready for review, particularly with growth in the peri-urban area. He noted continued issues with illegal dumping. Council is seeking feedback for early stages of review and asked for the Community Board to identify its needs and priorities. Bags are likely to be phased out due to Health and Safety, especially on high speed roads, and curbside pick-up is to become a thing of the past.

Board members noted that contractors are ignoring non-compliant rubbish and this then requires a separate truck to be sent to collect.

The service review process is that the Board and WMAG would review options and send through to Council to inform contract process. Council will come up with some options on the level of service and type of service and bring those options back to the Board and the WMAG. Members asked what is the Council's duty to collect, and Mr Hylton confirmed it was to provide waste minimisation and management for the community, stepping in when the market chooses not to contract. This is likely to be reduced to more centralised drop off points which can be messy.

Feedback is required from Board about what to consider during the review e.g., recycling. Coverage is currently pretty good, it just needs to be organised and efficient. The resources are there but need coordination.

Issues of funding are part of the review, and could change approach to non-compliant rubbish in contracts. Different machinery would be needed if large material dumped.

Contamination rates unsightly but manageable.

Chair Skilton discussed charging an additional levy to then enable collecting all rubbish i.e. no longer using sticker system. It was noted that the majority of people pay privately for this service.

Member Wells noted the Board should be advocating on behalf of the electorate that status quo continue on the basis that there is little alternative. It was acknowledged that trucks are unlikely

to come to many areas. He suggested that the Board use Hotwire to put options out to rural community.

Mr Hylton noted he will bring back some options and perhaps workshop these with the Board.

Committee Resolution 2020/15

Moved: Chairperson Grant Skilton

Seconded: Deputy David Wells

That the Rural Community Board give advice on the scope of the Rural Waste Services Review.

CARRIED

5.6 RURAL ROADING INFORMATION REPORT - MAY 2020

Author: Brent Holmes - Senior Roading Engineer

Authoriser: Mark Hughes - General Manager Infrastructure

Discussion:

Brent Holmes is advocating to NZTA for \$60m solution in regards to SH4 and decision is imminent. He was pleased that NZTA are going for a permanent option rather than temporary. Logging prices are high at the moment meaning the roads are very busy. He noted potential legislation causing concern in the sector, which may impact investments and growth.

Kauarapaoa Road is heavily in use, therefore making it challenging to keep metalled. Discussion with agencies around funding are in limbo at the moment. Mr Holmes noted that repairing Kauarapaoa Rd would mean less money for other roads.

Mr Holmes also noted:

- Lost time for works due to lockdown.
- An increased focus on rural drainage works over the next 3 years.
- A number of applications are in place for shovel ready projects such as Dublin Street Bridge, Whanganui East Bridge, Ernie's Bridge.
- Trialling of new dust suppression product.

Committee Resolution 2020/16

Moved: Member Sandra Falkner

Seconded: Member Michael Dick

That the Whanganui Rural Community Board receive the report – Rural Roading Information Report - May 2020.

CARRIED

5.7 STRATEGY AND POLICY UPDATE - MAY 2020

Author: Kirsty Milham - Policy Adviser - Research and Engagement

Authoriser: Stephanie Macdonald-Rose - Policy & Governance Manager

Discussion:

As with most parts of Council some activities, such as community engagement, were put on hold due to COVID-19. The Rural Broadband Group have been making good progress identifying a number of new sites, such as Waitotara and Fordell South, even though these areas are slightly over our borders they will still be beneficial to the district. One site is ready to go ahead at Mangamahu.

Member Dick summarised issues considered at the Policy and Bylaw Committee meeting on the Keeping of Animals, Poultry and Bees Bylaw.

In response to questions from members, staff confirmed that the Board's feedback on the Climate Change Strategy has been taken into consideration as part of the strategy development.

Committee Resolution 2020/17

Moved: Deputy David Wells

Seconded: Member Sandra Falkner

That the Whanganui Rural Community Board receive the report – Strategy and Policy Update - May 2020.

CARRIED

5.8 WRCB AGRIBUSINESS ANNUAL SURVEY 2020

Author: Kirsty Earle - Governance Services Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Discussion:

Colleen Sheldon advised the goal of the agribusiness survey is to produce a baseline of what rural people are doing, how they are doing it, how much productivity they have, where their water services are and their waste management services. The idea is to grow opportunities in rural area. She noted that while it may look onerous on paper the survey should only take 10-15 minutes and can be completed online. The survey will go out to every farm owner, and there will be a follow up of any gaps with phone calls. Whanganui & Partners will be utilising the Federated Farmers distribution list to get the survey out.

Board members noted the importance of a per block survey, not per owner. Ms Sheldon confirmed owners will get the opportunity to complete multiple surveys where needed. This is not just for farmers but all types of rural landowners.

This survey may also help to identify mobile black spots for the next round of infrastructure. Clear solid data will support future WDC applications. Members noted it is important to know who's connected for civil defence purpose. It was also noted that some families could not connect to online school services during lockdown.

The Board commented it would like to see specificity of some categories/answers, e.g., "Would like to use but can't due to connectivity" answer. The board also noted concerns whether the intention was to extrapolate responses to make conclusions about the whole.

The Board advised that asking about a person's turnover can seem intrusive but agreed it was an important part of the survey. The Board suggested that the survey make it clear that people are not required to answer that question, as they would not want people to be put off.

The Board members can assist in promoting the survey generally.

Committee Resolution 2020/18

Moved: Chairperson Grant Skilton

Seconded: Member Michael Dick

That the Whanganui Rural Community Board endorses the Agribusiness Annual Survey 2020.

CARRIED

5.9 PORTFOLIO UPDATE - JUNE 2020

Author: Louise Davies - Governance Services Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Discussion:

Member Dick attended the Infrastructure, Climate Change, and Emergency Management Meeting and spoke to the Board's concerns about Kai Iwi Beach access. This issue has been referred to staff to investigate.

Member Wells attended the Strategy and Finance Committee meeting, noting he was not clear on what COVID 19 activities actually are. Welfare activities etc. Update on Council finances.

Colleen Sheldon suggested community halls apply for funds from the Provincial Growth Fund. Members referred her to the Property Group which supports the Rural Halls Trust.

5.10 ACTIONS ARISING - JUNE 2020

Author: Louise Davies - Governance Services Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Committee Resolution 2020/19

Moved: Chairperson Grant Skilton

Whanganui Rural Community Board Meeting Minutes

11 June 2020

Seconded: Member Michael Dick

That the Whanganui Rural Community Board receive the report – Actions Arising - June 2020.

CARRIED

The Meeting closed at 5.02pm.

The minutes of this meeting were confirmed at the Whanganui Rural Community Board Meeting held on 1 July 2020.

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CHAIRPERSON

9.5 YOUTH COMMITTEE MEETING MINUTES - 29 JUNE 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

References: 1. Youth Committee minutes - 29 June 2020 [↓](#)

Recommendation

That the Council

(a) receive the minutes of the Youth Committee Meeting held on 29 June 2020.

The agenda for this meeting can be viewed at:

<https://www.whanganui.govt.nz/files/assets/public/agendas-amp-minutes/youth-committee-agenda-29-june-2020.pdf>



**WHANGANUI
DISTRICT COUNCIL**
Te Kaunihera a Rohe o Whanganui

MINUTES

Youth Committee Meeting

29 June 2020

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Youth Committee Meeting Minutes

29 June 2020

**MINUTES OF THE YOUTH COMMITTEE MEETING
HELD IN THE COUNCIL CHAMBER, 101 GUYTON STREET, WHANGANUI
ON 29 JUNE 2020 AT 4.04PM**

PRESENT: Yth Cr Louis Devine, Yth Cr Ariana Cronshaw, Yth Cr Myles Simpson, Yth Cr Charlotte Hardy, Yth Cr Nikita Ebbutt-Moorhouse, Yth Cr Sophie Archer, Yth Cr Brittanie Goodgame-Archer, Yth Cr Miriama Joseph, Yth Cr Siobhan Sarkar, Yth Cr Tiana Absolum, Yth Cr Chez-Ashli Peters, Yth Cr Jacob Brown, Yth Cr Raneë Nikora-Rehu, Cr James Barron, Mayor Hamish McDouall

APOLOGIES: Yth Cr Firooze Colaabavala

IN ATTENDANCE: Cr Josh Chandulal-Mackay, Bryan Nicholson (Chief Operations Officer), Kate Barnes (Senior Democracy Advisor), Nicole Grey (Youth Committee Project Support Officer), Anna Palamountain (Democracy Advisor), Kirsty Earle (Governance Services Officer), Justin Walters (Policy Analyst – Legislative & Performance Management)

Yth Cr Ariana Cronshaw opened the meeting with a karakia.

1 PROCEDURAL MATTERS

1.1 ACTING CHAIRPERSON

Committee Resolution 2020/1

Moved: Yth Cr Ariana Cronshaw

Seconded: Yth Cr Nikita Ebbutt-Moorhouse

That Cr James Barron chair the meeting until co-chairs are elected.

CARRIED

2 APOLOGIES

Apology

Committee Resolution 2020/2

Moved: Cr James Barron

Seconded: Yth Cr Louis Devine

That the apology received from Yth Cr Firooze Colaabavala be accepted and leave of absence granted.

CARRIED

Page 3

3 CO-CHAIR'S WELCOME

This item did not proceed as co-chairs had yet to be appointed.

4 CONFIRMATION OF MINUTES**4.1 MINUTES OF THE YOUTH COMMITTEE MEETING HELD ON 25 NOVEMBER 2019**

Author: Nicole Grey - Youth Committee Project Support Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Committee Resolution 2020/3

Moved: Yth Cr Charlotte Hardy

Seconded: Yth Cr Ariana Cronshaw

That the Minutes of the Youth Committee Meeting held on 25 November 2019 are confirmed as a true and correct record.

CARRIED

5 REPORTS TO COMMITTEE**5.1 SWEARING IN OF NEW MEMBERS**

Mayor Hamish McDouall witnessed the following new members taking the oath of service:

- Brittanie Goodgame-Archer
- Chez-Ashli Peters
- Jacob Brown
- Louis Devine
- Miriama Joseph
- Myles Simpson
- Raneë Nikora-Rehu
- Siobhan Sarkar
- Tiana Absolum

5.2 ELECTION OF CO-CHAIRS - JUNE 2020

Author: Nicole Grey - Youth Committee Project Support Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Committee Resolution 2020/4

Moved: Yth Cr Louis Devine

Seconded: Mayor Hamish McDouall

That the Youth Committee elect two co-chairs using System B (Standing Order 5.6).

CARRIED

Louis Devine, Charlotte Hardy, and Myles Simpson expressed interest in the position of co-chair. It was suggested that an anonymous vote be held to elect the two co-chairs.

Committee Resolution 2020/5

Moved: Mayor Hamish McDouall

Seconded: Yth Cr Louis Devine

That the voting for co-chairs be conducted anonymously.

CARRIED

The votes were tallied by Senior Democracy Advisor Kate Barnes, witnessed by Cr Josh Chandulal-Mackay. Cr Barron announced the winning candidates were Louis Devine and Charlotte Hardy.

Committee Resolution 2020/6

Moved: Yth Cr Myles Simpson

Seconded: Yth Cr Raneë Nikora-Rehu

That Louis Devine and Charlotte Hardy are appointed as co-chairs of the Whanganui District Council Youth Committee.

CARRIED

The Mayor left the meeting at 4.40pm.

5.3 COUNCIL RELATED UPDATES JUNE 2020

Author: Nicole Grey - Youth Committee Project Support Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Discussion

Council's Policy Analyst – Legislative & Performance Management outlined the Council's work programme in regards to strategy and policy development. He highlighted areas where Youth Committee engagement would be particularly useful, then took questions from the committee regarding consultation and bylaws for issues affecting youth.

Committee Resolution 2020/7

Moved: Yth Cr Chez-Ashli Peters

Seconded: Yth Cr Charlotte Hardy

That the Youth Committee receive the report – Council Related Updates June 2020.

CARRIED

5.4 RANGATAHI DIGITAL VILLAGE - HEPI FERRIS-BREHERTON

Author: Nicole Grey - Youth Committee Project Support Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Discussion

Hepi Ferris-Bretherton talked the Committee through the Digital Village concept. This initiative uses a digital platform to build a collaborative space for rangatahi to come together and share information and activities.

Committee Resolution 2020/8

Moved: Yth Cr Chez-Ashli Peters

Seconded: Cr James Barron

That the Youth Committee receive the report – Rangatahi Digital Village - Hepi Ferris-Bretherton.

CARRIED

5.6 APPOINTMENT OF REPRESENTATIVE TO WHANGANUI RURAL COMMUNITY BOARD - JUNE 2020

Author: Nicole Grey - Youth Committee Project Support Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Discussion

Council's Senior Democracy Advisor outlined the opportunity provided by the Rural Community Board for Youth Committee participation. Youth Councillors Myles Simpson, Nikita Ebbutt-Moorhouse, and Siobhan Sarkar put themselves forward for consideration. It was agreed to hold an anonymous vote using System B.

Committee Resolution 2020/9

Moved: Yth Cr Ranee Nikora-Rehu

Seconded: Yth Cr Chez-Ashli Peters

That an anonymous vote be held to select Youth Committee representatives to attend Whanganui Rural Community Board meetings.

CARRIED

Committee Resolution 2020/10

Moved: Yth Cr Myles Simpson

Seconded: Yth Cr Louis Devine

That the Youth Committee use System B to elect its representatives to attend Whanganui Rural Community Board meetings.

CARRIED

The votes were tallied by Senior Democracy Advisor Kate Barnes, witnessed by Cr Josh Chandulal-Mackay. Co-chair Louis Devine announced the successful candidates were Myles Simpson and Siobhan Sarkar.

Committee Resolution 2020/11

Moved: Yth Cr Louis Devine

Seconded: Yth Cr Sophie Archer

That the Youth Committee appoints Youth Councillors Myles Simpson and Siobhan Sarkar to attend Whanganui Rural Community Board meetings.

CARRIED

Yth Cr Tiana Absolum left the meeting at 5.33pm.

5.5 BUSINESS PLAN AND OTHER CHANGES

Author: Nicole Grey - Youth Committee Project Support Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Discussion

The Youth Committee Project Support Officer summarised the amended business plan for the close of 2019/20, which had been informally approved by the Committee during the COVID-19 lockdown, and briefly explained how the process would work in 2020/21.

Committee Resolution 2020/12

Moved: Yth Cr Nikita Ebbutt-Moorhouse

Seconded: Yth Cr Charlotte Hardy

That the Youth Committee

- (a) Receives the activity updates from the working parties
- (b) Approves the amended 2019/20 business plan
- (c) Holds a workshop to consider the use of working parties in 2020/21
- (d) Confirms that it will not lead the management of Vibe in 2020

CARRIED

The Meeting closed at 6.11pm.

The minutes of this meeting were confirmed at the Youth Committee Meeting held on 10 August 2020.

.....
CHAIRPERSON

9.6 PROPERTY AND COMMUNITY SERVICES COMMITTEE MEETING MINUTES - 30 JUNE 2020

Author: Anna Palamountain - Democracy Advisor

Authoriser: Kate Barnes - Senior Democracy Advisor

References: 1. **Property and Community Services Committee Minutes - 30 June 2020** [↓](#)

Recommendation

That the Council

- (a) receive the minutes of the Property and Community Services Committee Meeting held on 30 June 2020.

The agenda for this meeting can be viewed at:

<https://www.whanganui.govt.nz/files/assets/public/agendas-amp-minutes/property-and-community-services-committee-30-june-2020-agenda.pdf>



**WHANGANUI
DISTRICT COUNCIL**
Te Kaunihera a Rohe o Whanganui

MINUTES

**Property and Community Services
Committee Meeting
30 June 2020**

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**MINUTES OF THE PROPERTY AND COMMUNITY SERVICES COMMITTEE MEETING
HELD IN THE COUNCIL CHAMBER, 101 GUYTON STREET, WHANGANUI
ON 30 JUNE 2020 AT 1.00PM**

PRESENT: Cr Helen Craig (Chair), Cr James Barron, Cr Charlie Anderson, Cr Philippa Baker-Hogan, Cr Josh Chandulal-Mackay, Cr Jenny Duncan, Cr Kate Joblin, Mayor Hamish McDouall, Cr Hadleigh Reid, Cr Alan Taylor, Cr Rob Vinsen, Cr Graeme Young, Cr Brent Crossan.

APOLOGIES: Nil

IN ATTENDANCE: Sandra Falkner (WRCB Member), Kym Fell (Chief Executive), Leighton Toy (General Manager Property), Michael Homan (Property Operations Manager), Wendy Bainbridge (Senior Parks Manager), Ellen Young (Contractor, Planning Team), Rosemary Fletcher (Projects Director), Jo Jonas (Operations Team Leader, Venues & Event), Phil McBride (Ports Manager), Anna Palamountain (Democracy Advisor), Karyn Turner (Senior Governance Services Officer).

1 OPENING PRAYER / KARAKIA

Cr Craig read the Council Prayer.

2 APOLOGIES

Nil

3 DECLARATIONS OF INTEREST

Cr Anderson declared an interest in Item 5.2 – Property Group Activity Report.

PUBLIC ENGAGEMENT FORUM

- Unwanted Cats in Whanganui

Kerri Thomas addressed the Committee and said the Council's proposed three-cat limit per household would be largely ineffective on the burgeoning population of unwanted cats in Whanganui. This problem would be even worse if it was not for a band of 'crazy cat ladies' like herself that fed, trapped, desexed and either released or rehomed the cats.

Ms Thomas said on the road to South Beach past Whanganui Airport, over a period of six years, she had trapped and desexed over 200 cats, the majority at her expense; most can be rehomed. Approximately three years ago she had approached the Auckland Humane Society who now paid 50% of the cost for desexing although this Society did have specific criteria for unwanted cats. There were colonies of cats all over town including Central City, the North Mole and Whanganui East.

Ms Thomas said a female cat could start breeding at four months, have three to four litters per year which meant a colony of cats behind a shop could number 150 in one year. She said the problem was far bigger than most people realised.

Ms Thomas requested the Council consider providing more cat traps, and funding to desex the cats once they are caught, perhaps in partnership with the SPCA. Different options were available once the cats were caught; if old and sick they would be euthanised, if friendly kittens, they would be desexed and rehomed. Unless something like this was done the unwanted cat population would continue to explode.

Ms Thomas responded to questions.

Mayor McDouall said the Council's bylaw was relevant to Keeping of Animals, Poultry and Bees. It did not capture the issue of stray or feral cats. This was a regional council responsibility and he suggested perhaps a conversation with Horizons Regional Council was needed.

There was agreement with the Chair that the Committee await a report from Council staff in response to Ms Thomas' submission.

4 CONFIRMATION OF MINUTES

4.1 MINUTES OF THE PROPERTY AND COMMUNITY SERVICES COMMITTEE MEETING HELD ON 4 JUNE 2020

Author: Karyn Turner - Senior Governance Services Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Significance of decision – In terms of the Significance and Engagement Policy 2018, the decision is not significant.

Committee Resolution 2020/12

Moved: Cr Josh Chandulal-Mackay

Seconded: Mayor Hamish McDouall

That the Minutes of the Property and Community Services Committee Meeting held on 4 June 2020 are confirmed as a true and correct record.

CARRIED

Cr Baker-Hogan abstained from voting.

5 REPORTS TO COMMITTEE

5.1 STEP UP DURIE HILL PRESENTATION - SUE MORGAN

Author: Michael Homan - Property Operations Manager

Authoriser: Leighton Toy - General Manager Property

Discussion

The Chair welcomed Sue Morgan and Donald Trott representing Step Up Durie Hill.

Ms Morgan provided background information on Step Up Durie Hill. At a 2017 residents' meeting the beautification of the Durie Hill tower area was very much on residents' minds. Stage 1 of the beautification, planting of seven gardens, had been implemented and now the section at 9 Blyth Street was available adjacent to Council-owned land that surrounds and services the popular Durie Hill Elevator and Durie Hill tower attractions. Step Up Durie Hill requested the Council to purchase this land and in return Step Up Durie would design and implement a planting plan, install tables and chairs and maintain the area. Developing and beautifying this section would offer something special to the many tourist buses, school buses and rest home residents' buses that visit this area.

There was a possibility the area had some Maori history and research into that was being undertaken. Ms Morgan said Step Up Durie Hill had spoken with the current owner who believed the plans were good use of this land and Step Up Durie Hill believed development of the site with more ideas for the future would build social and economic benefits for Whanganui as a whole.

Ms Morgan responded to questions. There was a definite possibility of erecting a structure for shelter in the future but currently Step Up Durie Hill wanted to keep it simple and work with the Council on this going forward.

Cr Craig sought advice from Leighton Toy (Property Manager) and Michael Homan (Property Operations Manager).

Mr Toy said from a process perspective, if the Council was to obtain the land for parks and reserves it would need to be valued but firstly would require a Council resolution. Speaking on behalf of the Senior Parks Manager, Mr Homan said this piece of land fitted in with the rest of the reserve and although its final use had not been discussed, it would have multiple uses.. It was available now and if sold the Council would not get this opportunity again. Mr Homan said it was the decision for Council to make, not Council officers.

In discussion, Cr Joblin said while mindful that purchasing this section could 'open the door' for similar requests from other suburbs, she believed it imperative that this piece of land be added to the existing Council reserve to provide some sort of amenity in the elevator/tower area.

There was agreement with Cr Craig's request that a report be provided on possibilities of purchase of this piece of land. Mr Toy said a report would provide options and would also look at the Council's Parks and Open Spaces Strategy. It was agreed that a report be provided direct to the Council's meeting scheduled for 4 August 2020.

Committee Resolution 2020/13

Moved: Cr Helen Craig

Seconded: Cr Kate Joblin

That the Property and Community Services Committee receive the report – Step Up Durie Hill Presentation – Sue Morgan and the presenters are thanked.

CARRIED

Committee Resolution 2020/14

Moved: Cr Helen Craig

Seconded: Cr Kate Joblin

That an options report be brought back to the Council Meeting held 4 August 2020 regarding the acquisition of 9 Blyth Street, Whanganui.

CARRIED

5.2 PROPERTY GROUP - ACTIVITY REPORT

Author: Jennifer Gaskin - EA to GM Finance, GM Property & Legal Counsel

Michael Homan - Property Operations Manager

Authoriser: Leighton Toy - General Manager Property

Discussion

Property Group officers Michael Homan (Property Operations Manager), Wendy Bainbridge (Senior Parks Manager), Phil McBride (Manager – Ports), Ellen Young (Contractor), Rosemary Fletcher (Projects Director), Jo Jonas (Operations Team Leader) provided summaries of their respective parts to the Property Group Activity Report and responded to questions.

Officers highlighted the following matters:

- Commercial lessees – COVID-19 Rebate. Overwhelming majority of lessees were appreciative of Council's offer and pro-active approach.
- Commercial Portfolio – 8 Bryce Street – new commercial ground lease (Harbour Endowment) transfer of improvements (Castlecliff Hall) to Tuahere Marae to allow better access to external funding for maintenance; improvements revert to Council if lease terminated; 5 Taupo Quay (surrender of lease – two buildings have reverted to Council, identified for demolition and removal)
- Licence to Occupy – 14 Wilkie Street (Wembley Park – Central Football Club, New LTO \$0)
- Upokongaro War Memorial Hall (consultation with community had commenced to understand possibilities for future use if the hall was restored).
- Matipo Park Update (bridge, legal accessway and Kiwirail level crossing).
- Sport and Recreation Advisory Group meeting held 26 June 2020 – Focus of meeting was to determine validity of projects and review the Council's Sport and Recreation Strategy Implementation Plan to enable incorporation into the 2021/31 draft Long-Term Plan budget.
- Wembley Park Development (Sport Whanganui is working with Whanganui Football Hub. A strong indication of community benefit of the development of the park exists.
- Upokongaro Cycleway Bridge – Emmetts Civil Construction back on site – hopeful of bridge opening in Spring.

- Airport Operational Issues (Post-COVID-19 aircraft movements were rapidly increasing – expected to get back to 5,000 movements per month). Resulting from CAA recommendations, the new Airport Safety Officer would start at the airport at end of July 2020.
- Majestic Square project – Due to COVID-19 with its current and inevitable future financial down-turn, the Town Centre Regeneration Steering Group has decided to put this project on hold for now.
- Pound – Running to budget, no major issues identified. The cages and pens will be Whanganui designed and built. Animal Management Officers working with contractor and project team to ensure the detail of kennels was appropriate to the new legislative compliance requirements.
- Whanganui Venues and Events took a knock with COVID-19, however in last two weeks there were signs that events were picking up again.

Committee Resolution 2020/15

Moved: Cr Helen Craig

Seconded: Cr Jenny Duncan

That the Property and Community Services Committee receive the report – Property Group - Activity Report.

CARRIED

5.3 WORK PROGRAMME - PROPERTY AND COMMUNITY COMMITTEE

Author: Jennifer Gaskin - EA to GM Finance, GM Property & Legal Counsel

Authoriser: Leighton Toy - General Manager Property

Committee Resolution 2020/16

Moved: Cr Kate Joblin

Seconded: Cr Jenny Duncan

That the Property and Community Services Committee receive the report – Work Programme - Property and Community Committee.

CARRIED

5.4 ACTIONS ARISING - JUNE 2020

Author: Karyn Turner - Senior Governance Services Officer

Authoriser: Kate Barnes - Senior Democracy Advisor

Committee Resolution 2020/17

Moved: Cr Jenny Duncan

Seconded: Cr Helen Craig

That the Property and Community Services Committee receive the report – Actions Arising - June 2020.

CARRIED

6 MOTION TO EXCLUDE PUBLIC**RESOLUTION TO EXCLUDE THE PUBLIC**

Section 48, Local Government Official Information and Meetings Act 1987.

Committee Resolution 2020/18

Moved: Cr Helen Craig

Seconded: Cr James Barron

That the public be excluded from the following parts of the proceedings of this meeting, namely items listed overleaf.

Reason for passing this resolution: good reason to withhold exists under section 7. Specific grounds under section 48(1) for the passing of this resolution: Section 48(1)(a)

CARRIED

Note

Section 48(4) of the Local Government Official Information and Meetings Act 1987 provides as follows:

“(4) Every resolution to exclude the public shall be put at a time when the meeting is open to the public, and the text of that resolution (or copies thereof):

- (a) Shall be available to any member of the public who is present; and
- (b) Shall form part of the minutes of the local authority.”

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 relevant part of the proceedings of the meeting in public are as follows:

Property and Community Services Committee Meeting Minutes

30 June 2020

ITEM NO.	GENERAL SUBJECT OF EACH MATTER TO BE CONSIDERED	SECTION	SUBCLAUSE AND REASON UNDER THE ACT	PLAIN ENGLISH REASON	WHEN REPORTS CAN BE RELEASED
7.1	Confidential Minutes of the Property and Community Services Committee Meeting held on 4 June 2020			Refer to the previous public excluded reasons in the agenda for this meeting.	
8.1	Actions Arising - Confidential	s7(2)(h)	Commercial Activities		

Property and Community Services Committee Meeting Minutes

30 June 2020

The Meeting closed at 3.11pm.

The minutes of this meeting were confirmed at the Property and Community Services Committee Meeting held on 11 August 2020.

.....
CHAIRPERSON

10 MOTION TO EXCLUDE THE PUBLIC**RESOLUTION TO EXCLUDE THE PUBLIC**

Section 48, Local Government Official Information and Meetings Act 1987.

Recommendation

That the public be excluded from the following parts of the proceedings of this meeting, namely items listed overleaf.

Reason for passing this resolution: good reason to withhold exists under section 7. Specific grounds under section 48(1) for the passing of this resolution: Section 48(1)(a)

Note

Section 48(4) of the Local Government Official Information and Meetings Act 1987 provides as follows:

“(4) Every resolution to exclude the public shall be put at a time when the meeting is open to the public, and the text of that resolution (or copies thereof):

- (a) Shall be available to any member of the public who is present; and
- (b) Shall form part of the minutes of the local authority.”

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 relevant part of the proceedings of the meeting in public are as follows:

ITEM NO.	GENERAL SUBJECT OF EACH MATTER TO BE CONSIDERED	SECTION	SUBCLAUSE AND REASON UNDER THE ACT	PLAIN ENGLISH REASON	WHEN REPORTS CAN BE RELEASED
12.1	Public Excluded Minutes of the Council Meeting held on 23 June 2020			Refer to the previous public excluded reasons in the agenda for this meeting.	
13.1	Property and Community Services Committee Meeting Minutes - 30 June 2020			Refer to the previous public excluded reasons in the agenda for this meeting.	
14.1	Chief Executive's Report - August 2020	s7(2)(a), s7(2)(b)(ii), s7(2)(i)	Privacy, Commercial Position, Negotiations	To protect individuals and commercial and private information.	
14.2	Actions Arising - August 2020			Refer to the previous public excluded reasons in the agendas for these meetings.	

That Grant Skilton be permitted to remain at this meeting, after the public has been excluded, because of their knowledge of rural community. This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter because Grant Skilton is the Chair of the Whanganui Rural Community Board. .