

MINUTES	MEETING	TIME
COUNCIL	THURSDAY 5 MARCH 2020	8:30 AM

Minutes of a meeting of the Council held on Thursday 5 March 2020, commencing at 8:30am in the Manawatū District Council Chambers, 135 Manchester Street, Feilding.

PRESENT:	Mayor Helen Worboys	(Chairperson)
	Cr Steve Bielski	
	Cr Stuart Campbell	
	Cr Shane Casey	
	Cr Grant Hadfield	
	Cr Hilary Humphrey	
	Cr Phil Marsh	
	Cr Andrew Quarrie	
	Cr Alison Short	
APOLOGIES:	Cr Michael Ford	
	Cr Heather Gee-Taylor	
IN ATTENDANCE:	Shayne Harris	(Acting Chief Executive)
	Hamish Waugh	(General Manager - Infrastructure)
	Brent Limmer	(General Manager – Community and Strategy)
	Frances Smorti	(General Manager – People and Culture)
	Rebecca Bell	(Strategy Manager)
	Lisa Thomas	(Senior Policy Adviser)
	Michael Hawker	(Project Delivery Manager)
	Paul Stein	(Communications Manager)
	Amanda Calman	(Chief Financial Officer)
	Janine Hawthorn	(Community Development Adviser)
	Mathew Bayliss	(Community Facilities Manager)
	Rārite Mātaki	(Principal Adviser – Māori)
	Carl Johnstone	(Parks and Property Team Leader)
	Stacey Bell	(Economist)
	Georgia Etheridge	(Policy Adviser)
	Paul Greig	(Compliance and Monitoring Team Leader)
	Chris McRae	(Compliance and Monitoring Officer)
	Claire Morton	(Senior Consents Planner)
	Allie Dunn	(Governance Team Leader)
	Angie Barrett	(Governance Officer – Temp)

MDC 20/139 MEETING OPENING

Rārite Mātaki opened the meeting with karakia.

MDC 20/140 APOLOGIES/ON OTHER COUNCIL BUSINESS

RESOLVED

That the apologies from Councillor Michael Ford and Councillor Heather Gee-Taylor be approved, noting their attendance at Local Government New Zealand’s Rural and Provincial meeting.

Moved by: Councillor Alison Short

Seconded by: Councillor Phil Marsh

CARRIED

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MDC 20/141 REQUESTS FOR LEAVE OF ABSENCE

There were no requests for leave of absence

MDC 20/142 CONFIRMATION OF MINUTES

RESOLVED

That the minutes of the Council meeting held 20 February 2020 be adopted as a true and correct record.

Moved by: Her Worship the Mayor

Seconded by: Councillor Alison Short

CARRIED

MDC 20/143 DECLARATIONS OF INTEREST

There were no declarations of interest.

MDC 20/144 PUBLIC FORUM

There were no requests for public forum.

MDC 20/145 PRESENTATIONS

There were no presentations scheduled for this meeting.

MDC 20/146 NOTIFICATION OF LATE ITEMS

There were no late items of business notified for consideration.

MDC 20/147 RECOMMENDATION FROM COMMUNITY DEVELOPMENT COMMITTEE RE COMMUNITY DEVELOPMENT STRATEGY – PRIORITY SERVICES

Report of the General Manager – Community and Strategy dated 27 February 2020 presenting a recommendation from the Community Development Committee meeting seeking adoption of the schedule of proposed priority services that link to the actions contained within the Community Development Strategy.

RESOLVED

That the Council adopts the schedule of priority services which link to the actions contained within the Community Development Strategy to assist the Community Development Assessment Panel in evaluating priority service proposals submitted by organisations for Community Development funding.

Moved by: Councillor Hilary Humphrey

Seconded by: Councillor Alison Short

CARRIED

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MDC 20/148 MINUTES OTHER COMMITTEES – FOR INFORMATION

The draft minutes of the Ngā Manu Tāiko Manawatū District Council Committee meeting held 11 February 2020 were circulated for information.

Clarification was provided regarding the basis for appointment of an iwi representative to the Creative Communities Assessment Committee.

The Chairperson of Ngā Manu Tāiko Manawatū District Council noted presentations that were received at the meeting. She spoke about a presentation seeking changes for the District Plan to allow for development of Māori land for Papakāinga housing, and a presentation expressing concern about a non-notified resource consent for gravel extraction issued by Horizons Regional Council within the Rangitīkei District.

MDC 20/149 ADOPTION OF SIGNIFICANCE AND ENGAGEMENT POLICY

Report of the General Manager – Community and Strategy dated 20 February 2020 seeking Council approval to adopt the Significance and Engagement Policy 2020.

RESOLVED

That the Council adopts the Significance and Engagement Policy 2020.

Moved by: Her Worship the Mayor

Seconded by: Councillor Grant Hadfield

CARRIED

MDC 20/150 RESERVE MANAGEMENT PLANS 2020

Report of the General Manager – Community and Strategy dated 17 February 2020 seeking Council endorsement of the Draft Reserve Management Plans 2020 and adopt for consultation purposes under the Reserves Act 1977. The Community Facilities Manager gave a presentation giving background and a summary of the process to be followed.

RESOLVED

That the Council endorses the Draft Reserve Management Plans 2020 and adopts for consultation purposes under the Reserves Act 1977.

Moved by: Councillor Hilary Humphrey

Seconded by: Councillor Phil Marsh

CARRIED

MDC 20/151 AWAHURI FOREST-KITCHENER PARK TRUST – 11 MONTH REPORT

Report of the General Manager – Community and Strategy dated 18 February 2020 seeking Council consideration of the Awahuri Forest-Kitchener Park Trust's report for the period of 1 February 2019 to 31 December 2019. Representatives of the Trust, Jill

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Darragh, Chairperson, and Trustees Chris Symonds and Bessie Nicholls were in attendance and spoke to their report.

RESOLVED

That the Council receives the Awahuri Forest-Kitchener Park Trust's report for the period of 1 February 2019 to 31 December 2019 subject to receipt of financial report for the period.

Moved by: Councillor Hilary Humphrey

Seconded by: Councillor Phil Marsh

CARRIED

MDC 20/152 FEILDING CIVIC CENTRE TRUST – 18 MONTH REPORT

Report of the General Manager – Community and Strategy dated 18 February 2020 seeking Council consideration of the Feilding Civic Centre Trust's 12-month report for the period 1 July 2018 – 30 June 2019, and the Trust's Six-month Report for the period ending 31 December 2019. Representatives of the Trust Lindsay Taylor, David Young (Trustees) and Carla Bennett (Manager) were in attendance and spoke to their report. Lindsay Taylor noted the apologies from Chair David Stroud and Treasurer David Ogden who were not able to attend.

RESOLVED

That the Council receives the Feilding Civic Centre Trust's 12-month report for the period 1 July 2018 – 30 June 2019, and the Trust's six-month report for the period ending 31 December 2019 subject to receipt of financial report for the period.

Moved by: Councillor Phil Marsh

Seconded by: Councillor Shane Casey

CARRIED

MDC 20/153 MANAWATŪ COMMUNITY TRUST – 18 MONTH REPORT

Report of the General Manager – Community and Strategy dated 18 February 2020 seeking Council consideration of the Manawatū Community Trust's 12-month report for the period 1 July 2018 – 30 June 2019, and the Trust's Six-month Report for the period ending 31 December 2019. Representatives of the Trust (Chairperson John Culling and Trustees Mary Ann Baskerville, Tony Murphy, Trust Manager Kevin Petersen, Office Administrator Alison Towers and Housing Manager Valda Patton) were in attendance and spoke to their report. Chair John Culling noted the apologies from Trustees Colin McJannett and Tyson Schmidt who were not able to attend.

Her Worship the Mayor recorded her thanks to Trustees John Culling and Mary Ann Baskerville for their work on the Trust, noting they would not be seeking reappointment as Trustees. Councillor Stuart Campbell also recorded his thanks to the retiring Trustees, and noted the lifetime of community service by Trustee John Culling.

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RESOLVED

That the Council receives the Manawatū Community Trust's 12-month report for the period 1 July 2018 – 30 June 2019, and the Trust's six-month Report for the period ending 31 December 2019.

Moved by: Councillor Alison Short

Seconded by: Councillor Stuart Campbell

CARRIED

MDC 20/154 ADJOURNMENT OF MEETING

It was noted that Council had scheduled guests to present during the workshop session at 10.30am and 11.00am for which the Council meeting would need to be adjourned and reconvened at the conclusion of those presentations.

RESOLVED

That the meeting be adjourned to take scheduled Workshop items and reconvene at 1.15pm.

Moved by: Her Worship the Mayor

Seconded by: Councillor Shane Casey

CARRIED

The meeting adjourned at 10.11am and reconvened at 1.30pm.

MDC 20/155 APPROVAL TO NOTIFY DRAFT BYLAWS AND POLICY

Report of the General Manager – Community and Strategy dated 17 January 2020 seeking Council approval to notify draft Bylaws and Policy. Senior Policy Adviser, Lisa Thomas advised of a draft consultation brochure that would be publicly available detailing the items being consulted on.

RESOLVED

1. That the Council receives the report of the General Manager – Community and Strategy dated 17 January 2020 and its attachments and determines, pursuant to s155(1) of the Local Government Act 2002, that a bylaw is the most appropriate way of addressing the following perceived problems:

- **Effluent and mud on the road and damage to the road at stock crossings ;**
- **Safety concerns and consent requirements for stock droving;**
- **Mud and baleage on the road, particularly outside farm gates at harvest time;**
- **Clarification of roles and responsibilities for stock underpasses; and**
- **Controls over roadside grazing and tethering to ensure the roadside is being managed in a safe manner**

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This determination replaces any earlier resolutions passed in respect of these perceived problems in relation to the s155 assessment of the Traffic Safety and Road Use Bylaw.

2. That the Council determines, pursuant to s155(2) of the Local Government Act 2002 that the most appropriate form of the bylaw to address the perceived problems listed in recommendation 1 is as a standalone bylaw, being the draft Manawatū District Council Stock Movement and Grazing Bylaw 2020.
3. That the Council determines, pursuant to s155(1) and s155(2) of the Local Government Act 2002 that the most appropriate way of addressing the perceived problem of “the risk to personal health and safety of beach users on public beaches from...the number and speed of vehicles” is through a Bylaw, and that the most appropriate form of that Bylaw is in the combined Manawatū District Council Public Places Bylaw 2020, rather than through the Manawatū District Council Traffic Safety and Road Use Bylaw 2015.
4. That the Council determines, pursuant to s155(2) of the Local Government Act 2002, that the proposed Bylaws are unlikely to give rise to any implications under the New Zealand Bill of Rights Act 1990.
5. That the Council approves the Statement of Proposal (Annex A) and the following draft bylaws and policy for public consultation in accordance with sections 83 and 86 of the Local Government Act 2002:
 - Manawatū District Council Freedom Camping Bylaw 2020
 - Manawatū District Council Public Places Bylaw 2020
 - Manawatū District Council Stock Movement and Grazing Bylaw 2020
 - Manawatū District Council Stock Underpass Policy 2020
6. That the Council approves the public notification of a proposal to revoke Part 5 of the Traffic Safety and Road Use Bylaw 2015. All other aspects of the Traffic Safety and Road Use Bylaw 2015 are to remain in effect pending a review of this Bylaw in 2021.
7. That Council agrees that the Chief Executive be delegated to approve any minor amendments required to the draft Bylaws or Policy, or Statement of Proposal prior to consultation starting.

Note: The resolutions passed by the Strategic Planning and Policy Committee at the meeting on 6 December 2018 (SPP 18/243) are still relevant to the extent that they are not superseded by the above determinations..

Moved by: Councillor Phil Marsh

Seconded by: Councillor Grant Hadfield

CARRIED

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MDC 20/156 APPLICATION TO STOP ROAD - CORNER OF AWAHURI ROAD AND FERNDALE PLACE

Report of the General Manager – Community and Strategy dated 17 February 2020 seeking Council approval to proceed with the road stopping of a section of road reserve adjoining the property at 79 Awahuri Road, Feilding.

RESOLVED

That the Council approves the road stopping under section 116 of the Public Works Act 1989 of a 144m² of a section of road (Section 1 SO 542817) along the southern side boundary of 79 Awahuri Road, Feilding.

Moved by: Councillor Shane Casey

Seconded by: Councillor Hilary Humphrey

CARRIED

MDC 20/157 PROPOSED DISTRICT PLANNING AND FOOD ACT FEES AND CHARGES 2020-21

Report of the General Manager – Corporate and Regulatory dated 21 January 2020 seeking Council to receive the statement of proposal on the review of District Planning service charges and Food Act Fees and Charges for 2020-21 for adoption for public consultation.

RESOLVED

That the Council adopts the Statement of Proposal on the review of District Planning service charges for 2020-21 for public consultation in accordance with section 36 of the Resource Management Act 1991.

That the Council adopts the Statement of Proposal on the review of the Food Act fees and charges for 2020-21 for public consultation under section 205 of the Food Act 2014.

Moved by: Councillor Alison Short

Seconded by: Councillor Shane Casey

CARRIED

MDC 20/158 LGOIMA REQUESTS FOR INFORMATION TO 20 FEBRUARY 2020

Report of the General Manager – Corporate and Regulatory dated 20 February 2020 seeking Council receive the report detailing requests for information received under the Local Government Official Information and Meetings Act 1987.

RESOLVED

That the report detailing the requests for information received under the Local Government Official Information and Meetings Act 1987 for the month of February 2020 be received.

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Moved by: Mayor Helen Worboys

Seconded by: Councillor Grant Hadfield

CARRIED

MDC 20/159 CONSIDERATION OF LATE ITEMS

There were no late items notified for consideration.

MDC 20/160 PUBLIC EXCLUDED BUSINESS

RESOLVED

That the public be excluded from the following parts of the proceedings of this meeting, namely:

a) Confirmation of minutes

That the general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Grounds under Section 48(1) for the passing of this resolution
a) Confirmation of minutes re Library Analysis Options	Section 7(2)(b)(ii) Protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information. Section 7(2)(h) Enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities.	Section 48(1)(a) - the public conduct of the relevant part of the proceedings would be likely to result in a disclosure of information for which good reason for withholding that information would exist, under Section 7 of the Local Government Official Information and Meetings Act 1987.

This resolution is made in reliance on Section 48(1) of the Local Government Official Information and Meetings Act 1987 and the particular interests protected by Section 6 or Section 7 of the Act which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public as specified above.

Moved by: Councillor Phil Marsh

Seconded by: Councillor Shane Casey

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The meeting went into public excluded session at 2.08pm. For items MDC 20/161 to MDC 20/163 refer to public excluded proceedings. The meeting returned to open session at 2.20pm.

MDC 20/164 MEETING CLOSURE

The meeting was declared closed at 2.21pm