

MINUTES	MEETING	TIME
COUNCIL	THURSDAY 21 MAY 2020	8:35AM

Minutes of a meeting of the Council held on Thursday 21 May 2020, commencing at 8:35am via Zoom.

PRESENT:	Cr Michael Ford	(Chairperson)
	Cr Steve Bielski	
	Cr Stuart Campbell	
	Cr Shane Casey	
	Cr Heather Gee-Taylor	
	Cr Grant Hadfield	
	Cr Hilary Humphrey	
	Cr Phil Marsh	
	Cr Andrew Quarrie	
	Cr Alison Short	
	Mayor Helen Worboys	
IN ATTENDANCE:	Richard Templer	(Chief Executive)
	Shayne Harris	(General Manager – Corporate and Regulatory)
	Hamish Waugh	(General Manager - Infrastructure)
	Brent Limmer	(General Manager – Community and Strategy)
	Frances Smorti	(General Manager – People and Culture)
	Rebecca Bell	(Strategy Manager)
	Catherine Knight	(Senior Policy Adviser)
	Michael Hawker	(Project Delivery Manager)
	Janine Hawthorn	(Community Development Adviser)
	Mathew Bayliss	(Community Facilities Manager)
	Carl Johnstone	(Parks and Property Team Leader)
	Karel Boakes	(Regulatory Manager)
	Michael Taylor	(Project Engineer – Utilities)
	Paul Greig	(Compliance and Monitoring Team Leader)
	Chris McRae	(Compliance and Monitoring Officer)
	Andrew Royds	(Compliance and Monitoring Officer)
	James Adamson	(Parks and Property Officer)
	Trena Hokianga	(Executive Assistant – Mayor)
	Lorraine Thompson	(Executive Assistant - Chief Executive)
	Allie Dunn	(Governance Team Leader)
	Steph Skinner	(Governance Officer)

MDC 20/242 MEETING OPENING

Jan McGaffin, of the Hub Church, opened the meeting in prayer.

MDC 20/243 APOLOGIES

There were no apologies

MDC 20/244 REQUESTS FOR LEAVE OF ABSENCE

RESOLVED

That Mayor Helen Worboys be granted leave of absence from 19 May 2020 to 5 June 2020.

Moved by: Councillor Phil Marsh

MINUTES	MEETING	TIME
COUNCIL	THURSDAY 21 MAY 2020	8:35AM

Seconded by: Councillor Hilary Humphrey

CARRIED

MDC 20/245 CONFIRMATION OF MINUTES

RESOLVED

That the minutes of the Council meeting held 7 May 2020, and the reconvened Council meeting held 8 May 2020, be adopted as a true and correct record.

Moved by: Councillor Heather Gee-Taylor

Seconded by: Councillor Grant Hadfield

CARRIED

MDC 20/246 DECLARATIONS OF INTEREST

Councillor Stuart Campbell – Item 11.6 Application for Rates Remission for Charitable Organisation

MDC 20/247 PUBLIC FORUM

There were no requests to speak during public forum.

MDC 20/248 PRESENTATIONS

There were no presentations scheduled for this meeting.

MDC 20/249 NOTIFICATION OF LATE ITEMS

There were no late items of business notified for consideration.

MDC 20/250 RECOMMENDATIONS FROM AUDIT AND RISK COMMITTEE RE THIRD QUARTER REPORT TO 31 MARCH 2020

Report of the General Manager – Community and Strategy dated 15 May 2020 presenting a recommendation from the Audit and Risk Committee meeting held 14 May 2020 presentation the Third Quarter Report to 31 March 2020

RESOLVED

That the Council receives the Quarterly Performance Report for the period ended 31 March 2020.

Moved by: Councillor Stuart Campbell

Seconded by: Councillor Shane Casey

CARRIED

MINUTES	MEETING	TIME
COUNCIL	THURSDAY 21 MAY 2020	8:35AM

MDC 20/251 MINUTES OTHER COMMITTEES – FOR INFORMATION

The draft minutes of the Audit and Risk Committee meeting held 14 May 2020 were circulated for information.

MDC 20/252 RECREATIONAL SERVICES ANNUAL REPORT 2019

Report of the General Manager – Community and Strategy dated 13 March 2020 highlighting the previous 12 months (2018/19) Recreational Services Ltd performance and identifying the priorities for the coming 12 months (2019/20). The report also sought approval to award Year Seven of Contract C4/1519 Parks and Open Space Management to Recreational Services Limited.

RESOLVED

That the Council award Recreational Services Ltd, Year Seven of the Parks and Open Spaces contract based on the performance of the contractor over the past 12 months, with an annual contract value of \$2,418,850 excluding GST.

Moved by: Councillor Phil Marsh

Seconded by: Councillor Shane Casey

CARRIED

Her Worship the Mayor left the meeting at 9.03am.

MDC 20/253 SPORT MANAWATŪ SIX AND TWELVE MONTH REPORTS

Report of the General Manager – Community and Strategy dated 9 March 2020 presenting the Sport Manawatū Annual Report for the period ending 30 June 2019. Trevor Shailer and Janette Pease of Sport Manawatū spoke to their report, highlighting achievements against the outcomes for the year to 30 June 2019. They sought the opportunity for a discussion with Council about priorities for the regional sport facility strategy.

RESOLVED

That the Sport Manawatū Annual Report for the period ending 30 June 2019 be received.

Moved by: Councillor Shane Casey

Seconded by: Councillor Alison Short

CARRIED

MDC 20/254 MANFEILD PARK TRUST SIX AND TWELVE MONTH REPORTS

Her Worship the Mayor returned to the meeting at 9.32am.

Report of the General Manager – Community and Strategy dated 9 March 2020 presenting the Manfeild Park Trust's 12-month Report and Financial Statement for the year ended 30 June 2019 and Manfeild Park Trust's 6-month Report for the half-year

MINUTES	MEETING	TIME
COUNCIL	THURSDAY 21 MAY 2020	8:35AM

ending 31 December 2019. Gordon Smith and Kathy Gibson of the Manfeild Park Trust spoke to their report and thanked the Council for their valued support. They noted that they would be seeking an opportunity for a discussion with Council about a bid for the Grand Prix 2021-23 contract.

RESOLVED

That the Manfeild Park Trust's 12-month Report and Financial Statement for the year ending 30 June 2019 be received.

That the Manfeild Park Trust's 6-month Report for the half-year ending 31 December 2019 be received.

Moved by: Councillor Phil Marsh

Seconded by: Councillor Alison Short

CARRIED

MDC 20/255 TE KAWAU MEMORIAL RECREATION CENTRE SIX AND TWELVE MONTH REPORTS

Report of the General Manager – Community and Strategy dated 9 March 2020 presenting the Te Kawau Memorial Recreation Centre Annual Report for the period ending 30 June 2019. John Silvester, Chairperson of Te Kawau Memorial Recreation Centre management committee, gave an update, speaking about their website that was in development and sought an opportunity to give a fuller report to Council than had been possible for this meeting. It was noted that a workshop discussion would be scheduled for this topic.

Her Worship the Mayor left the meeting at 9.52am.

RESOLVED

That the Te Kawau Memorial Recreation Centre Annual Report for the period ending 30 June 2019 be received.

Moved by: Councillor Phil Marsh

Seconded by: Councillor Grant Hadfield

CARRIED

The meeting adjourned at 10.07am and reconvened at 10.15am.

MDC 20/256 DELIBERATIONS ON PROPOSED BYLAWS AND POLICY REVIEW

Report of the General Manager – Community and Strategy dated 11 May 2020 regarding oral and written submissions received on the draft Manawatū District Council bylaws and the Stock Underpass Policy. Senior Policy Adviser Catherine Knight gave a presentation taking the meeting through proposed recommendations in response to submissions.

MINUTES	MEETING	TIME
COUNCIL	THURSDAY 21 MAY 2020	8:35AM

RESOLVED

1. That where appropriate / relevant, maps within the Freedom Camping Bylaw include a note stating that in some cases prohibited areas go beyond 200 metres of a motor vehicle accessible area (as per the definition of "Freedom camp" in the Act.

2. That a new sub-clause 8.1 (m) be inserted within the Freedom Camping Bylaw as follows:

"A person must not light any fire in a Local Authority Area except in a place specifically provided by the Council for that purpose during an open fire season, as regulated by Fire and Emergency New Zealand, or with the prior Written Approval of an Enforcement Officer."

3. That the Common Seal section of the Bylaw be included in the Freedom Camping Bylaw.

4. That the definition of self-contained vehicle in the Freedom Camping Bylaw be amended as follows, to align with the definition contained in the model bylaw:

"Self-contained vehicle means a vehicle designed and built for the purpose of camping which has the capability of meeting the ablutionary and sanitary needs of occupants of that vehicle for a minimum of three days without requiring any external services or discharging any waste ~~or~~ and complies with New Zealand Standard 5465:2001: Self Containment of Motor Caravans and Caravans, as evidenced by the display of a current self-containment warrant issued under NZS 5465:2001 ~~and any subsequent amendments.~~"

5. That schedule 3 of the Freedom Camping Bylaw be amended in the following way:

"Freedom Camping in a Self-Contained Vehicle, non-Self-Contained Vehicle, caravan, tent or other temporary structure is ~~Permitted~~ provided for in the following Local Authority Areas, subject to ..."

6. That the wording of clause 3.1(d) of the Freedom Camping Bylaw be amended as follows:

"3.1 (d) Freedom Campers are ~~expected~~ required to remove all waste and not cause any damage to the Local Authority Areas they use"

Moved by: Councillor Shane Casey

Seconded by: Councillor Alison Short

CARRIED

RESOLVED

1. That clause 9.2(c) of the Public Places Bylaw, which prohibited the operation of UAVs (unmanned aerial vehicles) during prohibited fire season, be deleted.

MINUTES	MEETING	TIME
COUNCIL	THURSDAY 21 MAY 2020	8:35AM

2. That the explanatory notes accompanying clause 9.2 of the Public Places Bylaw be amended to make clearer reference to Civil Aviation Authority Part 101 rules and regulations.
3. That Schedule 1 of the Public Places Bylaw – Prohibited UAV Flying Zones be amended to include Network Utility Operators as an exempted party.

Moved by: Councillor Grant Hadfield

Seconded by: Councillor Phil Marsh

CARRIED

RESOLVED

That the Council defers consideration of the Stock Movement and Grazing bylaw and invites Federated Farmers to make a submission on that bylaw by 10 June 2020.

Moved by: Councillor Andrew Quarrie

Seconded by: Councillor Alison Short

CARRIED

MDC 20/257 APPLICATION FOR RATES REMISSION FOR CHARITABLE ORGANISATION

Report of the General Manager – Community and Strategy dated 7 May 2020 presenting an application received for a rates remission for the 2020/21 rating year from the Feilding Scout and Guide Hall Committee under the conditions and criteria contained in Council's Remission of Rates Charged to Charitable Organisations Policy.

Councillor Stuart Campbell, having declared a conflict of interest, took no part in the discussion and did not vote.

RESOLVED

That the Council provides a 50% rates remission to the Feilding Scout and Guide Hall Committee for the 2020/21 rating year under the conditions and criteria set out in the Remission of Rates Charged to Charitable Organisations Policy.

Moved by: Councillor Hilary Humphrey

Seconded by: Councillor Heather Gee-Taylor

CARRIED

MDC 20/258 AMENDMENTS TO THE LGFA DOCUMENTATION

Report of the General Manager – Corporate and Regulatory dated 12 May 2020 seeking approval of the amendments to the New Zealand Local Government Funding Agency Limited (LGFA) foundation documents delegation of two elected members to sign the amendment on behalf of Council.

MINUTES	MEETING	TIME
COUNCIL	THURSDAY 21 MAY 2020	8:35AM

RESOLVED

That the Council approves the amendments to the New Zealand Local Government Funding Agency Limited's borrowing documents and delegates any two of the Mayor, Deputy Mayor or Chairperson of Audit and Risk Committee to execute the documents on its behalf.

Moved by: Councillor Hilary Humphrey

Seconded by: Councillor Grant Hadfield

CARRIED

MDC 20/259 MACDONALD HEIGHTS RESERVOIR SEISMIC STRENGTHENING

Report of the General Manager – Infrastructure dated 4 May 2020 recommending acceptance of a proposal for seismic strengthening of the original reservoir at MacDonald Heights, Feilding.

RESOLVED

That the Council accepts the proposal for seismic strengthening works on the original MacDonald Heights reservoir, and awards the construction contract to Concrete Structures (NZ) Limited for six hundred and forty four thousand, eight hundred and thirteen dollars (\$644,813) plus GST which includes a contingency figure of \$60,000 plus GST. Funding will be spread over two financial years with \$106,408 plus GST to be allocated from WS 2001 023 in 2019/20, and \$538,405 plus GST to be allocated from WS 2001 001 in the 2020/21 budget.

Moved by: Councillor Steve Bielski

Seconded by: Councillor Heather Gee-Taylor

CARRIED

MDC 20/260 POST COVID-19 COMMUNITY EVENTS

Report of the General Manager – Community and Strategy dated 12 May 2020 proposing making funding accessible to community committees to allow for community social gatherings to be organised as soon as practicable post Covid-19.

RESOLVED

That the Council agrees to make available to community committees and the Manawatū District Youth Council funding of up to \$1,000.00 per committee towards the cost of holding post Covid-19 community social gatherings, to be funded from the 2019/20 unallocated Community Development Fund.

Moved by: Councillor Steve Bielski

Seconded by: Councillor Heather Gee-Taylor

CARRIED

MINUTES	MEETING	TIME
COUNCIL	THURSDAY 21 MAY 2020	8:35AM

MDC 20/261 MINUTES FROM COMMUNITY COMMITTEES

Report of the General Manager – Community and Strategy dated 11 May 2020 presenting minutes from recent meetings of Community Committees for information. It was asked that information be provided to Councillors on the timing of the upcoming review of the Traffic Bylaw. An opportunity for a workshop discussion regarding the Rangitikei Industrial site and the resulting impact from heavy traffic coming through rural Manawatū District roads was also sought.

RESOLVED

That the Council receives the minutes of the Community Committees' meetings.

Moved by: Councillor Hilary Humphrey

Seconded by: Councillor Grant Hadfield

CARRIED

MDC 20/262 CONSIDERATION OF LATE ITEMS

There were no late items notified for consideration.

MDC 20/263 PUBLIC EXCLUDED BUSINESS

RESOLVED

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

- a) **Manawatū Community Trust – Trustee Vacancy Process**

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) Manawatū Community Trust – Trustee Vacancy Process	Section 7(2)(a) – to protect the privacy of natural persons, including that of deceased natural persons.	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

MINUTES	MEETING	TIME
COUNCIL	THURSDAY 21 MAY 2020	8:35AM

**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.

Also, that Kevin Petersen of the Manawatū Community Trust be permitted to remain at the meeting after the public have been excluded to assist in the discussions on the Trustee vacancy process.

Moved by: Councillor Shane Casey

Seconded by: Councillor Alison Short

CARRIED

The meeting went into public excluded session at 12:37pm. For items MDC 20/264 to MDC 20/266 refer to public excluded proceedings. The meeting returned to open session at 12:50pm.

MDC 20/267 MEETING CLOSURE

The meeting was declared closed at 12:50pm