

MINUTES



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MEMBERSHIP: Her Worship the Mayor Rehette Stoltz, Deputy Mayor Josh Wharehinga, Colin Alder, Andy Cranston, Larry Foster, Debbie Gregory, Ani Pahuru-Huriwai, Rawinia Parata, Aubrey Ria, Tony Robinson, Rob Telfer, Teddy Thompson, Rhonda Tibble and Nick Tupara

MINUTES of the GISBORNE DISTRICT COUNCIL/TE KAUNIHERA

Held in Te Ruma Kaunihera (Council Chambers), Awarua, Fitzherbert Street, Gisborne on Thursday 15 December 2022 at 9:00AM.

PRESENT:

Her Worship the Mayor Rehette Stoltz, Deputy Mayor Josh Wharehinga, Colin Alder, Andy Cranston, Larry Foster, Debbie Gregory, Ani Pahuru-Huriwai, Rawinia Parata, Aubrey Ria, Tony Robinson, Rob Telfer, Daniel Thompson, Rhonda Tibble and Nick Tupara.

IN ATTENDANCE:

Chief Executive Nedine Thatcher Swann, Director Lifelines David Wilson, Director Internal Partnerships James Baty, Director Liveable Communities Michele Frey, Chief Financial Officer Pauline Foreman, Chief of Strategy & Science Jo Noble, Te Kai Arataki Gene Takurua, Senior Policy Advisor Chris Gilmore, Democracy & Support Services Manager Heather Kohn and Committee Secretary Penny Lilburn

The meeting commenced with a karakia.

Secretarial Note: Cr Ria attended via zoom.

Secretarial Note: Cr Parata arrived 9.10am.

1. Apologies

MOVED by Cr Stoltz, seconded by Cr Robinson

That the apology for lateness from Cr Tibble be sustained.

CARRIED

2. Declarations of Interest

Cr Foster declared an interest in report 22- 205 regarding the dog bylaws as he is a Kaiti beach resident.

Cr Ria declared an interest in both bylaws around the Kaiti beach area and report 22-79 as she is a member of Ngati Oneone.

3. Confirmation of non-confidential Minutes

3.1 Confirmation of non-confidential Minutes 17 November 2022

In week 3/4 of the New Year staff will be the meeting with the Rongowhakaata Iwi Trust.

MOVED by Cr Foster, seconded by Cr Wharehinga

That the Minutes of 17 November 2022 be accepted.

CARRIED

3.2 Action Sheet

Noted.

3.3 Governance Work Plan

Noted.

4. Leave of Absence

There were no leaves of absence.

5. Acknowledgements and Tributes

There were no acknowledgements or tributes.

6. Public Input and Petitions

6.1 Renee Roroa and Dr Terry Loomis - Te Weu

Discussions included:

- Deep South funding will carry Te Weu till February and then they will look at other avenues to keep the mahi going.
- The research on deliberative democracy reinforces that a more comprehensive and holistic approach to adaption is crucial for ratepayers and neighbourhoods.
- Te Weu have looked at the existing research and will take it to communities to gain their views and outlooks on the ideas.
- Council have signed a contract with Te Weu to deliver the deliberative democracy component to Council.
- Part of the better off funding from central government has been put aside to engage effectively with the community around climate change.

7. Extraordinary Business

MOVED by Mayor Stoltz, seconded by Cr Wharehinga

That LATE Report 22-286 Woody Debris Clean Up 2022/23 Season be accepted as an agenda item.

8. Notices of Motion

There were no notices of motion.

9. Adjourned Business

There was no adjourned business.

10. Reports of the Chief Executive and Staff for DECISION

10.1 22-244 Kiwa Pools Fees and Charges Deliberations Report

Council with Xanthe Consulting developed the fees and charges proposal which was presented to the 11 August 2022 Finance & Performance Committee meeting and the balance model was recommended to take forward to consultation. A round of consultation occurred with 119 submissions and a hearing followed recently.

Discussions Included:

- Heading into winter, the costs will remain as consistent as possible. The expectation in winter is that the patronage will remain as steady as summer.
- A steeped rate will come in as the prices remain consistent which Comet will be able to use. This will fall under recommendation f.
- The demographics of Gisborne will be brought back at a later date and staff will look at these statistics to see if the fees and charges need to be reviewed.
- There is a concern of the vulnerability for rural users, particularly schools and tamariki. To help combat this Water Safe New Zealand has provided further funding for vulnerable communities which is something Council can explore for the Tairāwhiti region to make the pools more accessible for rural communities.
- The Ministry of Education subsidises some of the travel costs for school students to use the pools.
- Through the Community Facilities Strategy there is an early Work and Income project which is around improving the rural school pool facilities. It is a partnership across multiple agencies towards promoting Learn to Swim.
- The draft fees and charges will be reviewed in February but will be adopted as a final in May.
- The balanced approach is an evidence-based approach on similar demographics and the charges are still below the benchmark prices.
- There will be a six-month review following the opening of the pool to look at the fees and charges.
- The salary wages will increase to provide for the greater amount of surface area at the new Kiwa Pool.
- Recommendation i is added to review the fees and charges when practicable.
- Introduce a pass: 1 adult, 4 children for \$15 to add to recommendation c.

MOVED by Cr Robinson, seconded by Cr Alder

That the report be left to lie on the table.

DIVISION:

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Cr Alder	Cr Parata	Cr Wharehinga
Cr Robinson	Cr Gregory	Cr Ria
Cr Tupara	Cr Telfer	
Cr Thompson	Cr Foster	
Cr Pahuru-Huriwai	Cr Cranston	
	Mayor Stoltz	

LOST

MOVED by Mayor Stoltz, seconded by Cr Cranston

That the Council/Te Kaunihera:

1. Adopts the fees and charges for the Kiwa Pools complex as presented on 11 August (Report 22-97), with changes to the following:
 - a. Reinstating the option of an annual pass for frequent users of the pool complex and introducing the option to pay this monthly in advance. Setting the annual pass fee at \$460.00 and the monthly in advance annual pass fee at \$45.00/month.
 - b. Setting the spectator fee to \$1.50 but restricting its application to spectators for regional or national events, and for all non-swimmers using the outdoor pool complex in summer.
 - c. Introducing two new Family Passes – two adults and two children for \$15.00 and one adult and four children for \$15.00.
 - d. Community Services Card holders and children - 10 pass cost of \$35.
 - e. Approve Kiwa Pool's to initiate 4 grant/scholarship awards based on affordability of the users, for competitive sports for under 18 year olds.
 - f. Retaining the proposed lane hire fees as presented. Approve that discounts can be applied for by sports codes and schools with long term annual lane rental following the principles of the Rates Remissions Policy;
 - i. Year 1 – Long term hire (annual lane hire) 30%.
 - ii. Year 2 – Long term hire (annual lane hire) 15%.
 - g. Introduce a new annual pass for under 18-year-olds at \$300.00.
 - h. Offer a discount for participating families with three or more children (under the age of 18 years old) who are regular users belonging to the club. Here the discount off the entry fee should be:
 - i. Third child - 20% discount off entry fee price.
 - ii. Four or more children 50% off entry price.
 - i. Review the fees and charges when practicable.

DIVISION:

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Cr Alder	Cr Wharehinga	Cr Ria
Cr Telfer	Cr Robinson	
Cr Tupara		
Cr Thompson		
Cr Pahuru-Huriwai		
Mayor Stoltz		
Cr Gregory		
Cr Foster		
Cr Cranston		
Cr Parata		

CARRIED

10.2 22-246 Keeping of Animals, Poultry and Bees Bylaw 2012 Review - Adoption of Statement of Proposal for Consultation

Discussions included:

- The reduction of the number of chickens per household is due to the likeliness of increased noise complaints as well as vermin and flies in urban areas. A written approval does need to be supplied if there are more than six chickens so Council can provide recommendations to the owner to minimise the mess that is made.
- The number of complaints with poultry is a small number of complaints.
- The policy needs more user-friendly language, particularly around the boundaries of what makes a household rural or residential.
- The proposal for bees is two hives each household.
- Staff will seek feedback from the community regarding how many bees can be in one hive.

MOVED by Cr Robinson, seconded by Cr Telfer

That the Council/Te Kaunihera:

1. Determines that the proposed draft Keeping of Animals Bylaw 2023
 - a. is in the most appropriate form of the bylaw; and
 - b. does not give rise to any implications under the New Zealand Bill of Rights Act 1990.
2. Adopts the Draft Statement of Proposal including the Draft Keeping of Animals Bylaw 2023 for consultation using the special consultative procedure.

CARRIED

Secretarial note: Mayor Stoltz thanked Meredith Akuhata-Brown on behalf of the Council for her dedicated support to the Tairāwhiti community and the Gisborne District Council.

Secretarial Note: Council adjourned for morning tea at 11:15am and reconvened at 1:43am.

10.3 22-205 Draft Dog Control Policy and Bylaw: Statement of Proposal for Consultation

Discussions included:

- The dog access areas are limited to the urban areas. The rules in the bylaw do apply to the entire region, however in the rural areas it is a difficult area to enforce.
- The differences between rural and urban areas are under the Dog Control Act.
- The Waikane/Midway area has been tightened with enforcement due to a lot of traffic and is particularly busy with the surf-life saving club.

Secretarial Note: Cr Tibble joined the meeting at 12:54pm.

MOVED by Cr Ria, seconded by Cr Parata

That the Council/Te Kaunihera:

1. Determines that a bylaw is the most appropriate means of addressing the perceived problems arising from private dog ownership and access to public places.
2. Determines that the proposed draft Dog Control Bylaw 2023
 - a. is in the most appropriate form of the bylaw; and
 - b. does not give rise to any implications under the New Zealand Bill of Rights Act 1990.
3. Adopts the Draft Statement of Proposal including the Draft Dog Control Policy 2023 and Draft Dog Control Bylaw 2023 for consultation using the special consultative procedure.

CARRIED

10.4 22-281 Annual Report Dog Control Policy and Practices

- Kaiti Beach has had a number of dog issues including destruction of wildlife and injury to people.
- A person cannot be placed on probation or disqualified on a one-off incident.
- The criteria for probation is under the Dog Law Act 1994.
- If a dog has been found unregistered, they are moved to the pound until the fee has been paid.

MOVED by Cr Wharehinga, seconded by Cr Parata

That the Council/Te Kaunihera:

1. Adopts the Annual Report on Dog Control Policy and Practices 2021/22.
2. Instructs the Chief Executive to give necessary notifications following adoption of the report.

CARRIED

10.5 22-79 Barton Street

MOVED by Cr Foster, seconded by Cr Gregory

That the Council/Te Kaunihera:

1. Agrees to set apart 1,019m² of Local Purpose Reserve (road), being part of Lot 202 DP 4803 (Record of Title GS3D/904), known as Barton Street, for educational purposes.
2. Authorises the Chief Executive to sign a Memorandum of Understanding with the Ministry of Education to confirm Council's support.

CARRIED

10.6 22-277 Remuneration Authority Determination - Positions of Additional Responsibility and Elected Member Allowances

MOVED by Cr Cranston, seconded by Cr Gregory

That the Council/Te Kaunihera:

1. Adopts Option 2 for the remuneration of the elected members base salary and positions of additional responsibility.
2. Instructs the Chief Executive to complete Gisborne District Council's remuneration proposal and submit to the Remuneration Authority for approval.
3. Approves the Elected Member Allowances and Recovery of Expenses Policy 2022–2025.

CARRIED

10.7 22-283 Updated Board Appointments and Remuneration Policy 2022

Discussions included:

- Council appointed an independent chair with specific skills as best practice.
- The Chief Executive is the only person who has the recruitment power to employ as part of the selection process.
- A recruitment specialist will sit alongside the appointment panel in making the longlist, shortlist, and recommendation to Council.

MOVED by Cr Wharehinga, seconded by Cr Tibble

That the Council/Te Kaunihera:

1. Adopts the revised Board Appointments and Remuneration Policy subject to any changes requested by Council.

CARRIED

10.8 22-267 Council & Committee Meeting Schedule 2023

MOVED by Cr Stoltz, seconded by Cr Pahuru-Huriwai

That the Council/Te Kaunihera:

1. Adopts the attached meeting schedule until the end of 2023.

CARRIED

10.9 22-286 Woody Debris Clean-Up 2022/23 Season

Discussions included:

- 2021's cleanup cost was 360k.
- In 2022, the \$250k spent on beach clean-up was split with \$127k to Uawa and \$123k on town beaches.
- The transportation would happen by the 23rd of December, but there is no access to a chipper at such short notice.
- Are working with Rongowhakaata to place the mulch at one of their nursery sights.
- This is unbudgeted work.
- It would cost \$70k to move the debris currently placed between Grey Street and the Beacon and transport the debris to further along the beach where it is stored in option c.
- The source needs to be addressed in the Long Term Plan to try and solve the core of the issue.
- Option D was added which was to undertake a controlled clean-up of the beach and move the debris at a cost of \$70,000.
- Option B was carried.

MOVED by Cr Stoltz, seconded by Cr Gregory

That the Council/Te Kaunihera:

- a. Notes that the beach clean-up this season to date has cost \$250,000.
- b. Option B: Undertake a controlled clean-up of the beach of \$52,000.

DIVISION

For

Mayor Stoltz

Cr Alder

Cr Telfer

Cr Wharehinga

Cr Tupara

Cr Tibble

Cr Cranston

Cr Foster

Cr Gregory

Cr Robinson

Cr Ria

Against

Cr Parata

Cr Pahuru-Wai

Cr Thompson

CARRIED

11. Reports of the Chief Executive and Staff for INFORMATION

11.1 22-262 Climate Change Update

- The risk analysis assessment will be finished by June/July 2024.
- Council will start work in 2023 with Te Weu on deliberative democracy which requires input from 10 different groups for engagement.
- The regional decarbonisation road map will be presented to Council by May 2023. The draft will be ready by early 2023.

MOVED by Cr Ria, seconded by Cr Pahuru-Huriwai

That the Council/Te Kaunihera:

1. Notes the contents of this report.

CARRIED

12. Public Excluded Business

Secretarial Note: These Minutes include a public excluded section. They have been separated for receipt in Section 12 Public Excluded Business of Council.

13. READMITTANCE OF THE PUBLIC

MOVED by Cr Gregory, seconded by Cr Telfer

That the Council re-admits the public.

CARRIED

14. Close of Meeting

There being no further business, the meeting concluded at 2:41pm.

Rehette Stoltz

MAYOR