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## Devonport-Takapuna Local Board

### OPEN MINUTES

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Minutes of a meeting of the Devonport-Takapuna Local Board held in the Devonport-Takapuna Local Board Chamber, Takapuna Service Centre, Level 3, 1 The Strand, Takapuna on Tuesday, 16 August 2016 at 6.00pm.

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#### PRESENT

|                           |                      |                       |
|---------------------------|----------------------|-----------------------|
| <b>Chairperson</b>        | Joseph Bergin        |                       |
| <b>Deputy Chairperson</b> | Dr Grant Gillon      |                       |
| <b>Members</b>            | Mike Cohen, QSM, JP  |                       |
|                           | Dianne Hale, QSO, JP | [from 6.40pm,item 12] |
|                           | Jan O'Connor         |                       |

#### ABSENT

|               |                      |          |
|---------------|----------------------|----------|
| <b>Member</b> | Dianne Hale, QSO, JP | lateness |
|               | Allison Roe, MBE     | absence  |

#### ALSO PRESENT

|   |             |                        |
|---|-------------|------------------------|
| <b>Youth Representative Councillors</b> | Ian Lim     |                        |
|   | George Wood | [from 6.14pm, item 9]  |
|   | Chris Darby | [from 6.53pm, item 13] |

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**1 Welcome**

The Chairperson opened the meeting and welcomed the board members and the members of the public.

**2 Apologies**

Resolution number DT/2016/136

MOVED by Chairperson J Bergin, seconded by Deputy Chairperson G Gillon:

**That the Devonport-Takapuna Local Board:**

- a) **accept the apology from Member Hale for lateness and Member Roe for absence.**

**CARRIED**

Note – In accordance to Standing Order 3.10.16, the board revisited this item as Member Roe originally gave her apologies for lateness but was not present at the meeting.

**3 Declaration of Interest**

Member Gillon declared an interest in items 18 and 20 and did not take part in the discussion or voting on this matter.

Member Hale declared an interest in item 23 on the matter relating to Member Gillon's report and did not take part in the discussion or voting on this matter.

**4 Confirmation of Minutes**

Resolution number DT/2016/137

MOVED by Chairperson J Bergin, seconded by Deputy Chairperson G Gillon:

**That the Devonport-Takapuna Local Board:**

- a) **confirm the ordinary minutes of its meeting, held on Tuesday, 19 July 2016, including the confidential section, as a true and correct record.**

**CARRIED**

**5 Leave of Absence**

There were no leaves of absence.

**6 Acknowledgements**

There were no acknowledgements.

**7 Petitions**

There were no petitions.

**8 Deputations**

There were no deputations.

**9 Public Forum**

**9.1 Kennedy Park**

Malcolm McLean, Castor Bay Ratepayers and Residents Association was in attendance to speak to the board, in support of the removal of Acmena tree at the entrance of Kennedy Park. A document was provided. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Resolution number DT/2016/138

MOVED by Chairperson J Bergin, seconded by Member M Cohen:

**That the Devonport-Takapuna Local Board:**

- a) **thank Malcolm McLean, Castor Bay Ratepayers and Residents Association for his presentation regarding the removal of Acmena tree at the entrance of Kennedy Park, and receive the presentation.**

**CARRIED**

**Attachments**

- A 16 August 2016 Devonport-Takapuna Local Board, 9.1 Kennedy Park, Notes for Public Forum in support of removal of Acmena tree at entrance to Kennedy Park

**10 Extraordinary Business**

There was no extraordinary business.

## 11 Notices of Motion

### 11.1 Notice of Motion

Resolution number DT/2016/139

MOVED by Deputy Chairperson G Gillon, seconded by Member M Cohen:

**That the Devonport-Takapuna Local Board:**

- a) request that officers identify any Auckland Council (or any of its CCOs) owned parcels of land in the Devonport-Takapuna Local Board area, which are either deemed surplus to council, are road reserve or remain after a roading project, road ends or otherwise lie vacant.
- b) notes that a further step would be for officers to advise the board of the procedure for reserving, retaining or developing any identified parcels of land that the board might consider essential to the community.
- c) note that a further step would be to explore, including discussion with the community, the possibility for any such parcels of land to be upgraded and retained in order to add value to the community.
- d) request that all proposals for disposal of land within our board area be discussed with both the local board and Parks team, either with the Parks Portfolio holders or the full board prior to any recommendation being forwarded to Panuku Development Auckland.

**CARRIED**

## 12 Draft Annual Report 2015/2016 - Local Board report

Pramod Nair, Lead Financial Advisor, was in attendance to speak to this report.

6.40pm Member Hale entered the meeting.

Resolution number DT/2016/140

MOVED by Member M Cohen, seconded by Chairperson J Bergin:

**That the Devonport-Takapuna Local Board:**

- a) note the monitoring and reporting requirements set out in the Local Government (Auckland Council) Act 2009 and the draft local board information proposed for the Auckland Council Annual Report 2015/2016.
- b) receive the draft local board report to be included in the Auckland Council Annual Report 2015/2016.
- c) approve the message from the Chairperson, which provides the local board's comments on local board matters in the Annual Report 2015/2016.
- d) delegate authority to the Chairperson and Deputy Chairperson to make minor and typographical changes before submitting for final publication.
- e) note its concern relating to the narrow definition of the Key Performance Indicator (KPI) pertaining to the percentage of community facilities bookings used for health and wellbeing related activity (pg. 8 of the open attachments agenda) and that it may not accurately reflect the performance of the community facilities in this regard.

**CARRIED**

**13 Quarterly performance report**

Pramod Nair, Lead Financial Advisor, was in attendance to speak to this report.

Resolution number DT/2016/141

MOVED by Chairperson J Bergin, seconded by Member DP Hale:

**That the Devonport-Takapuna Local Board:**

- a) receive the Performance Report for the financial quarter ended June 2016.
- b) note the work of the Devonport Environment Group, the Maunga Authority, Department of Conservation, the Defence Force and the Devonport and Bayswater Community in carrying out predator control in Little Shoal Bay and surrounding local parks and congratulate them.
- c) note that the Takapuna Beach Playground was opened on Sunday, 14 August 2016 and that the joint venture with the Takapuna Beach Playground Charitable Trust has been a major success.
- d) delegate to a working party consisting of the Chairperson and the Recreational Facilities Portfolio holders Member Gillon and Member O'Connor, to provide feedback on the Community Facilities procurement and maintenance contracts.
- e) thank Pramod Nair, Lead Financial Advisor, for his work and support of the board.

**CARRIED**

**14 Devonport-Takapuna Local Board Quick Response, Round Five, 2015/2016**

Kim Hammond, Community Grants Advisor was in attendance to speak to this report.

Resolution number DT/2016/142

MOVED by Chairperson J Bergin, seconded by Member M Cohen:

**That the Devonport-Takapuna Local Board:**

- a) allocate funds to the Devonport-Takapuna Local Board Quick Response, Round Five, 2015/2016 applications, as follows:

| Application ID | Applicant                      | Main focus | Funding for   | Amount requested | Amount allocated                        |
|----------------|--------------------------------|------------|---|------------------|---|
| QR16 02-501    | Dance Therapy New Zealand      | Community  | Towards the therapist and assistant fees, purchase of equipment and advertising costs, project coordination and administration overheads and venue hire between July to December 2016 | \$1,861          | \$1,000<br>*funds tagged for venue hire |
| QR16 02-506    | Shanshan Multicultural Society | Community  | Towards the purchase of high visibility vest, sun screen, first aid kit and gloves between June to December 2016  | \$436            | \$436                                   |

|                    |  |                         |   |                 |   |
|--------------------|--|-------------------------|---|-----------------|---|
| QR16<br>02-<br>510 | Scout<br>Association<br>New Zealand<br>First<br>Devonport<br>Scout Group | Community               | Towards the purchase<br>and assembly of a<br>trailer and waterproof<br>cover between July to<br>September 2016  | \$2,000         | \$0.00<br>*applicant<br>has<br>received<br>funds in<br>previous<br>rounds   |
| QR16<br>02-<br>513 | Sunnynook<br>Community<br>Centre<br>Incorporated                         | Community               | Towards the purchase<br>and installation of a<br>defibrillator between<br>June to July 2016   | \$2,000         | \$2,000   |
| QR16<br>02-<br>508 | Youthline<br>Auckland<br>Charitable<br>Trust                             | Community               | Towards the purchase<br>of computer tablets<br>between July to<br>November 2016   | \$2,000         | \$0.00<br>*lower<br>priority as<br>project is<br>taking place<br>in a school  |
| QR16<br>02-<br>509 | Devonport<br>Heritage<br>Incorporated                                    | Events                  | Towards the costs to<br>edit films for the “Two<br>Houses, One Theater”<br>event in October 2016  | \$2,000         | \$2,000   |
| QR16<br>02-<br>504 | Badminton<br>North<br>Harbour  | Sport and<br>Recreation | Towards the purchase<br>of shuttlecocks for the<br>Badminton North<br>Harbour<br>championships and<br>interclub competitions<br>between June to<br>October 2016 | \$2,000         | \$0.00<br>*applicant<br>has<br>received<br>funds in<br>previous<br>rounds   |
| QR16<br>02-<br>512 | North Shore<br>Croquet Club  | Sport and<br>Recreation | Towards the costs<br>towards the ‘Petanque<br>Terrain’ construction<br>project between June<br>to July 2016   | \$3,500         | \$0.00<br>*application<br>has been<br>transferred<br>to Local<br>Grants,<br>Round One<br>2016/2017<br>for a<br>decision in<br>September<br>2016 |
|                    |  |                         | <b>TOTAL</b>  | <b>\$15,797</b> | <b>\$5,436</b>  |

**CARRIED**

**15 Devonport-Takapuna Local Board Community Facilities Renewals Work Programme 2016/2017**

Paul Duffy, Parks Advisor, Devonport-Takapuna, was in attendance to speak to this report.

Resolution number DT/2016/143

MOVED by Member M Cohen, seconded by Member DP Hale:

**That the Devonport-Takapuna Local Board:**

- a) **approve the 2016/2017 work programme for Devonport-Takapuna Local Board Parks, Sports and Recreation renewals.**
- b) **note that the 2016/2017 funding envelope is indicative to deliver this programme of work, and that any budget variances (within scope) will be managed within the total region-wide renewals funding envelope.**

**CARRIED**

**16 Grant of new community lease to PHAB Association (Auckland) Incorporated, 8 Auburn Street**

Maureen Buchanan, Community Lease Advisor, was in attendance to speak to this report.

Resolution number DT/2016/144

MOVED by Member DP Hale, seconded by Deputy Chairperson G Gillon:

**That the Devonport-Takapuna Local Board:**

- a) **grant a new community lease to the Physically Disabled and Able Bodied (PHAB) Association (Auckland) Incorporated for the land and buildings (refer to Attachment A of the agenda report) at 8 Auburn Street, Takapuna, subject to the following:**
  - i) **term – ten years commencing 1 September 2016 with one right of renewal for ten years, noting that the PHAB Association (Auckland) Incorporated are unique, well established, sustainable and provide a community need in keeping with the criteria and the provisions of the Community Occupancy Guidelines;**
  - ii) **subsidised maintenance fee - \$500.00 per annum;**
  - iii) **rent - \$1.00 plus Goods and Services Tax per annum if requested; and**
  - iv) **the PHAB Association (Auckland) Incorporated Community Outcomes Plan as approved being attached to the lease document (refer to Attachment B of the agenda report) be attached to the lease document.**
- f) **approve all other terms and conditions in accordance with the Reserves Act 1977 and the Auckland Council Community Occupancy Guidelines 2012.**
- g) **ask Physically Disabled and Able Bodied (PHAB) Association (Auckland) Incorporated to use its best endeavours to ensure its members, employees, invitees, contractors and agents abide by the Auckland Council's Smoke-Free Policy.**

**CARRIED**



**17 Community lease with Auckland Citizens Advice Bureaux Incorporated**

Maureen Buchanan, Community Lease Advisor, was in attendance to speak to this report.

Resolution number DT/2016/145

MOVED by Deputy Chairperson G Gillon, seconded by Member M Cohen:

**That the Devonport-Takapuna Local Board:**

- a) **fully support the aims and objectives of the Auckland Citizens Advice Bureaux Incorporated as listed below, and are supportive of the work Auckland Citizens Advice Bureaux Incorporated have done in the Devonport-Takapuna community over the years:**
  - i) **to ensure that individuals do not suffer through ignorance of their rights and responsibilities;**
  - ii) **to assist those who are unable to express their needs effectively; and**
  - iii) **to exert a responsible influence on the development of social policies and services, both locally and nationally.**
- b) **does not support, at this time, the granting of a multi-premises lease to Auckland Citizens Advice Bureaux Incorporated for the locations in the Devonport-Takapuna Local Board area, for the following reasons:**
  - i) **it is unclear how the granting of a multi-premises lease provides Auckland Citizens Advice Bureaux with the flexibility to meet its changing accommodation and business needs over time as suggested in paragraph 16 of the agenda report;**
  - ii) **the board is not convinced with the suggestion outlined in paragraph 18 of the agenda report, which states that the proposed multi-premises lease will 'allow for a more flexible optimization of the network whilst retaining local boards' delegated authority', as there is no evidence presented as to how a multi-premises lease will do this in practice;**
  - iii) **it is unclear how the proposal results in efficiency gains for both the operational departments of Auckland Council and the local board, as no detailed financial analysis or discussion is presented in the report to demonstrate the nature and quantum of such efficiency gains;**
  - iv) **the board has not been provided sufficient information as part of the agenda report (especially in relation to information pertaining to the existing leases in the Devonport-Takapuna Local Board area) for it to make an informed decision as to whether or not a multi-premises lease is in the best interests of its community;**
  - v) **the board expects the lease to be reflective of the current demands and future opportunities of each location specifically; and**
  - vi) **the views of the local Citizens Advice Bureaux are unclear, therefore the board requires time to effectively consult with its local Citizens Advice Bureaux.**
- c) **request a report from officers regarding the current lease terms and conditions for the Citizens Advice Bureau locations in the Devonport-Takapuna Local Board area, noting that the report should also include advice regarding new lease terms and conditions for each of the locations.**

**CARRIED**

**18 Approving an alcohol ban for 11 Killarney Street and part of The Promenade, Takapuna**

Tim Court, Policy Analyst, Social Policy and Bylaws, and Mike Sinclair, Manager Social Policy and Bylaws, were in attendance to speak to this report.

Member Gillon declared a perceived conflict of interest in this item and did not take part in the discussion or voting on this matter.

Resolution number DT/2016/146

MOVED by Member JRK O'Connor, seconded by Chairperson J Bergin:

**That the Devonport-Takapuna Local Board:**

- a) **extend the Takapuna town centre 'at all times' alcohol ban to the public outdoor areas of 11 Killarney Street, and that part of The Promenade extending from the end of the formed road to the Lake Pupuke foreshore, effective from 16 November 2016.**

**CARRIED**

**19 ATEED Six monthly report to the Devonport-Takapuna Local Board**

Michael Goudie, Senior Advisor External Relations, ATEED, was in attendance to speak to this report.

Resolution number DT/2016/147

MOVED by Chairperson J Bergin, seconded by Member M Cohen:

**That the Devonport-Takapuna Local Board:**

- a) **receive the Auckland Tourism, Events and Economic Development (ATEED) six monthly report on activities in the local board area for the period of 1 January to 30 June 2016.**

**CARRIED**

**20 Auckland Transport Monthly Update - August 2016**

Marilyn Nicholls, Elected Member Relationship Manager, Auckland Transport, was in attendance to speak to this report.

Member Gillon declared an interest relating to the Devonport Wharf boardwalk and did not take part in the discussion or voting on the matter.

Resolution number DT/2016/148

MOVED by Chairperson J Bergin, seconded by Member DP Hale:

**That the Devonport-Takapuna Local Board:**

- a) **receive the Auckland Transport Monthly Update to Devonport-Takapuna Local Board - August 2016 report.**

**CARRIED**

**21 Special Exemption (Section 6) Fencing of Swimming Pools Act 1987**

Resolution number DT/2016/149

MOVED by Member DP Hale, seconded by Deputy Chairperson G Gillon:

**That the Devonport-Takapuna Local Board:**

- a) **grant the application for special exemption as sought for the property at 44 Merani Street Belmont with the condition that NZS 8500-2006 clause (a-k) is met at all times and the spa remain in the same location.**
- b) **grant the application for special exemption as sought for the property at 2/28 Prospect Terrace, Milford, with the condition that the self-closing and self-latching devices are kept in good working order**
- c) **revoke the existing exemption for 4 Flagstaff Terrace, Devonport after 27 July 2017, as the owner of the property and the circumstances relating to the exemption have changed, and there is a significant danger to young children.**

**CARRIED**

**22 Ward Councillors Update**

Councillor Chris Darby tabled his written report. A copy of the tabled document has been placed on the file copy of the minutes and can be viewed at the Auckland Council website.

Resolution number DT/2016/150

MOVED by Chairperson J Bergin, seconded by Member M Cohen:

**That the Devonport-Takapuna Local Board:**

- a) **thank Councillor Chris Darby for his tabled written report to the Devonport-Takapuna Local Board.**

**CARRIED**

Resolution number DT/2016/151

MOVED by Chairperson J Bergin, seconded by Member DP Hale:

**That the Devonport-Takapuna Local Board:**

- b) **thank Councillor George Wood for his verbal update to the Devonport-Takapuna Local Board.**

**CARRIED**

**Attachments**

- A 26 August 2016 Devonport-Takapuna Local Board meeting, Item 22 Ward Councillors Update, Devonport-Takapuna Local Board Update - Councillor Chris Darby

## 23 Board Members' reports

Member Cohen, Member Hale and Member O'Connor tabled their written members' reports. A copy of the tabled documents have been placed on the file copy of the minutes and can be viewed at the Auckland Council website.

Member Hale declared an interest in the matter relating to Member Gillon's report and did not take part in the discussion or voting on this matter.

Member Gillon declared an interest relating to the Devonport Wharf boardwalk, raised in Member Cohen's report, and did not take part in the discussion or voting on the matter.

Resolution number DT/2016/152

MOVED by Deputy Chairperson G Gillon, seconded by Member JRK O'Connor:

**That the Devonport-Takapuna Local Board:**

- a) receive Member Gillon's written report.
- b) express its concern to the governing body that it determined a 13m height limit in the Town Centre zone of Devonport, including the Wynyard St area and Victoria Street.
- c) express its concern to the governing body that it determined the removal of the new Terrace Housing and Apartment zone east of Belmont due to its already congested infrastructure and restrictions created by volcanic view shafts rendering the planned heights unachievable in the main.
- d) express its concern to the governing body that it did not reinstate the overlay protections for the Fort Cautley area.

**CARRIED**

Note: Member Hale abstained from discussion and voting on resolutions a), b), c) and d).

Note: Under Standing Order 3.15.5 Member Bergin requested that his dissenting vote on resolutions b), c) and d), be recorded.

Resolution number DT/2016/153

MOVED by Member M Cohen, seconded by Chairperson J Bergin:

**That the Devonport-Takapuna Local Board:**

- e) receive Member Mike Cohen's tabled report.
- f) allocate \$2,690 (plus GST) from the 2016-2017 Locally Driven Initiatives Parks, Sports and Recreation Response Fund for Parks to carry out the tree removal of the Acmena at the entrance to Kennedy Park and the removal of the three conifers in the small street garden in Castor Bay.
- g) support the community planting and the pruning of the pittosporums by 20% at the small street garden in Castor Bay.
- h) recommend to the incoming board consideration of the addition of sensor light to improve the safety on approach to the Kennedy Park Observation Post.

**CARRIED**

Resolution number DT/2016/154

MOVED by Member M Cohen, seconded by Member JRK O'Connor:

**That the Devonport-Takapuna Local Board:**

- i) express concern regarding the lack of communication and engagement with the local board over the construction of the concrete fenced area on the eastern board walk abutting the Devonport Wharf terminal building and requests that the board receive a copy of the decision on any relevant resource consents.**

**CARRIED**

Note: Member Gillon abstained from discussion and voting on resolutions i).

Note: Under Standing Order 3.15.5 Member Bergin requested that his dissenting vote on resolutions i), be recorded.

Resolution number DT/2016/155

MOVED by Member DP Hale, seconded by Deputy Chairperson G Gillon:

**That the Devonport-Takapuna Local Board:**

- j) receive Member Dianne Hale's tabled report.**
- k) reschedule the start of its last meeting of this term, scheduled on Tuesday, 6 September 2016 at the Council Chamber, Level 3, 1 The Strand, Takapuna, from its usual start at 6.00pm to 3.00pm.**

**CARRIED**

Resolution number DT/2016/156

MOVED by Member JRK O'Connor, seconded by Deputy Chairperson G Gillon:

**That the Devonport-Takapuna Local Board:**

- l) receive Member Jan O'Connor's tabled report.**
- m) request that an update on the status of the Korean Garden application for a Licence to Occupy be reported to the board at the earliest possible opportunity.**

**CARRIED**

#### **Attachments**

- A 26 August 2016 Devonport-Takapuna Local Board meeting, Item 23 Board Member's reports, Member Mike Cohen's report
- B 26 August 2016 Devonport-Takapuna Local Board meeting, Item 23 Board Member's reports, Member Dianne Hale's report
- C 26 August 2016 Devonport-Takapuna Local Board meeting, Item 23 Board Member's reports, Member Jan O'Connor's report

**24 Chairperson's reports**

Resolution number DT/2016/157

MOVED by Chairperson J Bergin, seconded by Member DP Hale:

**That the Devonport-Takapuna Local Board:**

- a) receive the chairperson's report.
- b) adopt the amended Greater Takapuna Reference Group's terms of reference, as attached to the Chairperson's report, subject to the inclusion of reference to the Takapuna Centre Plan.
- c) consider preparing a submission on the LGNZ discussion paper 'The 2050 challenge: future proofing our communities'.

**CARRIED**

**25 Consideration of Extraordinary Items**

There was no consideration of extraordinary items.

10.00 pm

The Chairperson thanked Members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AS A TRUE AND CORRECT RECORD  
AT A MEETING OF THE DEVONPORT-TAKAPUNA  
LOCAL BOARD HELD ON

**DATE:**.....

**CHAIRPERSON:**.....