Rodney Local Board
OPEN MINUTES

Minutes of a meeting of the Rodney Local Board held in the Council Chamber, Orewa Service Centre, 50 Centreway Road, Orewa on Thursday 19 September 2019 at 2.00pm.

PRESENT

Chairperson
Beth Houlbrooke
Deputy Chairperson
Phelan Pirrie
Members
Brent Bailey
Tessa Berger
Cameron Brewer
Louise Johnston
Colin Smith
Brenda Steele

ABSENT

Member
Allison Roe, MBE

ALSO PRESENT

GM Local Board Services
Louise Mason
1 Welcome
   The Chairperson opened the meeting and welcomed those in attendance.

2 Apologies
   Resolution number RD/2019/111
   MOVED by Member B Steele, seconded by Member B Bailey:
   That the Rodney Local Board:
   a) accept the apology from Member A Roe for absence.
      CARRIED

3 Declaration of Interest
   There were no declarations of interest.

4 Confirmation of Minutes
   Resolution number RD/2019/112
   MOVED by Member T Berger, seconded by Member B Bailey:
   That the Rodney Local Board:
   a) confirm the ordinary minutes of its meeting, held on Thursday 15 August 2019, as a true and correct record.
      CARRIED

5 Leave of Absence
   There were no leaves of absence.

6 Acknowledgements
   The Chairperson acknowledged the passing of Member Allison Roe’s mother.

7 Petitions
   There were no petitions.

8 Deputations
   There were no deputations.

9 Public Forum
   9.1 Concern for community
   Mr Stephen Law was in attendance to discuss what elected members can say during election campaigning.
   Resolution number RD/2019/113
   MOVED by Member B Steele, seconded by Member L Johnston:
   That the Rodney Local Board:
10 Extraordinary Business

10.1 Feedback on National Policy Statement on Elite and Prime Soils

Resolution number RD/2019/114

MOVED by Deputy Chairperson P Pirrie, seconded by Member L Johnston:

That the Rodney Local Board:

a) consider an extraordinary item – National Policy Statement on Elite and Prime soils at item 29 – Consideration of Extraordinary Items of this agenda, noting

i) the reason the matter was not on the agenda is because there was no time to receive a report

ii) the reason why this matter cannot be delayed until a subsequent meeting is that local board feedback is required by 20 September 2019 for reporting to the Governing Body.

A division was called for, voting on which was as follows:

<table>
<thead>
<tr>
<th>For</th>
<th>Against</th>
<th>Abstained</th>
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<tbody>
<tr>
<td>Member T Berger</td>
<td>Member B Bailey</td>
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<tr>
<td>Member C Brewer</td>
<td>Member L Johnston</td>
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<tr>
<td>Chairperson B Houlbrooke</td>
<td>Deputy Chairperson P</td>
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<tr>
<td>Member C Smith</td>
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<td>Deputy Chairperson P</td>
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<td>Member B Steele</td>
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<td>Pirrie</td>
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The motion was declared CARRIED by 5 votes to 3.
Revocation of resolution number RD/2017/11 relating to the grant of a new community lease and licence to occupy to North Harbour Pony Club Silverdale Branch Incorporated at Green Road, Dairy Flat and replacement resolution

Karen Walby – Community Lease Advisor, was in attendance for this item.

Resolution number RD/2019/116

MOVED by Deputy Chairperson P Pirrie, seconded by Member L Johnston:

That the Rodney Local Board:

a) agree, pursuant to standing order 1.10.1 to revoke resolution RD/2017/11 (Item 14) adopted at the Rodney Local Board meeting held on 16 February 2019 which reads as follows:

That the Rodney Local Board:

a) grant a community lease and non-exclusive licence to occupy to North Harbour Pony Club Silverdale Branch Incorporated for a portion of Lot 1 DP 365603 at 124 Green Road, Dairy Flat (Attachment A) subject to the following terms and conditions:

i) term – five years commencing 1 March 2017

ii) rent - $1.00 plus GST per annum if requested

iii) North Harbour pony Club Silverdale Branch Incorporated Community Outcomes Plan as approved be attached to the lease document

b) note that all other terms and conditions in accordance with the Auckland Council Community Occupancy Guidelines July 2012

c) approve North Harbour pony Club Silverdale Branch Incorporated Community Outcomes Plan as attached to the agenda report (Attachment B)

and replaced with:

a) grant a new community lease and licence to occupy to North Harbour Pony Club Silverdale Branch Incorporated at 124 Green Road as detailed below in b), c), d) and e)

b) grant a community lease to North Harbour Pony Club Silverdale Branch Incorporated for a portion 100 square metres (more or less) being the footprint of the club-owned assets on Lot 1 DP 365603 at 124 Green Road, Dairy Flat (Attachment B to the agenda report) subject to the following terms and conditions:

i) term – five years commencing 1 March 2017

ii) rent - $1.00 plus GST per annum if demanded

iii) North Harbour Pony Club Silverdale Branch Incorporated Community Outcomes Plan as approved be attached to the lease agreement

c) grant a community lease to North Harbour Pony Club Silverdale Branch Incorporated for the council-owned Skyline garage 86.4 square metres (more or less) on Lot 1 DP 365603 at 124 Green Road, Dairy Flat (Attachment C to the agenda report) subject to the following terms and conditions:

i) term – five years commencing 1 March 2017, renewable on an annual basis
ii) early termination clause – a specific amendment to allow for early termination of the lease by either party giving twelve (12) months’ written notice

iii) rent - $1.00 plus GST per annum if demanded

iv) annual subsidised maintenance fee - $250.00 plus GST, commencing 1 March 2019

d) grant a non-exclusive licence to occupy to North Harbour Pony Club Silverdale Branch Incorporated for a portion 219,154 square metres (more or less) of Lot 1 DP 365603 at 124 Green Road, Dairy Flat (Attachment D to the agenda report) subject to the following terms and conditions:

i) term – five years commencing 1 March 2017

ii) rent - $1.00 plus GST per annum if demanded

e) approve North Harbour Pony Club Silverdale Branch Incorporated Community Outcomes Plan (Attachment E to the agenda report).

CARRIED

13 Variation of lease to Wellsford Tennis Club Incorporated to record the partial surrender of its lease area at Centennial Park, Wellsford

Karen Walby – Community Lease Advisor, was in attendance for this item.

Resolution number RD/2019/117

MOVED by Member B Steele, seconded by Member C Smith:

That the Rodney Local Board:

a) approve the variation of the community lease to Wellsford Tennis Club Incorporated to record the partial surrender of its lease area 3,244.4m² (more or less) on land legally described as Section 4 SO 434733 at Centennial Park, Wellsford (Attachment A to the agenda report) subject to the following terms and conditions:

i) surrender date - effective 12 July 2018

ii) all other terms and conditions will accord with the lease agreement dated 28 November 2003.

CARRIED

14 Lease for additional premises to Rodney Rams Rugby League and Sports Club Incorporated for land at Whangateau Domain Recreation Reserve

Karen Walby – Community Lease Advisor, was in attendance for this item.

Resolution number RD/2019/118

MOVED by Member B Steele, seconded by Member T Berger:

That the Rodney Local Board:

a) grant a lease for additional premises of 103 square metres (more or less) to Rodney Rams Rugby League and Sports Club Incorporated for its water tank (including pipes and fittings) and ablution block adjoining but excluding the council owned toilets and situated adjacent to its current lease premises on Whangateau Domain Recreation Reserve on land legally described as Part of Allotment 156A Parish of Omaha (Attachment A to the agenda report) subject to the following conditions:
Rodney Local Board
19 September 2019

15 Grant of new community lease to Fire and Emergency New Zealand for land at 945 Kaipara Coast Highway, Kaukapakapa

Karen Walby – Community Lease Advisor, was in attendance for this item.

Resolution number RD/2019/119

MOVED by Chairperson B Houlbrooke, seconded by Member C Smith:

That the Rodney Local Board:

a) grant a new community lease to Fire and Emergency New Zealand for 1407 square metres (more or less) of land legally described as Section 2 SO 379863 at 945 Kaipara Coast Highway, Kaukapakapa (Attachment A to the agenda report) pursuant to Section 61 of the Reserves Act 1977 and subject to the following terms and conditions:

i) term – 10 years with one right of renewal for 10 years commencing 1 October 2019

ii) rent - $1.00 per annum if demanded

iii) all other terms and conditions will be in accordance with Auckland Council Community Occupancy Guidelines 2012 and the Reserves Act 1977

b) note that Fire and Emergency New Zealand is not required to have a community outcomes plan appended as a schedule to its lease agreement.

CARRIED

Note: Pursuant to Standing Order 1.9.7 Deputy Chairperson P Pirrie requested that his abstention be recorded.

16 Grant of new community lease to Fire and Emergency New Zealand for the council-owned building at Shelly Beach Reserve, 33B James McLeod Road, Shelly Beach

Karen Walby – Community Lease Advisor, was in attendance for this item.

Resolution number RD/2019/120

MOVED by Member B Steele, seconded by Member B Bailey:

That the Rodney Local Board:

a) grant a new community lease to Fire and Emergency New Zealand for the council-owned building on 240 square metres (more or less) of land legally described as Part lot 1 DP 8688 (redefined by SO 62916) on Shelly Beach Reserve, 33B James McLeod Road, Shelly Beach (Attachment A to the agenda report) pursuant to section 61 of the Reserves Act 1977 and subject to the following terms and conditions:

i) term – 10 years with one right of renewal for 10 years commencing 1 October 2019

ii) rent - $1.00 per annum if demanded
iii) maintenance – Fire and Emergency New Zealand will maintain the land and buildings and pay outgoings
iv) all other terms and conditions will be in accordance with Auckland Council Community Occupancy Guidelines 2012 and the Reserves Act 1977

b) note that Fire and Emergency New Zealand is not required to have a community outcomes plan appended as a schedule to its lease agreement.

CARRIED

Note: Pursuant to Standing Order 1.9.7 Deputy Chairperson P Pirrie requested that his abstention be recorded.

17 Amendment to resolution number RODPC/2018/4 relating to the renewal and variation of community lease to Sandspit Yacht Club Incorporated at Sandspit Reserve
Karen Walby – Community Lease Advisor, was in attendance for this item.
Resolution number RD/2019/121
MOVED by Member T Berger, seconded by Member B Bailey:
That the Rodney Local Board:

a) approve the amendment of resolution number RODPC/2018/4 a) i) (Attachment A to the agenda report) to:
   i) term – 33 years commencing 1 January 2017.

CARRIED

18 Sunny Crescent- Merlot Heights Reserve Playspace Concept Design
Sandra May – Senior Renewals Coordinator, was in attendance for this item.
Resolution number RD/2019/122
MOVED by Member B Bailey, seconded by Deputy Chairperson P Pirrie:
That the Rodney Local Board:

a) approve the concept design for the new playspace at Sunny Crescent – Merlot Heights as provided in Attachment A to this agenda report
b) note that staff will progress this project to detailed design, consents and physical works.

CARRIED

19 Wellsford, 118 Rodney Street - rebuild public toilet block - concept design
Sandra May – Senior Renewals Coordinator, was in attendance for this item.
Resolution number RD/2019/123
MOVED by Member B Steele, seconded by Member C Smith:
That the Rodney Local Board:

a) approve the concept design for the Wellsford toilet block rebuild as provided in Attachment A to this agenda report
b) note that staff will progress this project to detailed design, consents and physical works.

CARRIED
20 Approving reclassification of part of Warkworth Sesquicentennial Walkway following public notification

Shyrel Burt – Service and Asset Planning Specialist was in attendance via Skype for this item.

Resolution number RD/2019/124

MOVED by Chairperson B Houlbrooke, seconded by Member B Bailey:

That the Rodney Local Board:

a) approve the reclassification of Part Lot 5 DP 36395, Lot 7 DP 36395 and Lot 6 DP 36395 as scenic reserve (section 19(1)(b)) pursuant to section 24(1)(b) of the Reserves Act 1977.

CARRIED

21 Auckland Transport Local Board Transport Capital Fund

Ellen Barrett – Elected Member Relationship Manager was in attendance for this item.

Resolution number RD/2019/125

MOVED by Member B Bailey, seconded by Deputy Chairperson P Pirrie:

That the Rodney Local Board:

a) allocate $623,000 from the funds remaining in its Local Board Transport Capital Fund for the current political term to Project 656, construction of a footpath on Hudson Road between State Highway One and Albert Road, based on a preliminary estimated cost provided at a workshop on 5 September 201

b) note that resource consent is being lodged with Auckland Council for construction of a footpath on Omaha Drive, Omaha, from Broadlands Drive to the Omaha Golf Club, based on indications by the local board that it will commit funding to the project from its Local Board Transport Capital Fund allocation for the 2019-2022 electoral term.

CARRIED

22 Referred from the Governing Body: Freedom Camping in Vehicles Bylaw

Documents were tabled in support of this item. A copy has been placed on the official minutes and is available on the Auckland Council website as minutes attachments.

Resolution number RD/2019/126

MOVED by Member B Bailey, seconded by Member C Smith:

That the Rodney Local Board:

a) note the resolution of the Governing Body with regards to the Freedom Camping in Vehicles Bylaw

b) request that the local board’s formal feedback (dated 21 June 2018) on the Freedom Camping in Vehicles Bylaws and all public submissions from the Rodney Local Board area are considered for inclusion in the future Statement of Proposal with the following amendments;

i) Buckleton Beach Reserve be marked prohibited to align with original staff advice

ii) Algies Bay Reserve site be noted as Gordon Craig Place, not 39 Willjames Avenue and;
iii) confirm the following reserves as prohibited;
   A) Pukemateko Reserve, Omaha South, 177 Mangatawhiri Road, Omaha
   B) Rita Way, Excelsior Way, Lagoon Way reserve area at 160 Omaha Drive
   C) William Fraser Reserve, 37 Broadlands Drive, Omaha
   D) Muriwai Village Green, Coast Road, Muriwai.

CARRIED

Attachments
   A  19 September 2019 - Rodney Local Board, Item 22 - Referred from the Governing Body
      - Freedom Camping in Vehicles Bylaw - RLB Freedom Camping Bylaw Development
      resolution 21 June 2018

Secretarial Note: Rodney Local Board’s lease advisor was requested to update the local board
on the status of the Dairy Flat Hall carpark that has been partially developed
and remains un-finished.

23  Informal local board workshop views on the draft findings of the Animal Management
Bylaw 2015 review

Resolution number RD/2019/127

MOVED by Member B Bailey, seconded by Member T Berger:

That the Rodney Local Board:
   a) provide the following feedback on the draft findings of the Animal Management
      Bylaw 2015 review;
      i) considers that animals kept as stock should be treated separately in the
      bylaw and new provisions set up specifically for stock to acknowledge
      their special economic status
      ii) considers bee keeping should be more permissive, and limiting bee
      keeping to rural areas only is too restrictive
      iii) do not agree that roosters should be prohibited in the rural/urban
      boundary

CARRIED

24  Temporary arrangements for urgent decisions and staff delegations during the
election period

Resolution number RD/2019/128

MOVED by Member B Steele, seconded by Member C Brewer:

That the Rodney Local Board:
   a) utilise the local board’s existing urgent decision-making process between the
      final local board business meeting and the commencement of the term of office
      of new local board members
   b) note that from the commencement of the term of office of new local board
      members until the inaugural meeting of the incoming local board, urgent
      decision-making will be undertaken by the Chief Executive under existing
      delegations
   c) approve that staff, as a temporary measure, can make business as usual
      decisions under their existing delegated authority without requiring compliance
      with the requirement in the current delegation protocols to consult with the
nominated portfolio holder (or chairperson where there is no portfolio holder in place), from 22 October 2019, noting that staff will consult with the chairperson following the inaugural meeting until new arrangements are made at the first business meeting in the new term.

d) note that existing appointments by the local board to external bodies will cease at the election and new appointments will need to be made by the local board in the new term.

CARRIED

25 Rodney Local Board workshop records
Resolution number RD/2019/129
MOVED by Member T Berger, seconded by Member B Bailey:
That the Rodney Local Board:
  a) note the workshop records for 5 September and 12 September 2019.

CARRIED

26 Rodney Local Board Chairperson’s report
Resolution number RD/2019/130
MOVED by Chairperson B Houlbrooke, seconded by Member T Berger:
That the Rodney Local Board:
  a) note the chairperson’s report for July and August 2019.

CARRIED

27 Deputations and public forum update
Resolution number RD/2019/131
MOVED by Member B Steele, seconded by Member B Bailey:
That the Rodney Local Board:
  a) note the deputation and public forum update for 15 August 2019.

CARRIED

Note: From this point forward, agenda items were taken in the following order:

Item
29 Consideration of Extraordinary Items
28 Farewell and reflections

29 Consideration of Extraordinary Items

29.1 Feedback to the National Policy Statement on Elite and Prime Soils
A discussion took place regarding the National Policy Statement on Elite and Prime Soils. No resolution was confirmed.
28 Farewell and reflections

Resolution number RD/2019/132

MOVED by Chairperson B Houlbrooke, seconded by Member B Bailey:

That the Rodney Local Board:

a) receive the farewell speeches from Members Tessa Berger, Cameron Brewer, Allison Roe (absent) and Brenda Steele, wish them all the best for their future endeavours and thank them for their hard work and contribution to the 2016 – 2019 term of the Rodney Local Board.

CARRIED

3.45 pm

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

In accordance with Clause 8.1.4 of the Auckland Council Local Board Standing Orders, we hereby confirm the correctness of the minutes of the last Rodney Local Board meeting, held 19 September 2019 prior to the next Auckland Council Election.

DATE:..............................................................................................................

CHAIRPERSON:.............................................................................................

CHIEF EXECUTIVE AND/OR NOMINEE

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