Minutes of a meeting of the Kaipātiki Local Board held virtually by Skype for Business on Wednesday, 16 September 2020 at 10.06am. Either a recording or written summary will be uploaded to the Auckland Council website.

PRESENT

Chairperson
John Gillon

Deputy Chairperson
Danielle Grant, JP

Members
Paula Gillon
Ann Hartley, JP
Melanie Kenrick
Cindy Schmidt
Andrew Shaw
Adrian Tyler
1 Welcome Karakia

Chairperson John Gillon opened the meeting followed by Member Adrian Tyler leading the meeting with a Karakia.

Whakataka te hau kite uru
Whakataka te hau kite tonga
Kia mākinakina ki uta
Kia mātaratara ki tai
E hī ake ana te atakura
He tio
He huka
He hau hū
Tīhei mauri ora!

Cease o winds from the west
Cease o winds from the south
Bring calm breezes over the land
Bring calm breezes over the sea
And let the red-clipped down come
With a touch of frost
A sharpened air
And promise of a glorious day

2 Apologies

There were no apologies.

3 Declaration of Interest

There were no declarations of interest.

4 Confirmation of Minutes

Resolution number KT/2020/138
MOVED by Member M Kenrick, seconded by Member A Tyler:
That the Kaipātiki Local Board:

a) confirm the ordinary minutes of its meeting, held on Wednesday, 19 August 2020 and the extraordinary minutes of its meeting, held on Wednesday, 26 August 2020, as true and correct.

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

There was no public forum.
10 Extraordinary Business

There was no extraordinary business.

11 Auckland Transport Monthly Update

Marilyn Nicholls, Elected Member Relationship Manager for Auckland Transport, was in attendance via Skype to address the board in support of this item.

A document titled ‘Memorandum on Local Board Transport Capital Fund (LBTCF) from Shane Ellison, Chief Executive Auckland Transport’ was tabled. A copy of the tabled document has been placed on the official minutes and is available on council website as a minutes attachment.

Resolution number KT/2020/139

MOVED by Chairperson J Gillon, seconded by Member P Gillon:

That the Kaipātiki Local Board:

a) note the Auckland Transport monthly update to the Kaipātiki Local Board for September 2020, including the feedback report on the pedestrian crossing upgrade at Rangatira Road, Beach Haven (CSFK 1.12).

b) note the reduction in available Kaipātiki Local Board Transport Capital Fund from $3,932,615 (as of March 2020) to $254,223 due to the Auckland Council Emergency Budget.

c) request an update on funding and timing for project 601 “Lynn Road Crossing Point” ($120,000) that was delayed due to repair work for the tomo at Lynn Reserve, Bayview.

d) receive the memorandum from Shane Ellison, Chief Executive Auckland Transport (dated 18 August 2020) sent to local board chairpersons regarding the Local Board Transport Capital Fund (LBTCF) 2020/21, and request an update from relevant Auckland Transport (AT) staff regarding the impact of decisions made as part of the Emergency Budget on the delivery and timing of Kaipatiki Local Board LBTCF projects.

CARRIED

Attachments

A 16 September 2020 - Kaipātiki Local Board Business Meeting - Memorandum on Local Board Transport Capital Fund (LBTCF) from Shane Ellison, Chief Executive Auckland Transport

12 Approval for Private Road Name For Subdivision At 3 Sunnybrae Road, Hillcrest

Resolution number KT/2020/140

MOVED by Chairperson J Gillon, seconded by Member C Schmidt:

That the Kaipātiki Local Board:

a) approve the preferred road name ‘Poenamo Place’ for the private road constructed within the residential development and subdivision being undertaken by Sampati Holdings Limited (the applicant), at 3 Sunnybrae Road, Hillcrest in accordance with section 319(1)(j) of the Local Government Act 1974.

CARRIED
13  **Approval for Private Road Name For Subdivision At 6 - 8 Agincourt Street, Glenfield**  
Resolution number KT/2020/141  
MOVED by Chairperson J Gillon, seconded by Deputy Chairperson D Grant:  
**That the Kaipātiki Local Board:**

a) approve the preferred road name ‘Timatanga Way’ for the private road constructed within the residential development and subdivision being undertaken by Elaman Property Limited (the Applicant), at 6 - 8 Agincourt Street, Glenfield in accordance with Section 319(1)(j) of the Local Government Act 1974.  

**CARRIED**

14  **Road Name Report for Subdivision at 182 - 184 Rangatira Road Beach Haven**  
Resolution number KT/2020/142  
MOVED by Chairperson J Gillon, seconded by Member M Kenrick:  
**That the Kaipātiki Local Board:**

a) approve the preferred road name “Patariki Way” for the private road constructed within the residential development and subdivision being undertaken by Andrew Laery (the applicant), at 182 - 184 Rangatira Road, Beach Haven in accordance with section 319(1)(j) of the Local Government Act 1974.

b) note that “Patariki Way” is named after Mokai Erueti Patariki who led the Patariki whānau, who were one of two known Paoa whānau living in the area at that time during the 1800s.  

**CARRIED**

15  **Renewal of community lease to Birkenhead Heritage Society Incorporated for land at 44 Mahara Drive, Birkenhead, Auckland**  
Phillipa Carroll, Senior Community Lease Advisor, was in attendance via Skype to address the board in support of this item.  
Resolution number KT/2020/143  
MOVED by Chairperson J Gillon, seconded by Member P Gillon:  
**That the Kaipātiki Local Board:**

a) grant the renewal of the community lease to Birkenhead Heritage Society Incorporated at R2 John Court Street (44 Mahara Avenue), Birkenhead, Auckland as comprising 153m² more or less, shown outlined in red and marked A on Attachment A to the agenda report on the land described as Part Allot 153 Parish of Takapuna subject to the following terms and conditions:

   i) term – 10 years commencing 1 October 2020;  
   ii) Final expiry 30 September 2030; and  
   iii) rent – $1.00 plus GST per annum if requested.

b) note all other terms and conditions be in accordance with the original lease dated 2010.  

**CARRIED**
16 Renewal of community lease to North Shore Resource Centre Incorporated for the land and building at Birkenhead War Memorial Park, 44 Mahara Avenue, Birkenhead, Auckland

Phillipa Carroll, Senior Community Lease Advisor, was in attendance via Skype to address the board in support of this item.

Resolution number KT/2020/144

MOVED by Deputy Chairperson D Grant, seconded by Member A Shaw:

That the Kaipātiki Local Board:

a) grant the renewal of the community lease to the North Shore Resource Centre Incorporated at Birkenhead War Memorial Park, R2 John Court Street (44 Mahara Avenue), Birkenhead as comprising 106m² more or less, shown outlined in red and marked A on Attachment A to the agenda report on the land described as Part Allotment 153 Parish of Takapuna subject to the following terms and conditions:

i) term – 5 years commencing 17 December 2020

ii) Final expiry 16 December 2025

iii) rent – $1.00 plus GST per annum if requested

iv) Maintenance fee $500 plus GST per annum.

b) note all other terms and conditions be in accordance with the original lease dated 2 April 2019.

c) include a variation in the deed of renewal to correctly record the land as being held under the Reserves Act 1977 as a classified recreation reserve.

CARRIED

17 New community licence to occupy for the Ministry of Education at Target Reserve, Totara Vale

Phillipa Carroll, Senior Community Lease Advisor, was in attendance via Skype to address the board in support of this item.

Resolution number KT/2020/145

MOVED by Chairperson J Gillon, seconded by Member P Gillon:

That the Kaipātiki Local Board:

a) approve this community licence to occupy as part of the 2020/2021 Work Programme.

b) grant a community licence to occupy to the Ministry of Education for approximately 200m², situated at Target Road Reserve, Tawavale Crescent, Totara Vale, legally described as Lot 7 DP 86445, more clearly identified on Attachment A of the agenda report on the following terms and conditions:

i) term – 2 years commencing on 1 October 2020 with no rights of renewal

ii) rent - $1.00 per annum if demanded

iii) all other terms and conditions to be in line with Auckland Council’s Community Occupancy Guidelines 2012 and in accordance with The Reserves Act 1977.

CARRIED
18 **New community lease to Kaipātiki Community Facilities Trust at 15 Chartwell Avenue, Glenfield**

Phillipa Carroll, Senior Community Lease Advisor, was in attendance via Skype to address the board in support of this item.

Resolution number KT/2020/146

MOVED by Member P Gillon, seconded by Member A Shaw:

**That the Kaipātiki Local Board:**

a) grant a community lease to Kaipātiki Community Facilities Trust for the land and buildings at 15 Chartwell Avenue, Glenfield, legally described as Lot 151 DP 49752, more clearly identified on Attachment A of the agenda report on the following terms and conditions:

i) term - 5 (five) years commencing 1 October 2020 with one 5 (five) year right of renewal;

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

iii) quarterly reporting to the local board on services delivered;

iv) Maintenance fee $1000 plus GST per annum in accordance with Auckland Council’s Community Occupancy Guidelines 2012; and

v) all other terms and conditions to be in accordance with Auckland Council’s Community Occupancy Guidelines 2012 and the Local Government Act 2002.

CARRIED

19 **Project Streetscapes: Weed Management report**

Resolution number KT/2020/147

MOVED by Chairperson J Gillon, seconded by Deputy Chairperson D Grant:

**That the Kaipātiki Local Board:**

a) provide the following feedback on the recommended approach to a standardised methodology to managing weeds on footpaths, berms and the kerb and channel across more than 5000 kilometres of urban roads.

i) does not support the introduction of a standardised approach for edging and weed control on hard surfaces in the road corridor across Auckland, and supports retaining the status quo where local boards can set weed policy appropriate to their area, within the guidelines of the 2013 Auckland Council Weed Management Policy for Parks & Open Spaces.

ii) request that Auckland Council continue to maintain and fund the existing weed management service levels and methodology in the Kaipātiki Local Board road corridor – consisting primarily of thermal technology, along with the minimal use of spot spraying of herbicide (glyphosate or plant-based herbicide) to address specific persistent weeds, and mechanical methods.

iii) submit that each local board has the moral authority and right to determine the level of service for weed control in public spaces within their area, as the elected governance body for the area.

iv) submit that weed management in the road corridor is a core ‘business as usual’ function of Auckland Council, which should be supported and fully-
funded centrally, and not through local board budgets, even where levels of service differ between local boards.

v) note that the former North Shore City Council area, that encompasses the Kaipātiki Local Board area, has had a chemical-free status in public spaces for over 20 years by utilizing thermal methods of weed control.

vi) note that the 2013 Auckland Council Weed Management Policy for Parks & Open Spaces recognizes that “agrichemicals can be harmful to human health and the environment”; supports minimising agrichemical use (objective 3); and states that “the simplest way of achieving an overall reduction in agrichemical use is through restrictions on the application of chemicals in specific areas or at specific times”, which is what is currently being achieved in the Kaipātiki Local Board area.

vii) request that the Environment and Climate Change Committee defer their decision until such time as the trial of “Foamstream” hot foam as an alternative weed management methodology has been concluded and reported, and all local boards have been briefed and given their feedback on including hot foam as an alternative weed management methodology.

viii) are disappointed that the review is effectively presenting a choice between increasing carbon emissions (in regards to the use of boilers in thermal methods) vs chemical pollution of the public environment, when other solutions (for example, electric vehicles and boilers) may be available.

b) request advice from relevant staff regarding the cost implications to the local board by retaining the status quo/existing levels of service approach to weed management in the streetscape.

CARRIED

Auckland Council’s Year End and Quarterly Performance Report: Kaipātiki Local Board for quarter four 2019/2020

Paul Edwards, Senior Local Board Advisor, was in attendance via Skype to address the board in support of this item.

Resolution number KT/2020/148

MOVED by Chairperson J Gillon, seconded by Member A Tyler:

That the Kaipātiki Local Board:

a) receive the performance report for the financial quarter four and year ending 30 June 2020.

b) note the financial performance report in Attachment B of the report will remain confidential until after the Auckland Council Group results for 2019/2020 are released to the New Zealand’s Exchange (NZX) which are expected to be made public by 30 October 2020.

c) note that COVID19 has resulted in significant pressure on council’s financial position and ability to deliver agreed 2019/2020 work programme activities because:

i) asset based services were significantly impacted. Regional and community facilities were either fully or partially closed.

ii) spending on contracts was restricted to essential services only.

d) note that quarter three reporting was not supplied to the local board as there was limited capacity to access information.
Kaipātiki Local Board
16 September 2020

e) note the Chairperson has exercised their delegated authority to approve changes to the following work programme activities that were presented by staff, as per attachment C:
   i) NEW - Hinemoa Park - remediate rock fall slip, approved 12 June 2020
   ii) NEW - Hinemoa Reserve – repair failed pontoon piles, approved 12 June 2020
   iii) NEW – Island Bay swimming pontoon renewal, approved 12 June 2020.

CARRIED

21 Local Board Annual Report 2019/2020

Mark Purdie, Lead Financial Advisor, was in attendance via Skype to address the board in support of this item.

Resolution number KT/2020/149

MOVED by Chairperson J Gillon, seconded by Member A Hartley:

That the Kaipātiki Local Board:
   a) adopt the 2019/2020 Kaipātiki Local Board Annual Report as set out in Attachment A of the agenda report.
   b) note that any proposed changes after the adoption will be clearly communicated and agreed with the chairperson before the report is submitted for adoption by the Governing Body by 29 October 2020.
   c) note that the draft 2019/2020 Kaipātiki Local Board Annual Report (refer to Attachment A to the agenda report) will remain confidential until after the Auckland Council group results for 2019/2020 are released to the New Zealand Stock Exchange which are expected to be made public by 30 October 2020.

CARRIED

22 Kaipātiki Local Board Chairperson's Report

There was no update provided at this time.

23 Members' Reports

23.1 Member report - Andrew Shaw

A document titled ‘Member’s Report: Andrew Shaw’ for July and August 2020 was tabled. A copy of the tabled document has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Resolution number KT/2020/150

MOVED by Member A Shaw, seconded by Member A Hartley:

That the Kaipātiki Local Board:
   a) note the tabled report from Member Andrew Shaw.

CARRIED

Attachments
A 16 September 2020 - Kaipātiki Local Board Business Meeting - Member’s Report: Andrew Shaw
23.2 Member report - Deputy Chairperson Danielle Grant
Deputy Chairperson Danielle Grant provided a verbal update on the Northcote Town Centre, the Annual General Meeting for Northcote Business Association and the format of the Chinese Korean New Year Festival.

Resolution number KT/2020/151
MOVED by Deputy Chairperson D Grant, seconded by Member A Shaw:
That the Kaipātiki Local Board:
a)   note the verbal report from Deputy Chairperson Danielle Grant.
CARRIED

23.3 Member report - Melanie Kenrick
Member Melanie Kenrick provided a verbal update on the Highbury House Annual General Meeting and Chelsea Estate Heritage Park and the homeless in this area.

Resolution number KT/2020/152
MOVED by Member M Kenrick, seconded by Member A Tyler:
That the Kaipātiki Local Board:
a)   note the verbal report from Member Melanie Kenrick.
CARRIED

23.4 Member report - Ann Hartley
Member Ann Hartley provided an update on Birkdale Beach Haven Community Project and the collection of food packages for homeless.

Resolution number KT/2020/153
MOVED by Member A Hartley, seconded by Member M Kenrick:
That the Kaipātiki Local Board:
a)   note the verbal report from Member Ann Hartley.
CARRIED

23.5 Member report - Cindy Schmidt
Member Cindy Schmidt provided a verbal update on the Bayview Community Centre Annual General Meeting

Resolution number KT/2020/154
MOVED by Member C Schmidt, seconded by Member A Shaw:
That the Kaipātiki Local Board:
a)   note the verbal report from Member Cindy Schmidt.
CARRIED

24 Governing Body and Independent Maori Statutory Board Members' Update
There was no update provided at this time.
25 Governance Forward Work Calendar
Resolution number KT/2020/155
MOVED by Member A Hartley, seconded by Chairperson J Gillon:
That the Kaipātiki Local Board:

a) note the Kaipātiki Local Board October – November 2020 governance forward work calendar and September - November 2020 workshop forward work plan.

CARRIED

26 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

27 Procedural motion to exclude the public
Resolution number KT/2020/156
MOVED by Chairperson J Gillon, seconded by Member A Hartley:
That the Kaipātiki Local Board:

a) exclude the public from the following part(s) of the proceedings of this meeting.

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 follows.

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:


<table>
<thead>
<tr>
<th>Reason for passing this resolution in relation to each matter</th>
<th>Particular interest(s) protected (where applicable)</th>
<th>Ground(s) under section 48(1) for the passing of this resolution</th>
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<tr>
<td>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</td>
<td>s7(2)(j) - The withholding of the information is necessary to prevent the disclosure or use of official information for improper gain or improper advantage. In particular, the report contains detailed financial information that have an impact on the financial results of the Auckland Council group as at 31 July 2020 that require release to the New Zealand Stock Exchange.</td>
<td>s48(1)(a) The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</td>
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Reason for passing this resolution in relation to each matter | Particular interest(s) protected (where applicable) | Ground(s) under section 48(1) for the passing of this resolution
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The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7. | s7(2)(j) - The withholding of the information is necessary to prevent the disclosure or use of official information for improper gain or improper advantage. In particular, the report contains detailed financial adjustments, assumptions and judgements that have impact on the financial results of the Auckland Council group as at 31 July 2020 that require release to the New Zealand Stock Exchange. | s48(1)(a)
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7. |

C1 Statement of proposal for a new Navigation Safety Bylaw

Reason for passing this resolution in relation to each matter | Particular interest(s) protected (where applicable) | Ground(s) under section 48(1) for the passing of this resolution
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The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7. | s7(2)(c)(i) - The withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information or information from the same source and it is in the public interest that such information should continue to be supplied. In particular, the report contains a working draft of a bylaw yet to be approved for public consultation. s7(2)(f)(ii) - The withholding of the information is necessary to maintain the effective conduct of public affairs through the protection of such members, officers, employees and persons from improper pressure or harassment. In particular, the report contains a working draft of a bylaw yet to be approved for public consultation. | s48(1)(a)
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7. |

The text of these resolutions is made available to the public who are present at the meeting and form part of the minutes of the meeting.

CARRIED

11.48am The public was excluded.

Resolutions in relation to the confidential items are recorded in the confidential section of these minutes and are not publicly available.

12.17pm The public was re-admitted.
RESTATEMENTS

It was resolved while the public was excluded:

C1 Statement of proposal for a new Navigation Safety Bylaw

Resolution number KT/2020/157

MOVED by Member A Tyler, seconded by Member M Kenrick:

RESTATEMENT:

c) agree that the decision and report remain confidential until the Regulatory Committee recommends a statement of proposal for public consultation for a new Navigation Safety Bylaw to the Governing Body.

CARRIED

12.18 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 KAIPĀTIKI LOCAL BOARD HELD ON

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

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