
Kaipātiki Local Board

OPEN MINUTES

Minutes of a meeting of the Kaipātiki Local Board held in the Kaipātiki Local Board Office, 90 Bentley Avenue, Glenfield on Wednesday, 21 April 2021 at 10.03am.

PRESENT

Chairperson
Deputy Chairperson
Members

John Gillon
Danielle Grant, JP
Paula Gillon
Ann Hartley, JP
Melanie Kenrick
Cindy Schmidt
Andrew Shaw

Adrian Tyler

*Via Skype for Business from
10.26am, item 11.*

Via Skype for Business

1 Welcome

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-tipped dawn come
With a touch of frost
A sharpened air
And promise of a glorious day

2 Apologies

Resolution number KT/2021/26

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

That the Kaipātiki Local Board:

- a) **accept the apology from Member Andrew Shaw for lateness.**

CARRIED

3 Declaration of Interest

There were no declarations of interest.

4 Confirmation of Minutes

Resolution number KT/2021/27

MOVED by Member C Schmidt, seconded by Member A Tyler:

That the Kaipātiki Local Board:

- a) **confirm the ordinary minutes of its meeting, held on Wednesday, 17 March 2021, 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

9.1 Approval for New Public Road Name for Southern End of Kauri Road

Resolution number KT/2021/28

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

That the Kaipātiki Local Board:

- a) receive the public forum item.
- b) thank Soo Jean Kok for her attendance and presentation.

CARRIED

10 Extraordinary Business

There was no extraordinary business.

11 Approval for New Public Road Name for Southern End of Kauri Road, (Off Balmain Road), Birkenhead

Documents titled '86 Kauri Road Birkenhead – amended address if new road name confirmed' or '103 Kauri Road address – amended address due to new road name' was tabled. A copy of the tabled documents are available on the Auckland Council website as a minutes attachment.

Resolution number KT/2021/29

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

That the Kaipātiki Local Board:

- a) approve the name 'Soldiers Bay Place' to rename the southern end of Kauri Road (off Balmain Road) Birkenhead in accordance with section 319(1)(j) of the Local Government Act 1974 and advise all interested parties.
- b) request that all properties accessed from Soldiers Bay Place (including 101 and 103 Balmain Road) are assigned a new road number, noting that those properties that currently have a Balmain Road address can decide to continue using that address instead.
- c) request that relevant council staff work with local residents to ensure that any agreed changes to the numbering of affected properties occurs in a timely and effective manner.
- d) approve the funding of supplying and installing new road finger board signage from the local board's Local Board Transport Capital Fund as part of the wayfinding project.
- e) note that the local board has previously approved in principle the name 'Soldiers Bay Place' for the southern end of Kauri Road (resolution number KT/2019/230).
- f) request that 'Hōia Place' and 'Pohowera Place' are considered for future road naming in the area.

CARRIED

Note: Member Andrew Shaw entered meeting at 10.26am during the debate on this item.

Attachments

- A 21 April 2021 - Kaipātiki Local Board Business Meeting - 86 Kauri Road Birkenhead - amended address if new road name confirmed
- B 21 April 2021 - Kaipātiki Local Board Business Meeting - 103 Kauri Road address - amended address due to new road name

12 Kaipātiki Local Board Grants Programme 2020/2021

Resolution number KT/2021/30

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

That the Kaipātiki Local Board:

- a) note the local board agreed in principle at its 18 March 2021 business meeting (resolution number KT/2021/18) to amend the discretionary community grants programme criteria for the 2021/22 financial year to enable qualifying applicants to apply for rates grants in the financial year 2021/2022.
- b) adopt the Kaipātiki Grants Programme 2021/2022 as presented at Attachment A to this agenda report with the following amendments:
 - i) dates for round one of the local grant round to be replaced with the following:

Grant round	Opens	Closes	Decision made	Projects to occur after
Round one	21 June 2021	30 July 2021	22 September 2021	1 October 2021

- ii) inclusion of a section entitled 'Transitional Rates Grants' that includes the following objectives and criteria:

Objectives

- A) to facilitate the ongoing provision of non-commercial (non-business) community services that meet the needs of residents in the Kaipātiki Local Board area.
- B) to facilitate the ongoing provision of non-commercial (non-business) recreational opportunities for residents in the Kaipātiki Local Board area.
- C) assist the organisation's survival
- D) make membership of the organisation more accessible to the general public, particularly disadvantaged groups. These include children, youth, young families, aged people and economically disadvantaged people.

Criteria

- E) Transitional Rates Grants will only apply to rateable land owned and/or occupied by a charitable organisation, which is used exclusively or principally for sporting, recreation, or community purposes and is located in the Kaipātiki Local Board area.
- F) Transitional Rates Grants will not apply to organisations operated for private pecuniary profit or which charge commercial tuition fees.
- G) Transitional Rates Grants will not apply to groups or organisations whose primary purpose is to address the needs of adult members (over 18 years) for entertainment or social interaction, or who engage

in recreational, sporting or community services as a secondary purpose only.

- H) The application for a Transitional Rates Grant must be made in round one of the Kaipātiki Grants Programme and must be for the current financial year.
 - I) Note that the local board will only consider supporting applications for transitional rates grants that amount to up to 50% of the group's annual rates bill.
 - J) Note that transitional rates grant recipients will most likely be required to pay the first quarterly rates instalment prior to receiving a transitional rates grant, and therefore will need to allocate any grant received post payment of their Q1 rates invoice to their annual rates bill.
 - K) All other rules for Transitional Rates Grants are as per the Kaipātiki Grants Programme guidelines for other applications.
- c) delegate authority to the Chairperson, in consultation with the Deputy Chairperson, to approve the final wording of the amendment identified in clause b)ii).
 - d) note the transitional rates grants are for one year and will be reassessed in May 2022.

CARRIED

Adjournment of Meeting

Resolution number KT/2021/31

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

That the Kaipātiki Local Board:

- a) agree to adjourn the meeting at 10.42am for 5 minutes.

CARRIED

Meeting reconvened at 10.52am.

13 Auckland Transport – Regional Land Transport Programme 2021

Resolution number KT/2021/32

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

That the Kaipātiki Local Board:

- a) receive the Auckland Transport – Regional Land Transport Programme report.
- b) delegate the Chairperson and Deputy Chairperson to prepare feedback on behalf of the local board on the Regional Land Transport Programme (RLTP), noting that:
 - i) draft feedback will be placed on the meeting agenda for the board's 19 May 2021 business meeting for adoption; and
 - ii) local board feedback is required to inform decision-making by the Regional Transport Committee on / about 27 May 2021, and subsequent decision-making by the Governing Body on 3 June 2021.

CARRIED

14 Input into Auckland Council submission to central government - Inquiry into congestion pricing in Auckland

Resolution number KT/2021/33

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

That the Kaipātiki Local Board:

- a) receive the report and its attachments as follows:
 - i) Attachment A - memo provided to Auckland Council Planning Committee and local board members dated 1 April 2021; and
 - ii) Attachment B - findings report produced by 'The Congestion Question' project (TCQ) dated July 2020.
- b) nominate member(s) Paula Gillon and Andrew Shaw to prepare draft input into Auckland Council's submission to the Transport and Infrastructure Select Committee inquiry into congestion pricing in Auckland on behalf of the local board, noting that:
 - i) the draft feedback will be presented to the local board's 5 May 2021 business meeting for final approval; and
 - ii) feedback received from local boards by 10 May 2021 will be considered for incorporation into Auckland Council's main submission.

CARRIED

15 Proposal to make a new Public Trading and Events Bylaw

Resolution number KT/2021/34

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

That the Kaipātiki Local Board:

- a) support the draft Statement of Proposal in Attachment A of this agenda report to make a new Te Kaunihera o Tāmaki Makaurau Ture ā-rohe Tauhokohoko, Takunetanga, me ngā Whakaahua i ngā Wāhi Marea 2022 / Auckland Council Public Trading, Events and Filming Bylaw 2022 for public consultation, and provide the following feedback:
 - i) particular support for the inclusion of specific rules for rental micromobility independent from mobile trading, due to higher risk to public safety from power-assisted devices, and
 - ii) request that wording is included in section 6 of the Auckland Council Public Trading, Events and Filming Bylaw 2022 to make it clear that any trade, event or filming in a reserve must adhere to any specific rules or policies for that reserve as per its Reserve Management Plan. To clarify, this request is in addition to the current reference to the Reserves Act 1977.

CARRIED

16 Draft Statement of Expectations for Council-controlled Organisations

Resolution number KT/2021/35

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

That the Kaipātiki Local Board:

- a) support the issuance of a Statement of Expectations to council-controlled organisations (CCOs) pursuant to section 64B of the Local Government Act 2002, but requests that a more collaborative development process is designed so local boards are provided a more meaningful opportunity to engage in the creation of the inaugural SOE for CCOs in Auckland.
- b) believe that the draft Statement of Expectations is too high level and will not provide the requisite detail to CCOs of council's expectations on 'how' CCOs must undertake their business.
- c) believe that the wording of the draft Statement of Expectations, specifically to 'build good relationships' and 'consult' with local boards does not recognise their position in Auckland Council's shared governance model, and continues to perpetuate the erroneous view that local boards are 'stakeholders' rather than governors.
- d) note the following remarks of the Independent Panel on the Review of Council Controlled Organisations (CCOs) in 2020:
 - i) council needs to give CCOs clear strategic direction to translate the council's high-level plans into practical work programmes;
 - ii) council's many plans, policies and strategies offer little practical strategic direction to CCOs, as they do not contain careful, detailed information about the council's expectations of CCOs so they can set their work programmes and priorities accordingly;
 - iii) CCOs' interactions with local boards generally do not result in effective accountability, as CCOs largely inform local boards about projects in their area rather than seek real input into their design; and
 - iv) CCOs are not sufficiently responsive to local boards' concerns and do not coordinate their efforts in local board areas with other CCOs.
- e) provide the following additional feedback on the draft Statement of Expectations:
 - i) it is not clear on why the Statement of Expectations needs to be adopted in such a short timeframe in order to match Long-term Plan timeframes;
 - ii) the local board does not support the approach of a high level and general Statement of Expectations (SOE) that will be revised shortly after adoption to accommodate the progress / conclusion of related pieces of work, as this will lead to confusion and uncertainty for CCOs with very little incentive to operationalise the SOE in the short term;
 - iii) requests that a review of the Governance Manual for CCOs is included as part of the development of the Statement of Expectations SOE so that staff and governors of council and CCOs have a clear manual that outlines shareholders' expectations; and
 - iv) request that further consideration is given to what direction should be provided to CCOs in order to develop plans to support local board governance, such as annual work programmes or community engagement plans.

- v) request that Auckland Council develop a framework for monitoring CCO performance against the Statement of Expectations. This framework should be incorporated into KPIs for CCOs and should include means for assessing performance and ensuring accountability.

CARRIED

Item of business to lie on the table

Resolution number KT/2021/36

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

That the Kaipātiki Local Board:

- a) agree that Item 17: Regional Fuel Tax scheme lies on the table and may be continued at an unspecified later time during the meeting.

CARRIED

Note: Item 17: Proposal to vary the Regional Fuel Tax scheme lay on the table and was taken after item 22.

18 Statement of proposal to amend the Animal Management Bylaw and controls

A document titled 'Updated Statement of Proposal' was tabled. A copy of the tabled document is available on the Auckland Council website as a minutes attachment.

Resolution number KT/2021/37

MOVED by Member M Kenrick, seconded by Member P Gillon:

That the Kaipātiki Local Board:

- a) receive the tabled updated 'Statement of Proposal' that was included in Attachment A of the agenda report.
- b) note the restrictions included on pages 2 and 4 of Attachment A of the agenda report and page 16 of Appendix B are incorrect, and the proposal tabled is the correct version.
- c) support the draft statement of proposal in Attachment A of this agenda report to amend the Auckland Council Animal Management Bylaw 2015 and associated controls for public consultation, and provide the following feedback:
 - i) request that the following be added to the definition of nuisance: where any noise occurs in or is emitted from any building, premises or land from an animal to a degree that is likely to be injurious to health, persistent, or at an unreasonable time of day, irrespective of ownership.
- d) note that the local board has previously provided views and preferences in September 2019 on the draft findings of the Animal Management Bylaw 2015.
- e) note that following public consultation, the local board will be provided with a feedback report in September 2021 and given the opportunity to provide feedback on the final draft bylaw in October 2021.

CARRIED

Attachments

- A 21 April 2021 - Kaipātiki Local Board Business Meeting - Updated Statement of Proposal

19 Public feedback on proposal to make new navigation rules

Resolution number KT/2021/38

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

That the Kaipātiki Local Board:

- a) receive the public feedback on the proposal to make a new Te Kaunihera o Tāmaki Makaurau Ture ā-Rohe Urungi Āhuru 2021 / Auckland Council Navigation Safety Bylaw 2021 and associated controls as attached to this agenda report.
- b) note that feedback from submitters in the Kaipātiki Local Board area generally matched that received regionally, and that this feedback was supportive or strongly supportive of all proposals except for “Proposal 1: to raise the maximum speed limit on the harbour from 12 to 18 knots”.
- c) note that the lack of support for Proposal 1 to increase the speed limit most likely reflects concerns over the potential safety and environmental impacts of such speeds, whereas advice received with the consultation suggested that greater speeds may potentially reduce environmental impacts in some cases.
- d) request that there be no increase to the speed limit until such time as more in-depth information can be provided to the community through further consultation that then results in general support from the community for speed limit changes.
- e) request the panel explore whether it would be appropriate to include wake free zones and wake free ferries in the Navigation Bylaw in order to minimise the wake on the environment while maintaining an effective transport management system.

CARRIED

20 Review of the Code of Conduct - draft revised code

Resolution number KT/2021/39

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

That the Kaipātiki Local Board:

- a) delegate Member Cindy Schmidt to prepare feedback on behalf of the local board on the revised the Code of Conduct, noting that:
 - i) draft feedback will be placed on the meeting agenda for the board’s 19 May 2021 business meeting for adoption; and
 - ii) local board feedback is required to inform decision-making by the Governing Body on 27 May 2021.

CARRIED

21 Auckland Council’s Performance Report: Kaipātiki Local Board for November 2020 to February 2021

A document titled ‘Work programme changes November 2020 – February 2021’ was tabled. A copy of the tabled document is available on the Auckland Council website as a minutes attachment.

Resolution number KT/2021/40

MOVED by Chairperson J Gillon, seconded by Member M Kenrick:

That the Kaipātiki Local Board:

- a) receive the performance report for November 2020 to February 2021.
- b) request that the following work programme activities and their respective budgets be carried forward to the 2021/2022 financial year due to identification that they’re not able to be delivered this financial year:
 - i) Public firework event (ID 2188) - \$45,000;
 - ii) KT: Te Kete Rukuruku tranche two (ID 55) - \$16,000
- c) note the minor changes to the work programme as outlined in the tabled document.

CARRIED

Attachments

A 21 April 2021 - Kaipātiki Local Board Business Meeting - WP Changes Nov-Feb 2021

22 Review of Kaipātiki Local Board appointments to external community organisations - 2019-2022

Resolution number KT/2021/41

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

That the Kaipātiki Local Board:

- a) confirm the following appointments to the external community groups and organisations listed below, to take effect from 1 May 2021 for the remainder of the 2019-2022 political term:

External organisation	Reason for appointment	Member appointed as of 21 April 2021	Member appointed from 1 May 2021 to the conclusion of the 2019-2022 political term
Bayview Community Centre	Annual contract grant recipient	Cindy Schmidt	Adrian Tyler
Birkdale Beach Haven Community Project	Annual contract grant recipient	Ann Hartley	Melanie Kenrick
Birkenhead Town Centre Association	Annual contract grant recipient	Adrian Tyler	Adrian Tyler
Glenfield Community Centre Governance Group	Annual contract grant recipient	Andrew Shaw	Andrew Shaw

Hearts & Minds NZ	Annual contract grant recipient	Cindy Schmidt	Cindy Schmidt
Highbury Community House	Annual contract grant recipient	Melanie Kenrick	Ann Hartley
Kaipātiki Community Facilities Trust (liaison-only position)	Annual contract grant recipient	Paula Gillon	Paula Gillon
Kaipātiki Project	Annual contract grant recipient	Deputy Chairperson Danielle Grant	Deputy Chairperson Danielle Grant
Kaipātiki Youth Development Trust	Annual contract grant recipient	Adrian Tyler	Cindy Schmidt
The Northart Society Incorporated	Annual contract grant recipient	Melanie Kenrick	Melanie Kenrick
Northcote Town Centre Incorporated	Annual contract grant recipient	Deputy Chairperson Danielle Grant	Deputy Chairperson Danielle Grant
Pest Free Kaipātiki Restoration Society	Annual contract grant recipient	Chairperson John Gillon	Chairperson John Gillon
Chelsea Regional Park Association Incorporated	Due to local board's desire to progress Chelsea Estate Heritage Park becoming a regional park	Melanie Kenrick	Melanie Kenrick

- b) restate the following resolutions from its 11 December 2019 business meeting (resolution number KT2019/238):
- i) agree that, to avoid potential conflicts of interest, elected members appointed to any outside organisation do not exercise any voting rights conferred by the organisation.
 - ii) agree the role of being the appointed member to the external organisation comprises of:
 - 1) providing updates to the external organisation on Auckland Council and local board activities, plans and projects
 - 2) communicating to the other local board members by providing information on the activities, plans and projects of the external organisation, preferably in the form of a Members Report on a business meeting agenda which maintains public transparency
 - 3) ensuring that the collective board views on issues is represented
 - 4) being the first point of contact, from a governance perspective, for the external organisation

- 5) committing to attend most of the external organisation's governance meetings
- 6) being responsive in communication with the external organisation.

CARRIED

Note: Item 17: Proposal to vary the Regional Fuel Tax scheme that lay on the table was taken at this point.

Item of business to lie on the table

Resolution number KT/2021/42

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

That the Kaipātiki Local Board:

- a) agree that Item 17: Proposal to vary the Regional Fuel Tax scheme be taken at this point.

CARRIED

17 Proposal to vary the Regional Fuel Tax scheme

Resolution number KT/2021/43

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

That the Kaipātiki Local Board:

- a) receive the report on proposed variations to the 2018 Regional Fuel Tax scheme.
- b) support the variations to the Regional Fuel Tax Scheme as outlined within the draft proposal to vary the scheme attached to the agenda report as Attachment A.
- c) request more investment in 'Project 5- Park and Rides'; namely vertical park and ride facilities, which are less land-intensive and within compact urban design perimeters, as:
 - i) Park and ride facilities open up public transport to a lot of people that require their cars before or after work for various reasons that cannot be substituted by other means; and
 - ii) The Northern Busway park and ride facilities are oversubscribed and need updating.
- d) request that the regional fuel tax should be used to create additional park and ride facilities linked to key bus interchanges; for example, the regional fuel tax could be used to create a park and ride facility in Birkenhead alongside a new bus interchange for Kaipātiki residents in order to help alleviate congestion along Onewa Road and improve public transport in Kaipātiki.
- e) support an increase in funding in 'Project 8- Road Safety', and in particular:
 - i) request development of capital works programme to provide better infrastructure to support safety and active journeys to and from school.
 - ii) request an allocation of reactive funds where the local board can quickly address safety issues within one financial year, rather than having to wait (in some cases many years) for a resolution.

- f) request that Onewa Road is included within the 'Project 1 – Bus priority improvements' or 'Project 12: Road Corridor improvements' to improve congestion and connect to the proposed Auckland Harbour Bridge Shared Path.
- g) support 'Project 7: Ferry Network Improvements' and acknowledges the importance of the ferry network for Kaipātiki residents, and would support any improvement to the ferry network.
- h) advocate that, as part of the additional \$30 million expenditure earmarked for decarbonization of the ferry fleet as indicated under 'Project 7: Ferry Network Improvements', investigation of either re-fitting existing ferries or introducing new ferries that minimize wake be included as part of the project.
- i) advocate that, in the event the Regional Fuel Tax is extended beyond 2028, it be used to support the construction of an additional Harbour Crossing as this is a high priority for our Community.

CARRIED

23 Wairau catchment working group meeting, Monday 15 March, 2021

Resolution number KT/2021/44

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

That the Kaipātiki Local Board:

- a) receive the following documents from the Wairau catchment working group meeting held on Monday 15 March 2021 at the Devonport-Takapuna Local Board office:
 - i) Wairau catchment working group agenda, meeting notes and action points
 - ii) Industrial Pollution Prevention Programme PowerPoint presentation.
 - iii) Auckland Council Healthy Waters PowerPoint presentation.
 - iv) Urban Sediment Concerns PowerPoint Presentation.
 - v) Water Quality Targeted Rate Proposal LTP 2021 PowerPoint presentation.

CARRIED

24 Kaipātiki Local Board Chairperson's Report

No Chairperson's Report was provided at this time.

25 Members' Reports

25.1 Member report - Deputy Chairperson Danielle Grant

Deputy Chairperson Danielle Grant provided a verbal update on the Kaipātiki Project celebration following contract awarded with onsite safety checks completed, Northcote Business Association 'One Night in Northcote' event, Anzac day and book launch at Birkenhead Library on Kaipātiki Alone Together.

Resolution number KT/2021/45

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

That the Kaipātiki Local Board:

- a) note the verbal update from Deputy Chairperson Danielle Grant.

CARRIED

26 Governing Body and Independent Maori Statutory Board Members' Update

No updates were provided at this time.

27 Governance Forward Work Calendar

Resolution number KT/2021/46

MOVED by Member C Schmidt, seconded by Member A Hartley:

That the Kaipātiki Local Board:

- a) note the Kaipātiki Local Board May - June 2021 governance forward work calendar and April - May 2021 workshop forward work plan.

CARRIED

28 Workshop Records - Kaipātiki Local Board - March 2021

Resolution number KT/2021/47

MOVED by Member P Gillon, seconded by Member C Schmidt:

That the Kaipātiki Local Board:

- a) note the record for the Kaipātiki Local Board workshop held on Wednesday 10 March and Wednesday 24 March 2021.

CARRIED

29 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

11.55 am

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:.....