
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, 15 February 2023 at 10.09am.

TE HUNGA KUA TAE MAI | PRESENT

Chairperson	John Gillon	
Deputy Chairperson	Danielle Grant, JP	
Members	Paula Gillon	<i>Via electronic attendance</i>
	Erica Hannam	
	Melanie Kenrick	<i>Via electronic attendance</i>
	Tim Spring	
	Dr Janet Tupou	<i>Via electronic attendance</i>
	Adrian Tyler	

1 Nau mai | Welcome

The Chairperson opened the meeting, welcomed those in attendance followed by Member Adrian Tyler leading the meeting with a karakia.

Whakataka te hau kite uru	Cease o winds from the west
Whakataka te hau kite tonga	Cease o winds from the south
Kia mākinakina ki uta	Bring calm breezes over the land
Kia mātaratara ki tai	Bring calm breezes over the sea
E hī ake ana te atakura	And let the red-tipped dawn come
He tio	With a touch of frost
He huka	A sharpened air
He hau hū	And promise of a glorious day
Tihei mauri ora!	

1.1 Electronic attendance

Resolution number KT/2023/21

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

That the Kaipātiki Local Board:

- a) **approve the request for electronic attendance from Member Paula Gillon, Member Melanie Kenrick and Member Dr Janet Tupou to accommodate the members representing council.**

CARRIED

Note: Pursuant to Standing Order 3.3.1, members of the local board or its committees have the right to attend meetings by means of an electronic link, provided conditions of the standing orders are met.

2 Ngā Tamōtanga | Apologies

There were no apologies.

3 Te Whakapuaki i te Whai Pānga | Declaration of Interest

There were no declarations of interest.

4 Te Whakaū i ngā Āmiki | Confirmation of Minutes

Resolution number KT/2023/22

MOVED by Member A Tyler, seconded by Member E Hannam:

That the Kaipātiki Local Board:

- a) **confirm the ordinary minutes of its meeting, held on Wednesday, 25 January 2023, as true and correct.**

CARRIED

5 He Tamōtanga Motuhake | Leave of Absence

There were no leaves of absence.

6 Te Mihi | Acknowledgements

Note: Item 6.2 was taken before item 6.1.

6.2 Minute Silence

Resolution number KT/2023/23

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

That the Kaipātiki Local Board:

- a) **acknowledge the victims Daniel Newth and Daniel Mark Miller of the 27 January 2023 floods.**

CARRIED

6.1 Ms Michèle Edith A’Court - King's New Years Honours

Resolution number KT/2023/24

MOVED by Member T Spring, seconded by Member M Kenrick:

That the Kaipātiki Local Board:

- a) **congratulate Ms. Michèle A’Court for being awarded as an Officer of the New Zealand Order of Merit in the New Year Honours List 2023 for services to the entertainment and comedy industries.**

CARRIED

7 Ngā Petihana | Petitions

There were no petitions.

8 Ngā Tono Whakaaturanga | Deputations

8.1 Northcote Tigers presentation for temporary relocatable facility at Birkenhead War Memorial

Jade Vaotogo, President and Liz Lee, Chairperson, were in attendance to address the board on this item.

Resolution number KT/2023/25

MOVED by Deputy Chairperson D Grant, seconded by Member T Spring:

That the Kaipātiki Local Board:

- a) **receive the deputation from Northcote Tigers.**
- b) **thank Jade Vaotogo and Liz Lees for their attendance and presentation.**
- c) **refer presentation to Parks and Community Facilities staff and the leases team.**

CARRIED

9 Te Matapaki Tūmatanui | Public Forum

There was no public forum.

10 Ngā Pakihi Autaia | Extraordinary Business

There was no extraordinary business.

Precedence of Business

Resolution number KT/2023/26

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

That the Kaipātiki Local Board:

- a) **agree that item 12: Kaipātiki Community Facilities Trust quarter two report 2022/2023 be accorded precedence at this time.**

CARRIED

12 Kaipātiki Community Facilities Trust quarter two report 2022/2023

Jill Nerheny, Manager Operations, Kaipātiki Community Facilities Trust, was in attendance to address the board on this item.

Resolution number KT/2023/27

MOVED by Member E Hannam, seconded by Member T Spring:

That the Kaipātiki Local Board:

- a) **receive the Kaipātiki Community Facilities Trust quarter two report as set out in Attachment A of the agenda report.**

CARRIED

11 Local board feedback on the draft Future for Local Government report

Resolution number KT/2023/28

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

That the Kaipātiki Local Board:

- a) **provide the following feedback on the Draft Future for Local Government Report to inform the council's draft submission:**

- i) **we welcome the review into Local Government Reform.**

Revitalising Citizen-led Democracy

- ii) **we agree with the aim of revitalising citizen-led democracy and putting community wellbeing at the heart of Local Government. This is something that the Kaipātiki Local Board has been doing since inception and we fully support this approach. However, it must be acknowledged that Local Government's primary role of providing services such as infrastructure, waste services, maintaining parks, reserves and public spaces, such as libraries and leisure centres, are a priority. While we welcome the emphasis on community wellbeing (and believe we are in an ideal position to accomplish these goals), we believe that community wellbeing**

initiatives should be fully funded by central government in order for Local Government to carry out this important task.

- iii) we support greater civics education in schools, to increase community understanding about the role of local government.
- iv) we agree that community should be at the heart of decision-making; however, we have noticed that communities are losing trust in local government in part due to the ever-diminishing powers of local representatives to help them. Government policy continuously moves powers from elected representatives to employed staff (for example, Three Waters legislation, the new Spatial Planning Bill and the creation of Council Controlled Organisations). This shift in control over decision-making often means there are no repercussions for bad or unpopular decisions, rendering the voting process almost unnecessary. We believe that this is a main driver for lack of engagement in the democratic process.
- v) we believe that there is not only a feeling of being ‘over consulted’ by the public, but that their consultation responses will often have no impact on decision-making due to predetermination or narrow options provided in consultations. Often councils’ own internal bureaucracy means that it is difficult to implement new ideas or pivot towards a new way of thinking, which gives the impression that engaging in local government consultation is a pointless exercise. Making councils more able to pivot or change direction depending upon election results would lead to an increase in voter turnout and engagement with consultation processes.

Tiriti-based Partnership between Māori and Local Government

- vi) we have previously supported having directly elected Māori representation at Local Board level. Due to the large population of Maata Waka in our community, we would prefer this to be through a specific elected seat on the Local Board.

Allocating Roles and Functions in a way that enhances wellbeing

- vii) in order to provide a clarity of decision-making (leading to greater community input), the Kaipātiki Local Board believes that roles and services should be identified in a binary manner (central government and local government) to avoid confusion, noting that:
 - A) Often there is confusion in the community over central and local government responsibilities, resulting in difficulty getting issues addressed;
 - B) Future social housing should remain a central government responsibility with input from local government on infrastructure services to meet those needs;
 - C) Government departments need to work closely with Local Government to ensure that community wellbeing is put first, for example, Council should work with the Ministry of Education on the provision of local green space and on the impacts of climate change prior to creating more impervious surfaces on their land;
 - D) While Local Government may at times be in a position to assist services working within the health sector (for example, mental health providers), their main source of funding and support should remain with the Ministry of Health.
- viii) suggest that when considering the allocation of roles, the capacity of local government to deliver a newly allocated function, and the required lead-in

time to prepare to be able to deliver, must be taken into consideration, and devolution of roles or functions to local government need to be accompanied by an appropriate funding allocation.

- ix) suggest that decision making should be devolved as close to the local level as possible, with appropriate funding to deliver. In the Auckland Council context, this may mean at local board level.

Local Government as Champion and Activator of Wellbeing

- x) since inception, the Kaipātiki Local Board has been a champion and activator of community wellbeing. We have acted as leaders and facilitators in achieving greater social, economic, cultural, and environmental wellbeing outcomes through partnering and supporting community organisations. However:
 - A) With budget constraints, we are finding it difficult to continue in this role to the level that we would like and that our community expects;
 - B) In times of crisis and budget cuts, when community organisations need additional support, local government instead tends to focus on core service provision.
- xi) note that local government would need to have significantly increased funding from central government to achieve greater social, economic, cultural and environmental wellbeing outcomes.

A Stronger Relationship between Central and Local Government

- xii) we welcome the chance to enhance relationships with central government. We suggest that in order to do this:
 - A) Co-investment in local outcomes needs to have both funding and trust;
 - B) There needs to be far more communication between government departments and Local Boards on developments and plans within the Local Board area. This communication should include collaboration and genuine consultation with both elected members and the community;
 - C) Some Government Departments have treated questions from Local Board members as Official Information Act requests. This implies a lack of trust from the Government and delays the relaying of information. Instead, there needs to be a willingness to share information, ideas and plans;
 - D) Government departments need to value and appreciate the local knowledge of elected members and take advice and input as being genuine.

Replenishing and building on representative democracy

- xiii) we agree that the Electoral Commission should be responsible for overseeing the administration of local body elections.
- xiv) we believe that individual local authorities should decide whether elections are STV or FPP. While more democratically responsive, STV is a very complicated system and has the potential to put people off from voting, particularly in areas where it is unfamiliar.
- xv) we have mixed views on lowering the voting age to 16, but note that there should be consistency of voting age at both central and local government level in order to reduce confusion and create true equity. If it is inconsistent, then it could appear as though one election is more

important than the other or that a different level of maturity is required for each election.

- xvi) we support the move to a 4-year term, however we do not support aligning central and local government elections as we believe that would detract attention from the local government election processes.
- xvii) we support the development of an independent mandatory professional development and support programme for elected members.
- xviii) we do not agree that there should be further appointments to local democracy, particularly ‘capability based appointments’. This could leave the way open for Mayors or Chairs to appoint representatives who support their policy platforms and will essentially ‘buy’ a vote around the table. Currently councils purchase advice as and when necessary (through employing experts or contracting consultants) and this is what should continue. Appointing experts could lead to accusations of corruption or further erosion of trust in the democratic system.

Equitable Funding and Finance

- xix) we believe that with an extension of local government oversight into community wellbeing, that central government should provide the funds for local government to adequately fulfil the increased obligations.
- xx) we support the recommendation that central government expands its regulatory impact statement assessments to include the impacts on local government.
- xxi) we support the recommendation that central government reviews relevant legislation to enable councils to introduce new funding mechanisms, noting that communities and individuals are already paying at the top end for council rates and services and there is not an appetite to increase revenue through charging our residents more.
- xxii) we suggest that the devolution of roles or functions to local government should always be accompanied by an appropriate funding allocation from central government.
- xxiii) we support the recommendation that central government agencies pay local government rates and charges on all properties and suggest that full development contributions are also paid.
- xxiv) we support the proposal for the development of a central government intergenerational fund for climate change, with the application of the fund requiring appropriate regional and local decision-making input.
- xxv) we suggest that some or all GST paid on rates should be returned to local bodies as funding.
- xxvi) we request that legislation is introduced to prescribe funding levels for local boards. Auckland Council’s governance model is based on the concept of shared governance between the governing body and local boards. However, in practice there cannot be true shared governance when one side controls the level of funding allocated to the other side. Legislative review should extend to include aspects specific to the Auckland environment, i.e. defined minimum funding levels for local boards.

System Design

- xxvii) we believe that Local Boards should be fully involved in any future system design, and that Local Board input is given as much emphasis as Auckland Council input. The system should be agreed by all Local

Government authorities prior to involving Central Government, and if there is not full agreement then there should be no changes.

xxviii) we are sceptical of a need for an overarching system design, and believe that it is best left to each local authority to determine the needs of their communities and the system that works for them. We are concerned that this proposal is introducing more unnecessary bureaucracy.

xxix) we are concerned about the additional cost burden of investing in a program that identifies and implements the opportunities for greater shared services collaboration, and are unsure whether the benefits will outweigh the costs.

CARRIED

13 Kaipātiki community places quarter two reports 2022/2023

Resolution number KT/2023/29

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

That the Kaipātiki Local Board:

- a) receive the Kaipātiki community places quarter two 2022/2023 reports as set out in Attachments A – E of this agenda report.
- b) note that the Bayview Community Centre quarter two report was not available at the time of the agenda build but will be sent through to members once it is received.

CARRIED

14 Auckland Council's Performance Report: Kaipātiki Local Board for quarter two 2022/2023

Paul Edwards, Senior Local Board Advisor, was in attendance to address the board on this item.

Resolution number KT/2023/30

MOVED by Member T Spring, seconded by Member A Tyler:

That the Kaipātiki Local Board:

- a) receive the performance report for quarter two ending 31 December 2022.
- b) note the financial performance report in Attachment B of the agenda report will remain confidential until after the Auckland Council Group half-year results for 2022/2023 are released to the New Zealand Exchange (NZX), which are expected to be made public on 28 February 2023.
- c) approve the reallocation of \$6,000 from the Event partnership fund Kaipātiki activity – originally allocated to short shorts – to the Community grants Kaipātiki budget.

CARRIED

15 Water Services Legislation Bill

Resolution number KT/2023/31

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

That the Kaipātiki Local Board:

- a) delegate to Chairperson John Gillon and Deputy Chairperson Danielle Grant the responsibility of providing feedback on behalf of the local board for inclusion in Auckland Council's submission on the Water Services Legislation Bill.
- b) note that the deadline for providing feedback to be incorporated into Auckland Council's submission is now 21 February 2023.

CARRIED

16 Draft Contributions Policy 2022, Variation A

Resolution number KT/2023/32

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

That the Kaipātiki Local Board:

- a) agree to adjourn the meeting at 11.44am until 11.50am

CARRIED

Meeting reconvened at 12.01pm.

Resolution number KT/2023/33

MOVED by Chairperson J Gillon, seconded by Member E Hannam:

That the Kaipātiki Local Board:

- a) provide the following feedback on the draft Development Contributions Policy 2022, Variation A:
 - i) support in principal the proposal to change the Development Contributions (DC) policy for Drury from a 10-year (2021-2031) period to 30 years, increasing the DC per household equivalent unit (HUE) from \$22,564 to \$83,251, thereby ensuring that all required infrastructure is funded, however we have the following concerns:
 - A) the NZ Infrastructure Commission (NZIC) has highlighted that “a 15% shortfall in uptake each year leads to a ratepayer liability of 3.67 times”, and that under this scenario, ratepayer liability will increase to 6% of forecast capex.
 - B) as DCs will be higher in Drury than the Kaipātiki Local Board area, developers may favour development in Kaipātiki, putting an added stress on our infrastructure when there is no guarantee that DCs from local developments are invested locally.
 - C) the policy was developed prior to the full implication of NPS-UD and MDRS being known.
 - b) while outside of the scope of Variation A, we also provide the following feedback on the Development Contributions Policy 2022:
 - i) we support DCs being wholly spent in the local board area from which they were gathered. Alternatively, DCs should be mostly spent in the local board area, with a small regional contribution. For example, DCs raised from a development in Glenfield or Birkenhead should go towards

infrastructure and reserve acquisition and development within the Kaipātiki Local Board area.

- ii) we support the use of land as a contribution for stormwater, roading or reserve purposes. This would help to ensure that contributions are retained locally and that Council has access to land in the immediate vicinity of a development. This is currently ruled out in paragraph 19 of the Policy, where it states “The council requires development contributions to be paid in cash rather than land”.
- iii) we feel that it would be more equitable and create less financial pressure on homebuyers if these investment funds were gathered through a more diverse approach.

CARRIED

17 Annual Auckland Council Group Māori Outcomes Report: Te Pūrongo a Te Kaunihera o Tāmaki Makaurau Ngā Huanga Māori 2021/2022.

Resolution number KT/2023/34

MOVED by Member A Tyler, seconded by Member T Spring:

That the Kaipātiki Local Board:

- a) receive the annual Auckland Council Group Māori Outcomes Report: Te Pūrongo a Te Kaunihera o Tāmaki Makaurau Ngā Huanga Māori 2021-2022.

CARRIED

18 Kaipātiki Local Board Chairperson's Report

There was no report available at this time.

19 Members' Reports

19.1 Member report - Erica Hannam

Resolution number KT/2023/35

MOVED by Member E Hannam, seconded by Deputy Chairperson D Grant:

That the Kaipātiki Local Board:

- a) note the verbal report from Member Erica Hannam.

CARRIED

19.2 Member report - Tim Spring

Resolution number KT/2023/36

MOVED by Member T Spring, seconded by Member A Tyler:

That the Kaipātiki Local Board:

- a) note the verbal report from Member Tim Spring.

CARRIED

19.3 Member report - Deputy Chairperson Danielle Grant

Resolution number KT/2023/37

MOVED by Deputy Chairperson D Grant, seconded by Member E Hannam:

That the Kaipātiki Local Board:

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

CARRIED

19.4 Member report - Melanie Kenrick

A document titled 'Water Consent Chelsea' 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/2023/38

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

That the Kaipātiki Local Board:

- a) **note the verbal report from Member Melanie Kenrick.**

CARRIED

Attachments

- A 15 February 2023 - Kaipātiki Local Board Business Meeting - Water Consent Chelsea

20 Governing Body and Independent Māori Statutory Board Members' Update

There were no updates provided at this time.

21 Hōtaka Kaupapa – Policy Schedule

Resolution number KT/2023/39

MOVED by Member A Tyler, seconded by Member E Hannam:

That the Kaipātiki Local Board:

- a) **note the Kaipātiki Local Board March – April 2023 Hōtaka Kaupapa – Policy Schedule and February – March 2023 workshop forward work plan.**

CARRIED

22 Te Whakaaro ki ngā Take Pūtea e Autaia ana | Consideration of Extraordinary Items

There was no consideration of extraordinary items.

12.21 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:.....