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# Kaipātiki Local Board

## OPEN MINUTES

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Minutes of a meeting of the Kaipātiki Local Board held in the Kaipātiki Local Board Office, 90 Bentley Avenue, Glenfield on Wednesday, 15 March 2023 at 10.03am.

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### TE HUNGA KUA TAE MAI | PRESENT

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

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## 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
Tīhei mauri ora!	

### 1.1 Electronic attendance

Resolution number KT/2023/40

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 and Member 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/2023/41

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

**That the Kaipātiki Local Board:**

- a) **confirm the ordinary minutes of its meeting, held on Wednesday, 15 February 2023, as true and correct.**

**CARRIED**

## 5 He Tamōtanga Motuhake | Leave of Absence

There were no leaves of absence.

## 6 Te Mihi | Acknowledgements

### 6.1 Joshuah Tasi

The Kaipātiki Local Board observed a moment of silence.

Resolution number KT/2023/42

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

**That the Kaipātiki Local Board:**

- a) **acknowledge Joshuah Tasi the victim of the fatal road-rage attack in Beach Haven and extend condolences to Joshuah’s family and friends at this extremely difficult time.**

**CARRIED**

## 7 Ngā Petihana | Petitions

There were no petitions.

## 8 Ngā Tono Whakaaturanga | Deputations

### 8.1 Men's Shed North Shore Trust

Dave Whiting, Secretary of Men’s Shed North Shore and Jim Andrews, Trustee of Men’s Shed North Shore, were in attendance to address the board on this item.

Resolution number KT/2023/43

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

**That the Kaipātiki Local Board:**

- a) **receive the deputation.**
- b) **thank Dave Whiting, Jim Andrews and the Men’s Shed North Shore Trust for their attendance and presentation.**

**CARRIED**

## 9 Te Matapaki Tūmatanui | Public Forum

There was no public forum.

## 10 Ngā Pakihi Autaia | Extraordinary Business

There was no extraordinary business.

## 11 Ngā Pānui mō ngā Mōtini | Notices of Motion

Under Standing Order 2.5.1 (LBS 3.11.1) a Notice of Motion has been received from Member Adrian Tyler for consideration under item 12.

## 12 Notice of Motion - Endorsing the Waitākere Ranges Local Board's Resolution on Extreme Weather Events and Proposed Plan Change 78

Resolution number KT/2023/44

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

**That the Kaipātiki Local Board:**

- a) **fully endorse the Waitākere Local Board's resolution on Item 13 of its February 23 Business Meeting 'Notice of Motion on Extreme Weather Events and Proposed Plan Change 78' moved by Member S. Coney and seconded by Member L. Potauaine as outlined below:**
  - i) **tautoko / support the call for an independent audit of the infrastructure of Auckland which would assess its ability to cope with extreme weather events in the context of climate change.**
  - ii) **karanga / call for such an audit to assess the impact of intensification on Auckland's ability to cope with extreme weather events and how this can be mitigated, for example, by strengthening the ability of the natural environment to cope with weather events.**
  - iii) **tono / request that Local Boards are able to take part in such an audit.**
  - iv) **karanga / call for a Section 32 analysis of the financial cost of the infrastructure needed to cope with further intensification and its impact on Council budgets for the next ten years.**
  - v) **karanga / call for a pause on the Proposed Plan Change 78 while this is carried out.**
  - vi) **tono / request that the Auckland Council urges the Government to delay and defer the implementation of the National Policy Statement on Urban Development (NPS-UP), the Medium Density Residential Standards and the Resource Management (Enabling Housing and Other Matters) Amendment Act while Auckland Council carries out the audit, and that discussions are then held between Council and the Government on how to proceed with intensification in a way that keeps Aucklanders and their homes safe.**
  - vii) **tono / request that the Auckland Council strongly take up with the Government the need to include general tree rules in the Natural and Built Environments Bill currently before Parliament.**
- b) **thank the Waitākere Ranges Local Board and Members Coney and Potauaine for this resolution.**
- c) **circulate this motion of support to the Mayor, all councillors and local boards.**

**CARRIED**

### 13 New lease approval at 39 Birkenhead, Avenue

Lisa Partis, Commercial Property Manager – Eke Panuku Development Auckland, and Carlos Rahman, Principal Governance and Engagement Advisor – Eke Panuku Development Auckland, were in attendance to address the board on this item.

A document titled '39 Birkenhead Ave – Building Plan' 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.

The Chairperson moved a procedural motion to exclude the public.

#### Procedural motion to exclude the public

Resolution number KT/2023/45

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

**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:**

#### C1 New lease approval at 39 Birkenhead Avenue

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
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.	<p>S7(2)(b) ... (2)</p> <p>Subject to sections 6, 8, and 17, this section applies if, and only if, the withholding of the information is necessary to—</p> <p>(b)</p> <p>protect information where the making available of the information—</p> <p>(i) would disclose a trade secret; or</p> <p>(ii) would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.</p>	<p>s48(1)(a)</p> <p>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.</p>

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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.

10.34 am The public was excluded.

11.01am The public was re-admitted.

### Re-admitting the public

Resolution number KT/2023/46

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

**That the Kaipātiki Local Board:**

- a) **reopen the meeting to the public.**

**CARRIED**

Resolution number KT/2023/47

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

**That the Kaipātiki Local Board:**

- a) **approve subject to the satisfactory conclusion of any required statutory processes, a lease term of six years with one right of renewal of six years to LMY Limited for the purpose of operating a licensed restaurant on the Kaimataara ō Wai Manawa site at 39 Birkenhead Avenue, Birkenhead, as per the red outline in the tabled map.**
- b) **note that Eke Panuku will undertake public consultation to fulfil statutory obligations under section 138 (LGA 2002), however, based on the outcome of the recent consultation on the draft LPMP, Eke Panuku does not anticipate receiving feedback opposing the proposed lease.**

**CARRIED**

### Attachments

- A 15 March 2023 - Kaipātiki Local Board business meeting - 39 Birkenhead Ave - Building Plan

## 14 Kaipātiki Local Climate Action Plan

Brandii Stephano, Relationship Advisor, and Rory Lenihan-Ikin, Low Carbon Specialist, were in attendance to address the board on this item.

Resolution number KT/2023/48

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

**That the Kaipātiki Local Board:**

- a) **adopt the ‘Kaipātiki Local Climate Action Plan’ as per Attachment A.**
- b) **delegate to the Kaipātiki Local Board Chairperson the ability to approve minor amendments to the Kaipātiki Local Climate Action Plan.**
- c) **note that staff will continue to work with mana whenua to identify more opportunities to partner with them on climate/te taiao projects in the local board area.**

- d) approve the reallocation of the \$20,000 climate action activation budget set aside within the 2022/2023 environmental work programme to non-contestable community climate action grants and Kaipātiki Local Board funded branding as listed below (Option A):

Community group and project	Proposed Budget
Pest Free Kaipātiki – Greening Scars on the Landscape	\$10,000
Highbury House – Repair Cafes	\$1,000
Bike Kaipātiki – Pop-up Bike Maintenance	\$8,000
Kaipātiki Local Board funded branding	\$1,000

- e) require the community groups listed in clause d) to display the Kaipātiki Local Board branding at any associated events, on all publicity and signage, etc, in line with the Kaipātiki Local Board Community Grants Programme, noting that for Bike Kaipātiki this includes branding of the trailer.

**CARRIED**

## 15 Kaipātiki Local Board Community Forum locations

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

Resolution number KT/2023/49

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

**That the Kaipātiki Local Board:**

- a) approve the following locations of the May – November 2023 Community Forum:
- Wednesday 24 May 2023, 6.00pm at Birkdale Hall (Old St Philips Church) – 136 Birkdale Road, Birkdale, Auckland.
  - Wednesday 23 August 2023, 6.00pm at Northcote Kaipātiki Community Facilities Trust Hub (Northcote Citizens Centre Hall) – 1 Ernie Mays Street, Northcote.
  - Wednesday 22 November 2023, 6.00pm at Rawene Centre – 33-35 Rawene Road, Birkenhead.

**CARRIED**



## 16 ANZAC Service representatives 2023

Resolution number KT/2023/50

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

**That the Kaipātiki Local Board:**

- a) **appoint the following local board members for each of the following roles at the forthcoming Australia and New Zealand Army Corps Day (ANZAC) services:**
  - i) **Birkenhead (time 10.00am) - Local board member Melanie Kenrick as master of ceremonies, and Local board member Janet Tupou as wreathlayer.**
  - ii) **Northcote (time 10.45am) - Local board Deputy Chair Danielle Grant as master of ceremonies, and Local board member Erica Hannam as wreathlayer.**
  - iii) **Glenfield (time 11.30am) - Local board member Paula Gillon to deliver the welcome and read out the ANZAC Day dedication, and Local board member Tim Spring as wreathlayer.**
- b) **delegate the Chairperson to appoint a replacement board member in the event that any member is unavailable to take their position at the Australia and New Zealand Army Corps Day (ANZAC) services as outlined in recommendation a) above.**

**CARRIED**

## 17 Local Government New Zealand – membership of Auckland Council

Trina Thompson, Local Area Manager, was in attendance to address the board on this item.

That the Kaipātiki Local Board:

- a) **provide the following feedback for the Governing Body's consideration of Auckland Council's ongoing membership of Local Government New Zealand (LGNZ):**
  - i) **The Kaipātiki Local Board members hold mixed views on the benefits of remaining as a member of LGNZ.**
  - ii) **request Auckland Council seek to establish closer working relationships with Australian cities, such as Melbourne, Sydney and Brisbane. Encourage knowledge sharing between councils of a similar scale to share best practices to gain greater insights. This could include shared case studies on playground design, public transport best practical, placemaking with diverse communities, sports field management. Being mindful of budgets, encourage online/virtual meetings for elected members and staff at all levels**

The Chairperson requested for the motion to be taken in parts, a) & i) and then ii)

Resolution number KT/2023/51

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

**That the Kaipātiki Local Board:**

- a) **provide the following feedback for the Governing Body's consideration of Auckland Council's ongoing membership of Local Government New Zealand (LGNZ):**

- i) **The Kaipātiki Local Board members hold mixed views on the benefits of remaining as a member of LGNZ.**

**CARRIED**

That the Kaipātiki Local Board:

- ii) request Auckland Council seek to establish closer working relationships with Australian cities, such as Melbourne, Sydney and Brisbane. Encourage knowledge sharing between councils of a similar scale to share best practices to gain greater insights. This could include shared case studies on playground design, public transport best practical, placemaking with diverse communities, sports field management. Being mindful of budgets, encourage online/virtual meetings for elected members and staff at all levels.

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

<b><u>For</u></b>	<b><u>Against</u></b>	<b><u>Abstained</u></b>
Deputy Chairperson D Grant	Member P Gillon	Chairperson J Gillon
Member T Spring	Member E Hannam	Member J Tupou
	Member M Kenrick	
	Member A Tyler	

The motion was declared **LOST** by 2 votes to 4.

**LOST**

## 18 **Urgent Decision: Kaipātiki Local Board Feedback on Smoked Tobacco Regulatory Regime**

Resolution number KT/2023/52

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

**That the Kaipātiki Local Board:**

- a) **receive the urgent decision made on 8 March 2023 as set out in Attachment B of this agenda report, providing local board feedback on the Smoked Tobacco Regulatory Regime.**

**CARRIED**

## 19 **Kaipātiki Local Board Chairperson's Report**

A document titled 'John Gillon Chairperson Report March 2023' 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/2023/53

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

**That the Kaipātiki Local Board:**

- a) **note the tabled chairperson's report.**

**CARRIED**

### **Attachments**

- A 15 March 2023 - Kaipātiki Local Board business meeting - John Gillon Chairperson Report March 2023

## 20 Members' Reports

Resolution number KT/2023/54

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

**That the Kaipātiki Local Board:**

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

**CARRIED**

### 20.1 Member report - Erica Hannam

Resolution number KT/2023/55

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

**That the Kaipātiki Local Board:**

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

**CARRIED**

## 21 Governing Body and Independent Māori Statutory Board Members' Update

There were no updates provided at this time.

## 22 Hōtaka Kaupapa – Policy Schedule

Resolution number KT/2023/56

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

**That the Kaipātiki Local Board:**

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

**CARRIED**

## 23 Workshop Records - Kaipātiki Local Board - February 2023

Resolution number KT/2023/57

MOVED by Member J Tupou, seconded by Member T Spring:

**That the Kaipātiki Local Board:**

- a) note the record for the Kaipātiki Local Board workshop held on Wednesday 1 February, Wednesday 8 February and Wednesday 22 February 2023.

**CARRIED**

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

There was no consideration of extraordinary items.

12.06pm

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:**.....