



ORDINARY MEETING

of

Council

AGENDA

Time: 3.00pm
Date: Wednesday, 15 February 2023
Venue: Waiata House, 27 Lincoln Road,
Masterton

MEMBERSHIP

Mayor Gary Caffell (Chairperson)

Councillor Bex Johnson
Councillor Craig Bowyer
Councillor Brent Goodwin
Councillor David Holmes

Councillor Tom Hullena
Councillor Stella Lennox
Councillor Tim Nelson
Councillor Marama Tuuta

Values

1. **Public interest:** members will serve the best interests of the people within the Masterton district and discharge their duties conscientiously, to the best of their ability.
2. **Public trust:** members, in order to foster community confidence and trust in their Council, will work together constructively and uphold the values of honesty, integrity, accountability and transparency.
3. **Ethical behaviour:** members will not place themselves in situations where their honesty and integrity may be questioned, will not behave improperly and will avoid the appearance of any such behaviour.
4. **Objectivity:** members will make decisions on merit; including appointments, awarding contracts, and recommending individuals for rewards or benefits.
5. **Respect for others:** will treat people, including other members, with respect and courtesy, regardless of their ethnicity, age, religion, gender, sexual orientation, or disability. Members will respect the impartiality and integrity of Council staff.
6. **Duty to uphold the law:** members will comply with all legislative requirements applying to their role, abide by this Code, and act in accordance with the trust placed in them by the public.
7. **Equitable contribution:** members will take all reasonable steps to ensure they fulfil the duties and responsibilities of office, including attending meetings and workshops, preparing for meetings, attending civic events, and participating in relevant training seminars.
8. **Leadership:** members will actively promote and support these principles and ensure they are reflected in the way in which MDC operates, including a regular review and assessment of MDC's collective performance.

These values complement, and work in conjunction with, the principles of section 14 of the LGA 2002; the governance principles of section 39 of the LGA 2002; and our MDC governance principles:

| | |
|--------------------------|--|
| Whakamana Tangata | Respecting the mandate of each member, and ensuring the integrity of the committee as a whole by acknowledging the principle of collective responsibility and decision-making. |
| Manaakitanga | Recognising and embracing the mana of others. |
| Rangatiratanga | Demonstrating effective leadership with integrity, humility, honesty and transparency. |
| Whanaungatanga | Building and sustaining effective and efficient relationships. |
| Kotahitanga | Working collectively. |

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Karakia timatanga

Kia tau ngā manaakitanga a te mea ngaro

ki runga ki tēnā, ki tēnā o tātou

Kia mahea te hua mākihikihi

kia toi te kupu, toi te mana, toi te aroha, toi te Reo
Māori

kia tūturu, ka whakamaua kia tīna! Tīna!

Hui e, Tāiki e!

Let the strength and life force of our
ancestors

Be with each and everyone of us

Freeing our path from obstruction

So that our words spiritual, power, love and
language are upheld

Permanently fixed established and
understood

Forward together

1 CONFLICTS OF INTEREST

Members are reminded of the need to be vigilant to stand aside from decision making when a conflict arises between their role as a member and any private or other external interest they might have.

2 APOLOGIES

The Chair invites notice from members of:

- leave of absence for future meetings of Masterton District Council
- apologies, including apologies for lateness and early departure from the meeting where leave of absence has not previously been granted.

3 PUBLIC FORUM

4 ITEMS NOT ON THE AGENDA

The Chairperson will give notice of items not on the agenda as follows:

Matters requiring urgent attention as determined by resolution of the Council

- The reason why the item is not on the agenda; and
- The reason why discussion of the item cannot be delayed until a subsequent meeting.

Minor matters relating to the general business of Council

No resolution, decision or recommendation may be made in respect of the item except to refer it to a subsequent meeting of Masterton District Council for further discussion.

5 CONFIRMATION OF COUNCIL MINUTES

5.1 MINUTES OF COUNCIL MEETING HELD ON 14 DECEMBER 2022

File Number:

Author: Harriet Kennedy, Governance Advisor

Authoriser: David Hopman, Chief Executive

RECOMMENDATION

1. That the Minutes of Council Meeting held on 14 December 2022 be received and confirmed as a true and correct record of that meeting.

ATTACHMENTS

1. Minutes of Council Meeting held on 14 December 2022



MINUTES

**Ordinary Council Meeting
Wednesday, 14 December 2022**

Order Of Business

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**MINUTES OF MASTERTON DISTRICT COUNCIL
ORDINARY COUNCIL MEETING
HELD AT WAIATA HOUSE, 27 LINCOLN ROAD, MASTERTON
ON WEDNESDAY, 14 DECEMBER 2022 AT 3.00**

PRESENT: Mayor Gary Caffell (Chair), Councillor Bex Johnson, Councillor Craig Bowyer, Councillor Brent Goodwin, Councillor David Holmes, Councillor Tom Hullena, Councillor Stella Lennox, Councillor Tim Nelson, Councillor Marama Tuuta

IN ATTENDANCE: Iwi representatives Jo Hayes (from 3.13pm) and Ra Smith (by zoom from 3.13pm), Chief Executive, Manager Finance, Manager Strategy and Governance, Manager Community Facilities and Activities, Manager Communications and Engagement, Manager Assets and Operations, Manager Regulatory Services, Pou Ahurea Māori, Manager People and Culture, Library Manager, Project Delivery and Assets Manager and Governance Advisor

His Worship opened the meeting with the karakia.

1 CONFLICTS OF INTEREST

No conflicts of interest were declared.

2 APOLOGIES

There were no apologies.

Before the Reports for Decision were considered, the Chair advised that Item 8.1 in relation to the Iwi Representative Appointments would be brought forward to enable the iwi representatives to join the table.

8.1 IWI REPRESENTATIVE APPOINTMENTS

The report advising Council of the iwi representatives appointed by Ngati Kahungunu ki Wairarapa and Rangitane o Wairarapa was presented by the Chief Executive

RESOLUTION 2022/17

Moved by Councillor C Bowyer
Seconded by Councillor B Goodwin

That Council notes that

- i) the iwi representative for Rangitāne o Wairarapa for the 2022-2025 triennium is Joanne Hayes; and
- ii) the iwi representative for Ngāti Kahungunu ki Wairarapa for the 2022-2025 triennium is Ra Smith

CARRIED

3 PUBLIC FORUM

- Graham Streatfield, Wairarapa Census Area Manager, attended via zoom and spoke about Census 2023
- Graham Dick and Paul Foster from the Friends of Queen Elizabeth Park, spoke about the Lake of Remembrance and the amount of sediment in the Lake and asked Council to revert to the old system of draining the lake and clearing rubbish and sediment.

- Marcus Newton-Howes, Aotearoa 350, spoke about their energy campaign and Council's use of renewable energy

4 ITEMS NOT ON THE AGENDA

There were no late items

5 CONFIRMATION OF COUNCIL MINUTES

See Items 7.1, 7.2, 7.3 and 7.4

6 COMMITTEE REPORTS

There were no Committee Reports

7 REPORTS FOR DECISION

7.1 MINUTES FOR CONFIRMATION - COUNCIL MEETING 9 NOVEMBER 2022

The minutes of the Council meeting held on 9 November 2022 were provided for confirmation.

RESOLUTION 2022/18

Moved by Councillor M Tuuta
Seconded by Councillor S Lennox

That Council confirms the minutes of the Council Meeting held on 9 November 2022 as a true and correct record of that meeting.

CARRIED

7.2 MINUTES FOR CONFIRMATION - EXTRAORDINARY COUNCIL MEETING 23 NOVEMBER 2022

The minutes of the Extraordinary Council meeting held on 23 November 2022 were provided for confirmation

RESOLUTION 2022/19

Moved by Mayor G Caffell
Seconded by Councillor B Johnson

That Council confirms the minutes of the Extraordinary Council Meeting held on 23 November 2022 as a true and correct record of that meeting.

CARRIED

7.3 MINUTES FOR CONFIRMATION - EXTRAORDINARY AWARDS AND GRANTS COMMITTEE MEETING 23 NOVEMBER 2022

The minutes of the Extraordinary Awards and Grants Committee meeting held on 23 November 2022 were provided for confirmation.

RESOLUTION 2022/20

Moved by Councillor T Nelson
Seconded by Councillor S Lennox

That Council confirms the minutes of the Extraordinary Awards and Grants Committee Meeting held on 23 November 2022 including the following resolution:

- Community Events Funding Application

That the Awards and Grants Committee:

- receives an unexpected 2022 Community Events Fund application from Alzheimers Wairarapa;*
- approves the \$700 grant for the LEGO Brick Show billboard advertising*

CARRIED

7.4 MINUTES FOR CONFIRMATION - AUDIT AND RISK COMMITTEE MEETING 23 NOVEMBER 2022

The minutes of the Audit and Risk Committee meeting held on 23 November 2022 were provided for confirmation.

RESOLUTION 2022/21

Moved by Councillor B Johnson
Seconded by Councillor T Nelson

That Council confirms the minutes of the Audit and Risk Committee Meeting held on 23 November 2022 including the following resolutions:

- Service Provision Report – Aratoi

That the Audit and Risk Committee receives the Service Provision Report from Aratoi Regional Trust providing the summary results of key result indicators for the 1 July – 30 September 2022 quarter.

- Service Provision Report – Destination Wairarapa

That the Audit and Risk Committee receives the first quarter report (1 July 2022 – 30 September 2022) from Destination Wairarapa.

- Transport Accident Investigation Commission Inquiry Report

That the Audit and Risk Committee

- receives the Report on the Transport Accident Investigation Commission Inquiry into the mid-air collision, near Hood Aerodrome on Sunday 16 June 2019*
- notes the findings and recommendations in the Report.*

- Health and Safety Quarterly Report

That the Audit and Risk Committee notes the content and receives the Health and Safety Report for the quarter from 1 July 2022 to 30 September 2022

- Key Policies to be Monitored by the Audit and Risk Committee

That the Audit and Risk Committee:

1. *Notes that the following policies are monitored by the Audit and Risk Committee:*
 - *Asset Management Policy*
 - *Fraud, Dishonesty and Corruption Control Policy*
 - *Workplace Health and Safety and Staff Wellbeing Policy*

- *Procurement Policy*
 - *Revenue and Financing Policy*
 - *Risk Management Policy*
 - *Significance and Engagement Policy*
 - *Sensitive Expenditure Policy, and*
 - *Treasury Management Policy.*
2. *Notes that a status update for each of these policies in this Report;*
 3. *Notes that further work will be undertaken to identify any further policies that should be monitored by the Audit and Risk Committee;*
 4. *Notes that an update has been provided on policies that are programmed for development or review in 2022/23; and*
 5. *Notes that a status report will be provided at the end of this financial year on all policies in Council's Policy Register.*
- *Non-Financial Performance 2022/2023 Quarter 1 Report*
That the Audit and Risk Committee receives the Quarter 1 non-financial performance report for the 2022/23 financial year.
 - *Three Months to Date Financial Report Quarter 1 2022/2023*
That the Audit and Risk Committee receives the financial report and commentary for the 3 month period to 30 September 2022.
 - *2021/2022 Annual Report (Pre Audit Draft)*
That the Audit and Risk Committee
 - i) *Receives the draft Annual Report for 2021/22.*
 - ii) *Notes that some aspects of the financial statement Notes to the Accounts are still to be completed*
 - iii) *Notes that due to Audit New Zealand capacity, the audit of the Annual Report has been deferred to early 2023.*
 - iv) *Notes that in deferring the audit, the 2021/22 Annual Report will not be adopted by the legislative deadline of 31 December 2022*

.CARRIED

7.5 CIVIC FACILITY INDEPENDENT WORKING GROUP REPORT

The report providing Council with an update on the work of the Civic Facility Working Group and to seek agreement to the Working Group's recommendations and proposed next steps to progress the Civic Facility Project was presented by the Chief Executive. Ian Collier, Rachael Dean and Andrew Clarke (by zoom), members of the Civic Facility Working Group, were in attendance to present their report.

The motion was taken in parts.

An alternative motion was put in relation to the second part of the staff recommendation in the agenda report as there was more to firm up before Council decided which of the Working Group's recommendations to accept, adopt or progress further. The proposed motion would still give staff direction to enable work to be done to progress to consultation and also provided direction for staff to develop consultation options to use existing assets, as there was a view that Council should be using its existing assets as a more affordable option, and an option to do nothing.

RECOMMENDATIONS

That Council:

1. Notes the work undertaken by the Civic Facility Working Group
2. Accepts the Civic Facility Working Group's report and recommendations and directs staff, based on the report, to progress next steps which include:
 - (a) Establishing an independent oversight group.
 - (b) Developing a project plan.
 - (c) Undertaking the recommended actions to inform decision making, including confirming key principles, the future demand profile and updating market demand and financial analysis.
 - (d) Identifying and developing options for consultation with our community.

RESOLUTION 2022/22

Moved by Mayor G Caffell

Seconded by Councillor M Tuuta

That Council

1. Notes the work undertaken by the Civic Facility Working Group

CARRIED

RESOLUTION 2022/23

Moved by Councillor B Johnson

Seconded by Councillor B Goodwin

That Council

2. Receives the Civic Facility Working Group's report and notes the recommendations and directs staff, based on the report, to progress next steps which include:
 - (a) Investigate the recommended actions to inform decision making, including confirming key principles and scope, the future demand profile and updating market demand and financial analysis.
 - (b) Identifying and developing options for consultation with our community including:
 - i) Proceeding or not proceeding with the civic facility as provided in the LTP with estimated costs of \$71.3m including contingency
 - ii) options that better utilise Council's existing assets, including the library, Town Hall and recreation centre
 - iii) an option to do nothing.

CARRIED

7.6 UPDATED INVENTORY OF ROADSIDE SLIPS (FOLLOWING ON FROM REPORT TO COUNCIL DATED 14 SEPTEMBER 2022)

The report seeking Council approval to carry out urgent repair works on further roadside slips identified by the Roding Team that occurred in the July 2022 extraordinary rainfall event was presented by the Roding Manager.

RESOLUTION 2022/24

Moved by Councillor D Holmes
Seconded by Councillor B Goodwin

That Council:

1. **approves** the engagement of 1Geo Limited and GoodRich Environmental Solutions Ltd through Direct Appointment to carry out the proposed urgent slip remediation works for the sites 8-23 below:

| Site | Location | Estimated Cost |
|------|---|------------------------|
| 8 | Masterton Castlepoint Road (Referred to as Carswell Site 4) a few Hundred meters from Carswell Site 3 | \$ 141,783.20 |
| 9 | Masterton Castlepoint Road (Referred to as Carswell Site 5) a few Hundred meters from Carswell Site 4 | \$ 141,783.20 |
| 10 | Masterton Castlepoint Road (over slip opposite Carswell Site 1) | \$ 277,660.46 |
| 11 | Masterton Castlepoint Road (over slip between Carswell Sites 2 & 3) | \$ 248,144.82 |
| 12 | Masterton Castlepoint Road (extension of Carswell Site 3 by 29.5m) | \$ 144,866.36 |
| 13 | Blairlogie Langdale Rd - RP 0.59 | \$ 192,409.90 |
| 14 | Ngahape Road Site 1 (approx. RP 9.270) | \$ 58,384.01 |
| 15 | Ngahape Road Site 2 (approx. RP 9.880) | \$ 130,750.50 |
| 16 | Ngaumu Rd Site 1 (approx. RP 0.454) | \$ 54,356.00 |
| 17 | Ngaumu Rd Site 2 (approx. RP 0.511) | \$ 110,262.56 |
| 18 | Masterton Castlepoint Rd (RP 28.683) | \$ 423,444.30 |
| 19 | Masterton Castlepoint Rd (RP 49.441) | \$ 45,560.92 |
| 20 | Langdale Rd (RP 1.625) | \$ 42,827.95 |
| 21 | Whangaehu Valley Rd (RP 15.091) | \$ 32,228.75 |
| 22 | Whangaehu Valley Rd (RP 13.342) | \$ 117,499.41 |
| 23 | Whangaehu Valley Rd (RP 11.391) | \$ 33,490.26 |
| | Total | \$ 2,195,452.59 |

2. **approves** funding as per Engineers' Estimates for the sites 24-62 below to allow the Roding Team to engage contractors and complete repairs before next winter:

| Site | Location | Engineer's Estimate |
|------|---|---------------------|
| 24 | Tinui Valley Road Site 1 (approx. RP 4.900) | \$ 210,000.00 |
| 25 | Tinui Valley Road Site 2 (approx. RP 5.700) | \$ 350,000.00 |
| 26 | Homewood Road (Rp 3.355) | \$ 40,292.75 |
| 27 | Masterton Stronvar Road (RP 8.646) | \$ 92,400.00 |
| 28 | Mataikona Road (RP 6.244) | \$ 69,300.00 |
| 29 | Mataikona Road (RP 9.150) | \$ 120,120.00 |
| 30 | Mataikona Road (RP 7.576) | \$ 15,400.00 |
| 31 | Otahome Road (RP 7.088) | \$ 93,940.00 |
| 32 | Springhill Road (RP 4.965) | \$ 23,167.95 |
| 33 | Springhill Road (RP 4.944) | \$ 39,599.75 |
| 34 | Springhill Road (RP 4.866) | \$ 94,498.31 |
| 35 | Waimimi Road (RP 1.843) | \$ 129,722.38 |
| 36 | Alfredton Tinui Road (RP 0.371) | \$ 158,732.81 |
| 37 | Alfredton Tinui Road (RP 0.418) | \$ 74,738.03 |
| 38 | Clelands Road (RP 1.480) | \$ 82,846.13 |
| 39 | Homewood Road (RP 4.283) | \$ 67,207.43 |
| 40 | Jacksons Line (RP 5.865) | \$ 18,480.00 |
| 41 | Kiriwhakapapa Road (RP 4.851) | \$ 55,722.28 |
| 42 | Mangoranga Road (RP 1.727) | \$ 414,631.43 |
| 43 | Masterton Castlepoint Road (RP 22.996) | \$ 512,659.26 |
| 44 | Masterton Castlepoint Road (RP 12.254) | \$ 23,100.00 |
| 45 | Masterton Castlepoint Road 2 (RP 60.207) | \$ 38,500.00 |
| 46 | Masterton Castlepoint Road 2 (RP 42.929) | \$ 385,000.00 |
| 47 | Masterton Castlepoint Road 2 (49.925) | \$ 23,100.00 |
| 48 | Masterton Castlepoint Road 2 (RP 49.523) | \$ 15,400.00 |
| 49 | North Road (RP 4.748) | \$ 69,765.65 |
| 50 | Puketitiri Road (RP 2.898) | \$ 57,618.09 |
| 51 | Te Ore Ore Bideford Road (RP 12.106) | \$ 235,116.13 |
| 52 | Tinui Valley Road (RP 0.498) | \$ 55,635.92 |
| 53 | Tinui Valley Road (RP 7.704) | \$ 38,598.75 |
| 54 | Wairere Road (RP 6.914) | \$ 25,634.21 |
| 55 | Wairere Road (RP 6.616) | \$ 25,634.21 |
| 56 | Wairere Road (RP 2.009) | \$ 102,536.86 |
| 57 | Whangaehu Valley Road (RP 6.206) | \$ 108,258.63 |
| 58 | Mangarei Road (RP 0.500) | \$ 11,514.34 |
| 59 | Mangarei Road (RP 0.700) | \$ 12,738.64 |
| 60 | Mangarei Road (RP 1.300) | \$ 5,095.46 |

| | | |
|----|--------------------------|------------------------|
| 61 | Springhill (RP 4.780) | \$ 13,817.21 |
| 62 | Clelands Road (RP 1.000) | \$ 45,551.85 |
| | Total | \$ 3,956,074.46 |

3. **notes** that sites 63-94 in table 1 will be monitored. Costs of repair works for some sites have also been estimated by the Roothing Team. If observations show serious movement, further remediation will be accelerated

CARRIED

7.7 WELLINGTON REGION WASTE MANAGEMENT AND MINIMISATION PLAN

The report seeking Council agreement to formally proceed with the development of a new Wellington Region Waste Management and Minimisation Plan for 2023 to 2029 was presented by the Manager Assets and Operations.

RESOLUTION 2022/25

Moved by Councillor B Johnson
Seconded by Councillor T Hullena

That Council:

1. receives the Report
2. agrees to proceed with the development of the Wellington Region Waste Management and Minimisation Plan 2023-2029
3. notes that Waste Management and Minimisation Plans (WMMP) have to be reviewed every six years as a statutory requirement, that the current WMMP is required to be reviewed by January 2023 and that if the timeframes to approve the review and approve the new plan are not met, the waste levy payments to councils may be withheld by the Ministry for the Environment (MfE).

CARRIED

7.8 INDEPENDENT RESOURCE MANAGEMENT COMMISSIONERS APPOINTMENT: HEARING FOR PRIVATE PLAN CHANGE RM220072 (WELHOM DEVELOPMENTS LIMITED)

The report seeking Council approval to appoint two independent Resource Management Commissioners to hear and make a recommendation to Council on the private plan change request from Welhom Developments to rezone land from rural zone to residential zone was presented by the Planning and Consents Manager.

RESOLUTION 2022/26

Moved by Councillor B Johnson
Seconded by Councillor T Hullena

That Council **delegates** (pursuant to section 34A of the Resource Management Act) all functions, powers and duties of Council under the Resource Management Act 1991 necessary to hear and make a recommendation to Council on the private plan change application by Welhom

Developments Ltd to rezone 14.7836 hectares of land located at State Highway 2, Masterton, from rural zone to residential zone in the Wairarapa Combined District Plan (District Plan) to:

- Stephen Daysh (Chair) (independent Resource Management Commissioner), and
- David McMahon (independent Resource Management Commissioner).

CARRIED

7.9 COUNCIL AND COMMITTEE MEETING SCHEDULE FOR 2023

The report seeking Council approval of the proposed schedule of meetings for 2023 was presented by the Manager Strategy and Governance.

RESOLUTION 2022/27

Moved by Councillor S Lennox
Seconded by Councillor C Bowyer

That Council approves the schedule of Council and Committee meeting dates for 2023 as set on in Attachment 1.

CARRIED

7.10 WELLINGTON REGIONAL TRIENNIAL AGREEMENT

The report seeking Council agreement to the draft Triennial Agreement for the Wellington Region for 2022 to 2025 was presented by the Manager Strategy and Governance

RESOLUTION 2022/28

Moved by Councillor S Lennox
Seconded by Councillor C Bowyer

That Council:

- Receives the report.
- Agrees to the draft Triennial Agreement 2022-2025 in Attachment 1.
- Delegates to the Mayor the authority to make any minor amendments required as a result of minor changes requested by other local authorities in the region as part of the adoption process.
- Authorises the Mayor to sign the Agreement on behalf of the Council.

CARRIED

7.11 MASTERTON DISTRICT CLIMATE ACTION PLAN: YEAR ONE (2022/23) IMPLEMENTATION PLAN

The report seeking Council approval of the Masterton District Climate Action Plan (CAP)(2022/23) Implementation Plan was presented by the Senior Policy Advisor – Climate Change & Environment.

RESOLUTION 2022/29

Moved by Councillor T Hullena
Seconded by Councillor S Lennox

That Council:

- a. **notes** that the Masterton District Climate Action Plan was adopted on 14 September 2022;
- b. **notes** that the Masterton District Climate Action Plan was developed with a community focus group;
- c. **notes** that stakeholder engagement was also undertaken March – May 2022 to inform the development of the Masterton District Climate Action Plan, with a formal consultation process held 1 July – 1 August 2022;
- d. **notes** that Report 122/22 confirmed a Year One (2022/23) Implementation Plan and associated budget for the Masterton District Climate Action Plan would be presented to the incoming Council for agreement; and
- e. **approves** the Masterton District Climate Action Plan Year One (2022/23) Implementation Plan.

CARRIED

7.12 ESTABLISHMENT OF THE MASTERTON DISTRICT COUNCIL CLIMATE ADVISORY GROUP

The report seeking Council approval of process documents to support the establishment of the Masterton District Climate Advisory Group: Terms of Reference and Expressions of Interest was presented by the Senior Policy Advisor – Climate Change & Environment

RESOLUTION 2022/30

Moved by Councillor C Bowyer
Seconded by Councillor M Tuuta

That Council

1. **notes** that Council approved the Masterton District Climate Action Plan at its meeting on 14 September 2022;
2. **notes** that the establishment of a Masterton District Climate Advisory Group was one of the actions included in the Masterton District Climate Action Plan;
3. **notes** that Councillors Tom Hullena and Marama Tuuta were appointed to the Masterton District Climate Advisory Group at the 9 November 2022 Council meeting; and
4. **approves** the Masterton District Climate Advisory Group Terms of Reference and Expressions of Interest documents to support the establishment of the Masterton District Climate Advisory Group.

CARRIED

8 REPORTS FOR INFORMATION

8.2 CHIEF EXECUTIVE'S REPORT

The Chief Executive presented his report providing Council with an update on Council operations as at 9 December 2022

RESOLUTION 2022/31

Moved by Mayor G Caffell
Seconded by Councillor T Hullena

That Council receives the Chief Executive's Report as at 9 December 2022

CARRIED

8.3 MAYOR'S REPORT

The Mayor presented his verbal report which included the following:

- Have been working hard to develop relationships with the community. There is a desire in the community to get things moving.
- Congratulated the Manager Community Facilities and Activities and his team on the events which had been held over the last couple of months.
- There had been a number of meetings with the other Mayors on the reforms that were taking place and it was acknowledged that there was a lot going on and still many unanswered questions
- Wished Dame Robin White well on behalf of Council, as she had been nominated as a semi finalist for New Zealander of the Year.

(Councillor Tuuta left the meeting at 5.55pm)

(Councillor Tuuta returned to the meeting at 5.57pm)

RESOLUTION 2022/32

Moved by Mayor G Caffell
Seconded by Councillor S Lennox

That Council receives the verbal report from the Mayor

CARRIED

9 PUBLIC EXCLUDED

RESOLUTION TO EXCLUDE THE PUBLIC

RESOLUTION 2022/33

Moved by Councillor D Holmes
Seconded by Councillor B Johnson

That the public be excluded from the following parts of the proceedings of this meeting.

The general subject matter 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 of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

| General subject of each matter to be considered | Reason for passing this resolution in relation to each matter | Ground(s) under section 48 for the passing of this resolution |
|--|--|--|
| 9.1 - Minutes for Confirmation - Council Meeting held with the public excluded on 9 November 2022 | s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) | s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7 |
| 9.2 - Confirmation of Minutes of the Extraordinary Council Meeting held with the public excluded on 23 November 2022 | s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) | s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7 |
| 9.3 - Confirmation of Minutes of the Audit and Risk Committee Meeting held with the public excluded on 23 November 2022 | 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 s7(2)(c)(ii) - 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 otherwise to damage the public interest | s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7 |
| 9.4 - Bentley Street Sale | s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, | s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would |

| | | |
|---|--|--|
| | without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) | be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7 |
| 9.5 - Chief Executive's Key Performance Indicators | s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons | s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7 |

CARRIED

The meeting moved into public excluded at 5.55pm

The meeting moved out of public excluded at 6.45pm

The Meeting closed at 6.45pm

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 15 February 2023.

.....
CHAIRPERSON

5.2 MINUTES OF EXTRAORDINARY AWARDS & GRANTS COMMITTEE MEETING HELD ON 14 DECEMBER 2022

File Number:

Author: Harriet Kennedy, Governance Advisor

Authoriser: David Hopman, Chief Executive

RECOMMENDATION

1. That the Minutes of the Extraordinary Awards & Grants Committee Meeting held on 14 December 2022 be received and confirmed as a true and correct record of that meeting.

ATTACHMENTS

1. Minutes of Extraordinary Awards & Grants Committee Meeting held on 14 December 2022



MINUTES

**Extraordinary Awards & Grants
Committee Meeting**

Wednesday, 14 December 2022

Order Of Business

| | | |
|----------|---|----------|
| 1 | Conflicts of Interest | 3 |
| 2 | Apologies | 3 |
| 3 | Items not on the Agenda | 3 |
| 4 | Reports for Decision..... | 3 |
| 4.1 | Community Events Fund Application - Te Hapori Skatepark | 3 |

MINUTES OF MASTERTON DISTRICT COUNCIL
EXTRAORDINARY AWARDS & GRANTS COMMITTEE MEETING
HELD AT WAIATA HOUSE, LINCOLN ROAD, MASTERTON
ON WEDNESDAY, 14 DECEMBER 2022 AT 8.30AM

PRESENT: Councillor Tim Nelson (Chair), Mayor Gary Caffell, Councillors C Bowyer, B Johnson, and S Lennox

IN ATTENDANCE: Manager Community Facilities and Activities, Manager Finance and Governance Advisor

1 CONFLICTS OF INTEREST

Councillor Lennox declared she had a conflict due to her close involvement in the group so left the room and did not take part in the discussion or voting on the matter.

Councillor Johnson declared that she had been the MC for the event but had not had any involvement in the event organisation apart from that.

2 APOLOGIES

COMMITTEE RESOLUTION 2022/1

Moved by Councillor T Nelson

Seconded by Councillor B Johnson

That the apology received from Councillor Tuuta be accepted

CARRIED

3 ITEMS NOT ON THE AGENDA

There were no late items

4 REPORTS FOR DECISION

4.1 COMMUNITY EVENTS FUND APPLICATION - TE HAPORI SKATEPARK

The report providing the Awards and Grants Committee with an unexpected 2022 Community Events Fund application for decision was presented by the Manager Community Facilities and Activities.

COMMITTEE RESOLUTION 2022/2

Moved by Councillor B Johnson

Seconded by Councillor C Bowyer

That the Awards and Grants Committee:

1. receives an unexpected 2022 Community Events Fund application from Te Hapori Skatepark (under the umbrella of Friends of Queen Elizabeth Park Incorporated) requesting a grant of

\$3,000; and

2. allocates \$3,000 from the 2022 Community Events Fund to Te Hapori for the Summer Hummer music event.

CARRIED

The Meeting closed at 8.36am.

The minutes of this meeting were confirmed at the Council meeting held on 15 February 2023.

.....
CHAIRPERSON

**5.3 MINUTES OF INFRASTRUCTURE AND SERVICES COMMITTEE MEETING HELD ON
8 FEBRUARY 2023**

File Number:

Author: Harriet Kennedy, Governance Advisor

Authoriser: David Hopman, Chief Executive

RECOMMENDATION

1. That the Minutes of the Infrastructure and Services Committee Meeting held on 8 February 2023 be received and confirmed as a true and correct record of that meeting.

ATTACHMENTS

1. **Minutes of Infrastructure and Services Committee Meeting held on 8 February 2023**



MINUTES

Infrastructure and Services Committee Meeting

Wednesday, 8 February 2023

Order Of Business

| | | |
|----------|---|----------|
| 1 | Conflicts of Interest | 3 |
| 2 | Apologies | 3 |
| 3 | Public Forum..... | 3 |
| 4 | Items not on the Agenda | 3 |
| 5 | Reports for Information | 3 |
| 5.1 | Community Facilities and Activities Infrastructure Update | 3 |
| 5.2 | Regulatory Services Infrastructure and Services Update..... | 4 |
| 5.3 | Assets and Operations Infrastructure and Services Update..... | 5 |

MINUTES OF MASTERTON DISTRICT COUNCIL
INFRASTRUCTURE AND SERVICES COMMITTEE MEETING
HELD AT WAIATA HOUSE, LINCOLN ROAD, MASTERTON
ON WEDNESDAY, 8 FEBRUARY 2023 AT 3:00 PM

PRESENT: Councillor David Holmes (Chair), Mayor Gary Caffell, Councillors B Johnson, C Bowyer, B Goodwin, T Hullena, S Lennox, T Nelson and M Tuuta and Iwi Representatives Jo Hayes and Ra Smith

IN ATTENDANCE: Chief Executive, Manager Finance, Manager Community Facilities and Activities, Manager Strategy and Governance, Manager Communications and Engagement, Manager Regulatory Services, Project Delivery and Assets Manager, Environmental Services Manager, Building Control Manager and Governance Advisor

1 CONFLICTS OF INTEREST

No conflicts of interest were declared.

2 APOLOGIES

There were no apologies.

3 PUBLIC FORUM

There was no public forum

4 ITEMS NOT ON THE AGENDA

There were no late items

5 REPORTS FOR INFORMATION

5.1 COMMUNITY FACILITIES AND ACTIVITIES INFRASTRUCTURE UPDATE

The report providing the Infrastructure and Services Committee with an update from Community Facilities and Activities on key projects and a summary of progress since the last report, including highlights and any new issues was presented by the Manager Community Facilities and Activities (Manager CF&A).

The Manager CF&A advised in relation to the Youth Hub, that the liquidator was seeking advice from the High Court as to a way forward but, as advised, it was not looking likely that Council would receive anything but there was still a process to go through.

A request was made to make sure the project continued and the Manager CF&A advised that a paper would be brought to Council to seek a way forward. A further request was made to keep the portals. It was advised that that would need to come back to Council as well as it was an unbudgeted expense.

A request was made for the numbers of people who used the Waka Takaro Play trailer.

The Chair advised in relation to the tractor, that the aim was to have it back with Council in the next six months.

Other matters discussed included: CPR Training and whether that could be available for elected members; whether when looking at the Youth Hub, there might be the opportunity to use a local contractor; the timeframe for the Henley Lake Playground renewal (Manager CF&A advised that the 12 month timeframe was indicative and may be able to be brought forward); the Trust House Recreation Centre/Stadium assessment (Manager CF&A advised that a condition, energy, structure and usage assessment had been applied for and would be funded out of the Better Off funding); maintenance around the Skatepark – clearing the drains and cleaning the bowls (Manager CF&A advised that the contract with Recreation Services would be picking up the changes made to the Park to make sure the new things were covered); the washout at Riversdale beach (staff advised that they were working with Greater Wellington Regional Council and would be meeting with the Surf Club); clubs leasing council facilities and what the future plan was (Manager CF&A advised there were a range of facilities, leases and relationships and council needed to understand what maintaining and servicing in the future would look like to get the best out of those facilities for the clubs and also for the community) and the change in the youth demographic in Masterton (the Manager CF&A advised that the CF&A team was aware of that and were looking at how to reflect that change).

COMMITTEE RESOLUTION 2023/1

Moved by Councillor B Johnson
Seconded by Councillor M Tuuta

That the Infrastructure and Services Committee receives the update from the Community Facilities and Activities team on key projects and a summary of progress since the last report.

CARRIED

5.2 REGULATORY SERVICES INFRASTRUCTURE AND SERVICES UPDATE

The report providing the Infrastructure and Services Committee with an update from the Building Control Services team, the Consents and Planning team and the Environmental Services team was presented by the Manager Regulatory Services.

The new dog poo bins were discussed and it was noted that there didn't seem to be as many as there had been previously. The Environmental Services Manager advised that staff were looking at where the gaps were. Some bins had been removed if they were near an existing rubbish bin. Feedback had been received that the holes in the new bins weren't large enough. The Environmental Services Manager advised that they were specifically designed for receiving dog poo.

COMMITTEE RESOLUTION 2023/2

Moved by Councillor C Bowyer
Seconded by Councillor B Goodwin

That the Infrastructure and Services Committee receives the update from the Building Control Services, Consents and Planning and Environmental Services teams.

CARRIED

5.3 ASSETS AND OPERATIONS INFRASTRUCTURE AND SERVICES UPDATE

The report providing the Infrastructure and Services Committee with an update from Assets and Operations on key infrastructure projects and areas of project focus was presented by the Project Delivery and Assets Manager.

Matters discussed included: the Transport Choices Project (staff advised that as part of the application an elected member needed to be involved in the community engagement and be the face of the project for the community and that a report would be coming to the next Council meeting); the water meter project (staff advised that the project had been delayed as resources had been diverted from the project to higher priority areas but that decisions on charging, once all metres had been installed, would be for the new water services entity); the dog pound (staff advised there would a workshop in the near future); recent damage to the road network as a result of the weather (staff advised that a further request had been made to Waka Kotahi and that would be reported back to Council once the outcome was known, there had been a lot more damage to the rural areas); the QE Park Lake and the Friends of the Park proposal (staff advised that more work needed to be done to see what was possible in the context of the consent requirements and how the lake is managed in the future); wastewater projects underway (staff advised that while the planned projects didn't mention Cockburn St the projects were areas related to that area's catchment); the consents for Henley Lake and Opaki Water Race (staff advised that the Henley Lake consent was with Greater Wellington Regional Council (GW) and more information needed to be provided to GW for the Opaki Water Race consent, which was required until the race would close in 2026); and, the land purchases at Hood (staff advised that some land had been purchased but more was required to deliver on the Management Plan).

COMMITTEE RESOLUTION 2023/3

Moved by Councillor S Lennox
Seconded by Councillor T Nelson

That the Infrastructure and Services Committee receives the update from Assets and Operations on key infrastructure projects and areas of project focus.

CARRIED

The Meeting closed at 3.50pm.

The minutes of this meeting were confirmed at the Council meeting held on 15 February 2023.

.....
CHAIRPERSON

6 COMMITTEE REPORTS

Nil

7 REPORTS FOR DECISION

7.1 REVOCATION OF THE WAIRARAPA CONSOLIDATED BYLAW 2019 PART 11: SPEED

File Number:

Author: Karen Yates, Manager Strategy and Governance

Authoriser: David Hopman, Chief Executive

PURPOSE

This report seeks Council approval to revoke the Wairarapa Consolidated Bylaw 2019, Part 11: Speed and its corresponding Speed Bylaw Schedules.

EXECUTIVE SUMMARY

The *Land Transport Rule: Setting of Speed Limits 2022 (2022 Rule)* came into force on 19 May 2022 and replaced the *Land Transport Rule: Setting of Speed Limits 2017*. The *2022 Rule* changes the way speed limits are set throughout New Zealand.

The *2022 Rule* is being rolled out as part of the Waka Kotahi (NZ Transport Agency) *Road to Zero* – New Zealand’s Road Safety Strategy 2020-2030. This strategy underpins the Waka Kotahi vision that no one dies or is seriously injured in road crashes on New Zealand roads.

Under the *2022 Rule*, Waka Kotahi (NZ Transport Agency) are responsible for governing the setting of speed limits on all New Zealand roads. In addition to this, the National Speed Limit Register (NSLR) is the legal instrument for setting speed limits. The NSLR is an online register with a geospatial map that provides a single source of truth for speed limits on all New Zealand roads. Council has migrated its speed limit data into the NSLR.

Councils are required to have Speed Management Plans. Council is developing a Speed Management Plan for the Masterton District that sets out our approach for managing speed and safety. This information will then be merged into a Wellington regional Speed Management Plan. Any further speed limit changes that arise from the development of the Masterton District Speed Management Plan and other council plans will also be migrated to the NSLR.

One key change under the *2022 Rule*, is that rather than each Council managing local road speed limits through their own individual bylaws, Waka Kotahi advises and determines safe and appropriate speeds on roads for Councils to follow, as part of their speed management plans. This means that Council’s Speed Bylaw will no longer be used to set speed limits in the Masterton District.

The three Wairarapa District Councils have a Wairarapa Consolidated Bylaw 2019, Part 11: Speed (Councils Speed Bylaw) that sets out speed limits in each district (excluding State Highways). Each Council has a separate Speed Bylaw Schedule.

Even though the legislative changes made in the *2022 Rule* effectively replaces Council’s Speed Bylaw, it does not automatically revoke it. Councils are responsible for revoking their own speed bylaw.

Approval is now being sought from Council to revoke the Wairarapa Consolidated Bylaw 2019, Part 11: Speed and corresponding Speed Bylaw Schedules. In addition to this, if Part 11: Speed is revoked, minor amendments need to be made to other parts of the Wairarapa Consolidated

Bylaws 2019 that refer to Part 11. In addition to amendments being made that relate to Part 11: Speed, updates have been made to Part 1: Introductory to reflect legislative change since the Wairarapa Consolidated Bylaws 2019 were last adopted. Refer Attachments 1-3 to reflect the proposed track changed amendments.

Part 11: Speed and the Speed Bylaw Schedule of the Wairarapa Consolidated Bylaws 2019 will be revoked with effect from 20 February 2023, following resolutions from each of the three Wairarapa District Councils.

RECOMMENDATIONS

That Council:

- a) **Notes** that Waka Kotahi provides advice to inform decisions on setting speed limits in the Masterton District;
- b) **Notes** that speed limits in the Masterton District are available in the National Speed Limit Register which is the legal instrument for registering speed limits;
- c) **Notes** that the changes set out in the Land Transport Rule: Setting of Speed Limits 2022 effectively replaces the Wairarapa Consolidated Bylaw 2019, Part 11: Speed;
- d) **Notes** that the changes set out in the Land Transport Rule: Setting of Speed Limits 2022 do not automatically revoke Council's speed bylaws;
- e) **Notes** that the South Wairarapa District Council considered this decision on 8 February 2023;
- f) **Notes** that Carterton District Council will consider this decision on 15 February 2023;
- g) **Resolves** to revoke the Wairarapa Consolidated Bylaw 2019, Part 11: Speed and its corresponding Speed Limit Schedules effective from 20 February 2023; and
- h) **Resolves** to make minor amendments to the other parts of the Wairarapa Consolidated Bylaw 2019 to reflect the revocation of Part 11: Speed and its corresponding Speed Limit Schedules effective from 20 February 2023.

CONTEXT

Wairarapa Consolidated Bylaw 2019

Section 145 of the Local Government Act 2022 (LGA) states that territorial authorities can make bylaws for its district for one or more of the following purposes:

- protecting the public from nuisance,
- protecting, promoting, and maintaining public health and safety,
- minimising the potential for offensive behaviour in public places.

The three Wairarapa District Councils have a set of Consolidated Bylaws, with 12 parts that cover:

1. Introductory
2. Public Places
3. Selling of goods or services in public places
4. Prevention of nuisance from fire and smoke
5. Water Supply
6. Keeping of animals, poultry and bees
7. Cemeteries and crematoria

8. Wastewater
9. Trade waste
10. Traffic
11. Speed
12. Beauty therapy, tattooing and skin piercing

In addition to this, the Councils also have standalone bylaws.

Wairarapa Consolidated Bylaw 2019, Part 11: Speed

Controls are required to manage the safe and efficient operation of the local road network. The three Wairarapa District Councils, as road controlling authorities, have been legally required to have a bylaw to set the speed limits on all roads within their jurisdiction other than State Highways controlled by Waka Kotahi.

Part 11: Speed (Speed Bylaw) provides the necessary regulatory framework to manage speed limits in each district (excluding State Highways).

All three Wairarapa District Councils maintain separate Speed Bylaw schedules for their respective districts.

If Part 11: Speed is revoked, Parts 1 and 11 need to be amended to reflect the revoking of this bylaw. In addition to amendments being made that relate to Part 11: Speed, updates have been made to Part 1: Introductory to reflect legislative change since the Wairarapa Consolidated Bylaws 2019 were last adopted. The specific amendment is listing 'Matariki' under the working day explanation in the definitions section of Part 1: Introductory.

Refer Attachments 1-3 for amendments to the affected parts of the Wairarapa Consolidated Bylaw 2019.

Speed Limit Review 2019/20 (Stage 1)

Prior to the *Land Transport Rule: Setting of Speed Limits 2022 (2022 Rule)* coming into force, Masterton District Council undertook a Speed Limit Review in 2019/20 (Stage 1) that focused on speed around schools, speed in areas with high numbers of vulnerable road users (such as pedestrians and cyclists) and speed limit changes relating to growth and changes in land use. Because it related to the specific matters in the Speed Bylaw schedules as opposed to the main body of the Speed Bylaw, the work was undertaken on a district level basis. Masterton District Council consulted on proposed changes in March-April 2020, with 121 submissions received.

More information is available here: <https://mstn.govt.nz/wp-content/uploads/2020/08/AGENDA-Council-2020-08-05-1.pdf>

Land Transport Rule: Setting of Speed Limits 2022

The *2022 Rule* came into force on 19 May 2022 replacing the existing Land Transport Rule: Setting of Speed Limits 2017. Key aspects of the *2022 Rule* include:

- It introduces a regional speed management planning approach on a three-year cycle that aligns with the three-year cycle of the National Land Transport Programme.
- The 2022 Rule brings together infrastructure investment decisions and speed management decisions through a speed management planning process aligned with the regional land transport planning process.

- Requires road controlling authorities to use reasonable efforts to reduce speed limits around all schools and kura by 31 December 2027 with an interim target of 40% of schools by 30 June 2024.
- acknowledges the status of Māori as Treaty partners and specifies that Māori are involved in the development of speed management plans and consulted on aspects of the plan that are important to them.
- requires all road controlling authorities that are territorial authorities to include their proposed speed limit changes and safety infrastructure treatments (including proposed safety camera placements) for the coming 10 years into speed management plans.
- introduces a new consultation process that aligns with the three-year regional land transport planning consultation process.
- requires regional transport committees to coordinate input from road controlling authorities in their region to create a regional speed management plan, aligning with the regional land transport plan process.
- requires regional councils to facilitate the administrative function of regional consultation on speed management plans.
- gives the Director of Land Transport at Waka Kotahi responsibility for certifying speed management plans.
- establishes an independent Speed Management Committee to:
 - review the Waka Kotahi draft state highway speed management plan (SHSMP) and provide advice to the Director of Land Transport on that plan
 - oversee the information and guidance on speed management that Waka Kotahi (as regulator) provides all road controlling authorities
 - introduces a new process for setting speed limits outside of speed management plans, and for road controlling authorities that are not territorial authorities
 - removes the requirement to set speed limits through bylaws, enabling a whole of network approach that considers safety-related infrastructure improvements, speed limit changes and safety camera placement together
 - requires all speed limits (other than temporary speed limits) to be entered into a national register which will give legal effect to all speed limits (other than temporary speed limits).

Masterton District Speed Limits

Under the *2022 Rule* and Land Transport (Register of Land Transport Records - Speed Limits) Regulations 2022, all Council's speed limits must be migrated to the National Speed Limit Register (NSLR). Council's speed limits were migrated to the NSLR in 2021/22, and this went live in September 2022.

Any future speed limit changes are made through the Speed Management Plan, and registered on the NSLR.

ANALYSIS AND ADVICE

Drivers for change

Due to the changes under the *2022 Rule*, the Speed Bylaw and respective schedules are now redundant. However, even though the legislative changes made through the *2022 Rule* effectively

replaces Council’s Speed Bylaw, the 2022 Rule does not automatically revoke it. Council must revoke its own bylaw.

Regulation 13 of the Land Transport (Register of Land Transport Records—Speed Limits) Regulations 2022 and guidance from Waka Kotahi state that Council Speed Bylaws should be revoked as soon as practicable. More information on guidance from Waka Kotahi is available here: <https://www.nzta.govt.nz/assets/Safety/docs/speed-management-resources/national-speed-limit-register/process-to-revoke-speed-limit-bylaws.pdf>

Ordinarily, under section 156 of the Local Government Act 2002 and section 22AB of the Land Transport Act 1998, Council must consult with the community when revoking a traffic bylaw. However, the requirement to consult in this case has been disapplied by section 168AAA(2) of the Land Transport Act 1998 and regulation 13 of the Land Transport (Register of Land Transport Records - Speed Limits) Regulations 2022. The Speed Bylaw may therefore be revoked by a Council resolution.

OPTIONS CONSIDERED

A summary of the options considered is included in the table below.

| Option | Advantages | Disadvantages |
|---|--|--|
| <p>1 Councils approve revoking the Wairarapa Consolidated Bylaw 2019, Part 11: Speed and corresponding Speed Bylaw Schedules</p> <p>Councils approve minor amendments to other parts of the Wairarapa Consolidated Bylaws 2019 that refer to Part 11: Speed and minor amendments to Part 1: Introductory that relate to legislative change since the Wairarapa Consolidated Bylaw 2019 were last adopted.</p> | <p>Follows legislation and Waka Kotahi guidance.</p> <p>Minimises the risk of confusion as the community will refer to the NSLR as the “single source of truth”.</p> <p>Keeps Part 1: Introductory up to date ahead of the 2024/25 bylaw review.</p> | <p>It may take time for the community to become familiar with the new process of using the NSLR as opposed to the bylaw for speed limits.</p> |
| <p>2 Councils do not approve revoking the Wairarapa Consolidated Bylaw 2019, Part 11: Speed and corresponding Speed Bylaw</p> | <p>The community can keep referring to the speed bylaw for information on our speed limits instead of using the NSLR.</p> | <p>Does not follow legislation and Waka Kotahi guidance.</p> <p>Council will need to consistently maintain two instruments for speed limits.</p> <p>Speed limits in the NSLR</p> |

| | | |
|---|--|--|
| <p>Schedules</p> <p>Councils do not approve minor amendments to other parts of the Wairarapa Consolidated Bylaws 2019 that refer to Part 11: Speed and minor amendments to Part 1: Introductory that relate to legislative change since the Wairarapa Consolidated Bylaw 2019 were last adopted.</p> | <p>Hold off making minor amendments and include as part of the 2024/25 bylaw review.</p> | <p>supersedes a speed limit in a pre-existing bylaw.</p> <p>If we keep the bylaw and it is different to the speed limits in the NSLR, the NSLR trumps the bylaw which risks confusion.</p> |
|---|--|--|

RECOMMENDED OPTION

Option 1 is recommended.

Under the *2022 Rule* and Land Transport (Register of Land Transport Records - Speed Limits) Regulations 2022, all Council's speed limits must be migrated to the National Speed Limit Register (NSLR). Council's speed limits were migrated to the NSLR in 2021/22, and this went live in September 2022. Even though the legislative changes made in the *2022 Rule* effectively replaces Council's Speed Bylaw, it does not automatically revoke it. Councils are responsible for revoking their own speed bylaw. Any future speed limit changes are made through the Speed Management Plan, and registered on the NSLR.

If all three Wairarapa District Councils resolve to revoke the Speed Bylaw, the revocation will be effective from 20 February 2023.

SUMMARY OF CONSIDERATIONS

Strategic, Policy and Legislative Implications

Section 145 of the Local Government Act 2022 (LGA) states that territorial authorities can make bylaws for its district for one of more of the following purposes:

- protecting the public from nuisance,
- protecting, promoting, and maintaining public health and safety,
- minimising the potential for offensive behaviour in public places.

The LGA also sets out provisions for reviewing and revoking bylaws.

[Guidance from Waka Kotahi](#) states that Speed Bylaws should be revoked as soon as practicable. The advice goes on to state that *'If the sole reason for the revocation is because the speed limit has been migrated to the NSLR then there is no requirement to consult under section 156 of the Local Government Act 2002 or section 22AB of the Land Transport Act 1998 because of*

section 168AAA(2) of the Land Transport Act 1998 and regulation 13 of the Land Transport (Register of Land Transport Records - Speed Limits) Regulations 2022’.

Significance, Engagement and Consultation

There is no legislative requirement to publicly consult on the proposed revocation of this Bylaw. Waka Kotahi have stated that if the sole reason for the bylaw revocation is because the speed limit has been migrated to the NSLR, then there is not requirement for Council’s to consult under section 156 of the Local Government Act 2022. It may therefore be revoked by a Council resolution.

Financial Considerations

There are no budgetary implications from revoking the Bylaw apart from notification of Council’s resolution if the Bylaw is revoked.

There are no staff resourcing implications from revoking the Bylaw.

Implications for Māori

There are no implications for Māori resulting from the revoking of Council’s Speed Limit Bylaw.

Communications/Engagement Plan

Public notification of this resolution will be made via local newspapers, Council’s website and Facebook. Council will also promote how the community can access the NSLR.

Environmental/Climate Change Impact and Considerations

There are no environmental/climate change impacts anticipated from revoking the Bylaw.

NEXT STEPS

Refer to the Communications/Engagement Plan section of this Report.

ATTACHMENTS

1. **Amendments to Wairarapa Consolidated Bylaw 2019 Introductory**  
2. **Amendments to Wairarapa Consolidated Bylaw 2019 Part 11 Speed Bylaw - current** 
3. **Amendments to Wairarapa Consolidated Bylaw 2019 Part 11A Speed Bylaw Schedules - current**  



Wairarapa Consolidated Bylaw 2019

Part One Introductory

Commencement

The Wairarapa Consolidated Bylaw 2019 came into force throughout the Masterton, Carterton and South Wairarapa districts on 8 July 2019.

Adoption

| Council | Bylaw/Amendments | Adoption Date |
|--|--|------------------|
| Masterton District Council | Consolidated Bylaw 2012: Parts One to Eighteen | 14 August 2013 |
| South Wairarapa District Council | Consolidated Bylaw 2012: Parts One to Six, Parts 8 and 9, Parts Eleven to Sixteen | 31 July 2013 |
| Masterton District Council Carterton District Council South Wairarapa District Council | Wairarapa Consolidated Bylaw 2019: Part One – Introductory | 26 June 2019 |
| Masterton District Council Carterton District Council South Wairarapa District Council | Wairarapa Consolidated Bylaw 2019: Parts One and Eleven. Revocation of Part 11: Speed. Amendments to Part 1: Introductory to reflect revoking of Part 11: Speed. | 20 February 2023 |

Wairarapa Consolidated Bylaw 2019

Part 1 – Introductory

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7.2 WAIRARAPA POLICY WORKING GROUP TERMS OF REFERENCE 2022-2025

File Number:

Author: Nerissa Aramakutu, Policy Manager

Authoriser: David Hopman, Chief Executive

PURPOSE

The purpose of this report is for Council to approve the Terms of Reference and appoint a Chairperson for the Wairarapa Policy Working Group.

RECOMMENDATIONS

That Council:

1. **Notes** that Councillor Craig Bowyer and Councillor Tim Nelson were appointed to the Wairarapa Policy Working Group by Council at its meeting on 9 November 2022;
2. **Approves** the Wairarapa Policy Working Group Terms of Reference 2022-25; and
3. **Appoints** Councillor Robyn Cherry-Campbell from Carterton District Council as the Chairperson of the Wairarapa Policy Working Group.

CONTEXT

The Wairarapa Policy Working Group (WPWG) was first established to provide governance oversight for the development of the three Wairarapa District Council's first Wairarapa Local Alcohol Policy.

Since then, the WPWG has continued to provide governance oversight for some of the joint Wairarapa policies, bylaws and strategies that the three Wairarapa District Councils share. The work programme for the Wairarapa Policy Working Group in the last triennium included:

- Wairarapa Solid Waste Management and Minimisation Bylaw 2021
- Review of the Wairarapa Smoke and Vape free Policy (currently underway)
- Review of the Wairarapa Rangatahi (youth) Strategy (currently underway)

Members of the WPWG for the 2022-2025 triennium are:

| | |
|----------------------------------|---|
| Carterton District Council | Councillor Robyn Cherry-Campbell Councillor Steve Cretney |
| Masterton District Council | Councillor Craig Bowyer Councillor Tim Nelson |
| South Wairarapa District Council | Deputy Mayor, Melissa Sadler-Futter Councillor Martin Bosley |

A Chairperson will need to be appointed for this triennium. The three Wairarapa District Councils can appoint a Chairperson for the WPWG. Alternatively, the WPWG could choose to appoint a

Chairperson. The Chairperson is responsible for presiding over any workshops or meetings of the WPWG and ensuring that the WPWG acts within its function, as delegated by the three Wairarapa District Councils.

Officers are recommending that the Chairperson of the WPWG for the 2022-2025 triennium is Councillor Robyn Cherry-Campbell. This recommendation is based on her experience and continuity on the WPWG from the previous triennium.

Rangitāne o Wairarapa and Ngāti Kahungunu ki Wairarapa will be invited to put forward a representative for the WPWG.

Current projects underway that are on the work programme of the WPWG include:

- Review of the Wairarapa Rangatahi (Youth) Strategy
- Review of the Wairarapa Smoke and Vape free Policy
- Review of the Wairarapa Local Alcohol Policy.

In addition to this, projects to commence in 2023 that will be added to this work programme will be the Wairarapa Class 4 Gambling and TAB Venues Policy and the Wairarapa Consolidated Bylaws Review in late 2023 - early 2024.

Masterton District Council provides secretariat support for the WPWG.

OPTIONS CONSIDERED

A summary of the options considered is included in the table below.

| Option | Advantages | Disadvantages |
|---|--|---|
| <p>1 Approve the Wairarapa Policy Working Group Terms of Reference 2022-2025.</p> <p>Appoint Councillor Robyn Cherry-Campbell from Carterton District Council as the Chairperson.</p> | <p>Ensures that there is a Terms of Reference in place ahead of workshops and meetings being held in 2023.</p> <p>Councillor Robyn Cherry-Campbell provides continuity of membership of the Wairarapa Policy Working Group from the previous triennium, including knowledge of key projects that commenced in 2022 and carrying through into 2023 for Council decisions.</p> | <p>No disadvantages have been identified.</p> |
| <p>2 Do not approve the Wairarapa Policy Working Group Terms of Reference 2022-2025.</p> <p>Do not appoint Councillor Robyn</p> | <p>More time to consider the Terms of Reference.</p> <p>Not appointing a Chairperson at this stage allows the WPWG to make the decision.</p> | <p>Delays project timelines for those that are scheduled to go to the Wairarapa Policy Working Group.</p> |

| Option | Advantages | Disadvantages |
|---|------------|---------------|
| Cherry-Campbell from Carterton District Council as the Chairperson. | | |

RECOMMENDED OPTION

Option 1 is recommended. This ensures that there is a Terms of Reference in place ahead of workshops and meetings being held in early 2023. Agreeing to appoint Councillor Robyn Cherry-Campbell as the Chairperson provides continuity of membership of the WPWG from the previous triennium, including knowledge of key projects that commenced in 2022 and carrying through into 2023 for Council decisions.

SUMMARY OF CONSIDERATIONS

Strategic, Policy and Legislative Implications

Council appointments on committees, groups and forums are made to assist in fulfilling Council's strategic and policy objectives.

Significance, Engagement and Consultation

The decision to approve the Terms of Reference 2022-2025 and appointing Councillor Robyn Cherry-Campbell from Carterton District Council as the Chairperson of the WPWG are procedural in nature and has therefore been assessed as not being significant under Council's Significance and Engagement Policy. Neither engagement nor consultation are therefore required.

Financial Considerations

There are no financial considerations for the recommendations made as part of this report. Elected members appointed to the Wairarapa Policy Working Group will be remunerated for their time as part of their broader elected member remuneration.

There will be separate budgets for each of the policies, bylaws and strategies that are considered by the WPWG, this will include any relevant secretariat costs.

Implications for Māori

Rangitāne o Wairarapa and Ngāti Kahungunu ki Wairarapa will be invited to put forward a representative for the WPWG.

Communications/Engagement Plan

No communication or engagement plan is required.

Environmental/Climate Change Impact and Considerations

No environmental or climate change impacts or considerations have been identified for the recommendations in this report.

NEXT STEPS

If the recommendations are made as proposed by each of the three Wairarapa District Councils, the Chairperson appointment will be confirmed and workshops for the review of the Wairarapa

Rangatahi (Youth) Strategy and review of the Wairarapa Smoke and Vape Free Policy will be scheduled.

ATTACHMENTS

1. **Wairarapa Policy Working Group Terms of Reference 2022-2025** [↓](#) 

7.3 ADDITION TO THE DELEGATION TO INDEPENDENT COMMISSIONERS FOR THE HEARING OF THE PRIVATE PLAN CHANGE (WELHOM DEVELOPMENTS LTD)

File Number:

Author: Steven May, Manager Regulatory Services

Authoriser: David Hopman, Chief Executive

PURPOSE

This report seeks an addition to the delegation made by Council at its meeting on 14 December 2022 to two independent Resource Management Commissioners to provide that, if the two appointed commissioners aren't able to agree on the private plan change application recommendation to Council, the view of the Chair will prevail.

EXECUTIVE SUMMARY

At its meeting on 14 December 2022, Council agreed to delegate (pursuant to section 34A of the Resource Management Act) all functions, powers and duties of Council under the Resource Management Act 1991 necessary to hear and make a recommendation to Council on the private plan change application by Welhom Developments Ltd to rezone 14.7836 hectares of land located at State Highway 2, Masterton, from rural zone to residential zone in the Wairarapa Combined District Plan (District Plan) to:

- Stephen Daysh (Chair) (independent Resource Management Commissioner), and
- David McMahon (independent Resource Management Commissioner).

The [Quality Planning website](#)¹ refers to the situation where an even number of commissioners are appointed: *“Some councils use an odd number of commissioners in hearings to avoid ‘stalemate’ situations. With an even number of commissioners, councils may want to identify which commissioner's view will prevail or have a casting vote (usually the chairperson or principal commissioner) in the appointment/delegation of powers to commissioners. For most hearings, no more than three commissioners should be needed.”*

The commissioners have met to discuss the rules around the circulation of evidence before the hearing, the hearing process and the recommendation to Council. The commissioners were of the view that the delegation should include provision for the Chair's view to prevail if they failed to agree on the recommendation to Council. If the commissioners weren't able to agree, then the decision making process would be held up and it is likely that additional costs would be incurred by the applicant.

The nature of the application does not warrant the appointment of a third commissioner so, to avoid the 'stalemate' situation referred to above, an addition to the delegation Council agreed to at the 14 December 2022 meeting is proposed (along the lines of the Quality Planning advice) to provide that, if the two commissioners aren't able to reach agreement on the recommendation to Council on the plan change application, the Chair's view will prevail.

¹ The Quality Planning website exists to “promote good practice by sharing knowledge about all aspects of practice under the RMA”

RECOMMENDATIONS

That Council

1. **delegates** (pursuant to section 34A of the Resource Management Act) all functions, powers and duties of Council under the Resource Management Act 1991 necessary to hear and make a recommendation to Council on the private plan change application by Welhom Developments Ltd to rezone 14.7836 hectares of land located at State Highway 2, Masterton, from rural zone to residential zone in the Wairarapa Combined District Plan (District Plan) to:
 - Stephen Daysh (Chair) (independent Resource Management Commissioner), and
 - David McMahon (independent Resource Management Commissioner); and
2. **Agrees** that, if the two independent Resource Management Commissioners are not able to reach agreement on the recommendation to Council on the private plan change application, the view of the Chair (Stephen Daysh) will prevail.

ATTACHMENTS

Nil

7.4 TRANSPORT CHOICES PROJECT

File Number:

Author: Philip Evans, Project Delivery and Assets Manager

Authoriser: David Hopman, Chief Executive

PURPOSE

The purpose of this memo is to seek the Council's approval to progress the Transport Choices Project and to appoint Councillors Tim Nelson and Tom Hullena to the role of Community Champions for the project.

RECOMMENDATIONS

That Council

1. Receives the Transport Choices Project Report
2. Approves the commencement of the Transport Choices project
3. Agrees to appoint Councillors Nelson and Hullena as the Community Champions for the Project.

CONTEXT

"Transport Choices" is a programme of work by Waka Kotahi to promote alternatives to motor vehicle use, in part to achieve road safety improvements, but also to move towards a reduction in emissions from light vehicles. Central Government funding is available for Councils to develop cycle paths and shared spaces as one pathway to achieve this. Council staff have looked at what can be achieved with the funding available and are putting forward the proposed cycleway linking schools, kura and the netball courts.

Council staff have engaged with Waka Kotahi and begun the application process. A full application needs to be lodged with the agency by 1 March 2023. As timeframes are quite short, staff have begun the process of preparing a preliminary design, identifying the properties likely to be affected, including commercial / community facilities, and preparing a communications plan.

As part of making the application, certain key pieces of information need to be supplied to Waka Kotahi, including the project plan, key personnel and a draft budget. A full copy of the project plan is attached (see Attachment 1). A schedule of rates for the physical works has been prepared and will be submitted with the application, but a summary of the proposed costs is included in the attachment. Further design work will be required to be undertaken prior to completing the developed design and consulting with the community.

A critical point in the funding application is the appointment of key people to roles within the project. Council staff have been appointed to various roles, where appropriate. However, the role of Community Champion is anticipated to be an elected member. The role of the champion is to be the public face of the project, meeting with the public, schools and other interest groups, and providing comments to the media. After in-house discussions, it is recommended that Councillors Tim Nelson and Tom Hullena are appointed jointly to this role.

The proposed alignment of the physical works will impact on the existing streetscape and result in the loss of some on-street car parking in the residential area, in particular along Colombo Road and Herbert Street. Engagement and feedback from the community will be used to review the design and concerns about loss of carparking, or conflicts with existing property owners will be taken into consideration when finalising the design.

The project timeline indicates that the physical works will be complete by June 2024.

Risk Analysis

A risk analysis is included in the project plan. The key risks include community support for the project, considering the loss of carparking, safety of the users during construction and ongoing safety post construction. Mitigations include public consultation and engagement prior to finalising the design, safety audits and project management.

SUMMARY OF CONSIDERATIONS

Significance, Engagement and Consultation

A communications plan is being developed, and an engagement lead will be appointed to the project team. The project will be significant in terms of the impact on the existing property owners, including commercial properties. Consultation with the community and in particular with the property owners along the route will be critical in the project's success.

Financial Considerations

The funding agency – Waka Kotahi – will be funding 100% of the physical works. Council's contribution will be in providing project management, construction oversight, communications and design functions. Council's roading engineers will look at opportunities to carry out planned road works in conjunction with the project works.

Implications for Māori

No Treaty considerations or implications for Māori have been identified in the project plan. It is noted that the Kura is potentially one of the beneficiaries of the project and will be consulted.

Communications/Engagement Plan

A communications and engagement plan is being developed and will be submitted to Waka Kotahi with the project plan.

Environmental/Climate Change Impact and Considerations

The project objectives include meeting environmental outcomes by providing alternative transport options that replace short trips in light vehicles.

ATTACHMENTS

1. **Transport Choices Project Plan**  

7.5 SKATEPARK KAITIAKI FUNDING

File Number:

Author: Corin Haines, Manager Community Facilities and Activities

Authoriser: David Hopman, Chief Executive

PURPOSE

To seek Council approval for funding to cover the contracting of a Skatepark Kaitiaki to provide a presence at the Masterton Skatepark, build on youth relationships and programme daily activities

RECOMMENDATION

That Council approves the funding to be taken from the youth grant budget to cover the engagement under a contract for service of a Skatepark Kaitiaki for 15hrs per week until 30 June 2023 with a maximum contract value of \$12,000.

CONTEXT

Masterton District Council opened the redeveloped Skatepark in Queen Elizabeth Park in early 2022 with the new facility receiving good reviews from the community and across New Zealand. The redevelopment was enabled through base funding from the Ministry of Business Innovation and Employment (MBIE) through the Provincial Development Unit and was also funded by Council.

The Skatepark has been popular with the community and is a hive of activity after school, and over weekends and public holidays. In conjunction with this popularity the Skatepark has been a place of congregation for youth and some social issues have occurred with individuals gathering at the Park for purposes other than skating.

These issues first came to a head in April 2022 and a meeting was organised by members of the community to look at the issue and agree what actions could be taken to make the Skatepark a safer place for all. As a result of this the Te Hapori Skatepark Group was formed with the purpose of continuing to look after the Skatepark, advocate on its behalf and work to address issues as a community. Council officers attend this group and it is chaired by Stella Lennox who has subsequently been elected to Council.

As a result of conversations within this group, MDC agreed to temporarily fund the provision of skills training and a kaitiaki presence at the Skatepark to contribute to the creation of a positive environment at the facility and engage Skatepark attendees in developing their sense of pride in the place. This was done through a temporary engagement with On Board Skate which ran through to the end of 2022.

A summer holiday programme was run over the 2022/23 holiday period with a presence at the park for 35hrs per week delivering skate skills. This was done through a direct engagement for service from a Masterton local who has also worked at the Skatepark as part of the On Board presence. This was positively received by Skatepark attendees and has helped to minimise adverse issues at the park over the school holiday period where usage of the park was at a premium.

ANALYSIS AND ADVICE

The issues at the Masterton Skatepark need to be seen in the context of wider social issues that the District has been experiencing in the past 12 – 24 months. These issues are also a reflection of wider social issues across New Zealand and are not only confined to youth.

Council itself, through the leadership of the Mayor, is currently exploring the means to support sections of the community and is setting up both a retailer group and a leadership group comprised of representatives from Council, Police and other agencies.

The Skatepark as a gathering place for youth is a likely hotspot for issues and this has been borne out since the opening of the redeveloped park. The park itself is not causing the issues that occasionally surface there but rather is a place where issues can occur due to its popularity.

Evidence has shown that the ongoing kaitiaki presence at the Skatepark with a skate-based focus creates a positive environment and has significantly contributed to the lessening of issues at this place. It is the officer's recommendation that council approves the funding for the Skatepark Kaitiaki through to the end of the financial year.

SUMMARY OF CONSIDERATIONS

Strategic, Policy and Legislative Implications

The provision of the Skatepark contributes to Council's strategy He Hiringa Tangata, He Hiringa Whenua through the encouragement to engage in physical activity. Furthermore, the engagement of a contract kaitiaki strengthens this by enabling participation and provides a greater sense of community safety. It also supports the Parks and Open Spaces Policy by contributing to the Healthy People goal of all members of our community having access to and the ability to enjoy safe opportunities for play.

Significance, Engagement and Consultation

The decision to provide a contract Skatepark Kaitiaki was assessed as not being significant under the Significance and Engagement Policy as it does not directly impact a strategic asset or a significant change in level of service

Financial Considerations

There is no planned funding for this role in the 2022/23 budget. However, a reprioritisation of a portion of the youth development grant could be used to fund this unbudgeted expenditure.

Implications for Māori

Both Rangitāne o Wairarapa and Ngāti Kahungunu ki Wairarapa have goals and aspirations in the area of social development and wellbeing for their people. The provision of a contract Skatepark Kaitiaki contributes to an environment which is safe and positive for Māori and encourages physical activity and skills development.

Communications/Engagement Plan

If Council approves the contract kaitiaki role this will be communicated to our community via social media and the Masterton District Council website

Environmental/Climate Change Impact and Considerations

The presence of a kaitiaki at the Skatepark encourages use of the facility and physical activity which contributes to the promotion of a lifestyle which is less reliant on motorised transport and therefore has a positive impact on environmental factors.

NEXT STEPS

If Council agrees with the recommendation, staff will follow the procurement policy to appoint a contract Skatepark Kaitiaki until 30 June 2023.

ATTACHMENTS

Nil

7.6 NOTICE OF MOTION - QUEEN STREET PLANTING

File Number:

I, Councillor Brent Goodwin, give notice that at the next Ordinary Meeting of Council to be held on 15 February 2023, I intend to move the following motion:

MOTION

That officers report to the Infrastructure and Services Committee on 15 March 2023 on a proposed project scope with timelines to spend \$5,000 to increase the vegetation cover in Queen Street to cover the green metal street furniture in the Masterton CBD.

ATTACHMENTS

1. **Notice of Motion - Councillor Goodwin - Queen Street Planting**  

8 REPORTS FOR INFORMATION

8.1 CHIEF EXECUTIVE'S REPORT

File Number:

Author: David Hopman, Chief Executive

PURPOSE

The purpose of the attached report is to provide Council with an update on Council operations (as at 10 February 2023)

RECOMMENDATION

That Council receives the Chief Executive's Report as at 10 February 2023

ATTACHMENTS

1. Chief Executive's Report [↓](#) 

8.2 MAYOR'S REPORT

File Number:

Author: Gary Caffell, Mayor

PURPOSE

The Mayor will provide a verbal report.

RECOMMENDATION

That Council receives the verbal report from the Mayor

ATTACHMENTS

Nil

9 PUBLIC EXCLUDED

RESOLUTION TO EXCLUDE THE PUBLIC

RECOMMENDATIONS

That the public be excluded from the following parts of the proceedings of this meeting.

The general subject matter 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 of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

| General subject of each matter to be considered | Reason for passing this resolution in relation to each matter | Ground(s) under section 48 for the passing of this resolution |
|---|---|---|
| <p>9.1 - Public Excluded Minutes of Council Meeting held on 14 December 2022</p> | <p>s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p> <p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p> | <p>s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7</p> |