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## **Infrastructure and Transport Committee**

### ***Te Komiti Tuaapapa me ngaa Waka***

### **OPEN MINUTES**

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Minutes of a meeting of the Infrastructure and Transport Committee held in the Council Chamber and via Audio Visual Link, Municipal Building, Garden Place, Hamilton on Thursday 21 September 2023 at 9.30am.

#### **PRESENT**

**Chairperson** Deputy Mayor Angela O’Leary  
**Heamana**

**Deputy Chairperson** Cr Maxine van Oosten  
**Heamana Tuarua**

**Members:** Mayor Paula Southgate  
Cr Moko Tauariki  
Cr Ewan Wilson  
Cr Mark Donovan  
Cr Louise Hutt  
Cr Kesh Naidoo-Rauf  
Cr Andrew Bydder  
Cr Geoff Taylor  
Cr Sarah Thomson  
Cr Emma Pike  
Cr Melaina Huaki (via Audio Visual Link)  
Cr Anna Casey-Cox  
Maangai Norm Hill

**In Attendance:** Andrew Parsons - General Manager Infrastructure and Assets  
Chris Allen – Executive Director, Development  
Becca Brooke – Acting Executive Director, Infrastructure Operations  
Michelle Hawthorne – Governance & Assurance Manager  
Martin Parkes – Public Transport & Urban Mobility Manager  
Robyn Denton - Network Operations Team Leader  
Punya Chandi - Corporate & Sustainability Advisor  
Kirsty Horridge - Senior Urban Mobility Engineer  
Mathew Leach – Relationship Engagement Lead  
Glenn Bunting - Urban Transport Policy & Planning Manager  
Peter McGlashan –Waka Kotahi

**Governance Staff:** Amy Viggers – Governance Lead  
Nicholas Hawtin and Arnold Andrews – Governance Advisors  
Corey Bruntlett – Governance and Elected Member Support Coordinator

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*The Chair opened the meeting with a Karakia Tiimatanga.*

1. **Apologies – *Tono aroha***

**Resolved:** (Deputy Mayor O’Leary/Cr van Oosten)

That the apologies for early departure for Cr van Oosten, Cr Pike and Cr Tauariki are accepted.

*Cr Hamilton’s Extended Leave of Absence was approved 6 July 2023.*

2. **Confirmation of Agenda – *Whakatau raarangi take***

**Resolved:** (Deputy Mayor O’Leary/Cr Hutt)

That the agenda is confirmed.

3. **Declarations of Interest – *Tauaakii whaipanga***

Cr Naidoo-Rauf declared an interest in Item 6 (Notice of Motion/Revocation - Horsham Downs Road public transport improvement project) however she would take part in debate and vote.

During the discussions of the Item C3 (Bulk Wastewater Storage Feasibility Assessment) Cr Wilson and Cr Donovan declared a potential conflict of interest. They did not take part in the discussion or vote on the matter.

4. **Public Forum – *Aatea koorero***

**Liam Carter** spoke to Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) in support of the Climate Emergency Response Fund (CERF) projects and the need for more safety.

**Keli Pike** spoke to Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) in support of the CERF projects and highlighted her personal experiences and the danger on the roads of Kirikiriroa.

**Melissa Smith** spoke to Item 6 (Notice of Motion/Revocation - Horsham Downs Road public transport improvement project) and her disapproval of the potential revocation and Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) in support of the CERF projects and the potential positive impact the projects could have on the community.

**Stephen Hay** spoke to Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) in support of the CERF projects and the importance of separated bike lanes.

**Jeff Robson** spoke to Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) against the Killarney Road upgrade due to the implementation of the proposed cycleways and how the commercial aspect of the street and the constant delivery trucks could put cyclists and staff at risk of fatal accidents.

**Dani Marks** Spoke to Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) in support of the CERF projects to provide safe and reliable modes of transport throughout Kirikiriroa.

**Rebekah Graham (Parents of Vision Impaired NZ)** Spoke to Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) in support of the CERF projects and need for safe footpaths, separate cycleways, raised crossings that protect Hamilton’s disabled children’s ability to move throughout Hamilton safely and independently.

**Phil Evans** Spoke to Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) in support of the CERF projects and the need for greater change and accessibility for modes of transport.

**Doug McLean** Spoke to Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) against the River Road upgrade and proposed footpath, the lack of pedestrians and the impact the upgrade will have on the environment.

**Miranda McLean** Spoke to Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) against the River Road proposed footpath, the costs associated and safety concerns through the impacts the footpath will have on established trees.

**Ellen Treweek** Spoke to Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) in support to of the Brooklyn Road upgrade and the need for raised crossing platforms and improved footpaths to assist with the accessibility challenges affecting Hamilton's disabled community.

**Donna Barraclough** Spoke to Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) about transport injury claims in Hamilton and potential future risk projections.

**John Holland** Spoke to Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) against the Hukanui upgrade due to the concern of emergency services restricted access, the potential damage caused by raised crossings and the need for appropriate pedestrian/ bike shared cycleways.

**Peter H Bos (Living Streets Kirikiriroa)** Spoke to Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) in support of the Bader Street upgrades, highlighting the need for greater safety features to separate pedestrians and alternate transport options.

**Brett Erceg** Spoke to Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) against the CERF projects, highlighting the in lane bus lane stops, cycleways and the lack of accessible consultation.

**5. Confirmation of the Infrastructure and Transport Committee Open Minutes - 20 July 2023**

**Resolved:** (Cr Wilson/Cr Bydder)

That the Infrastructure and Transport Committee confirm the Open Minutes of the Infrastructure and Transport Committee Meeting held on 20 July 2023 as a true and correct record.

**6. Notice of Motion/Revocation - Horsham Downs Road public transport improvement project**

Cr Donovan spoke to his notice of revocation and motion for consideration. Staff responded to questions from Elected Members concerning the political ramifications of revoking existing plans, ramifications and flexibility of future funding, consultation, refinement of existing projects, impacts of removing in-lane bus stops, areas of interest for the Long Term Plan and strategic relevance of bus stops for Waikato Regional Council.

**Motion:** (Cr Donovan/Cr Naidoo-Rauf)

That the Infrastructure and Transport Committee revokes the following resolution concerning Horsham Downs Road public transport improvement that was previously approved at the 20 July 2023 Infrastructure and Transport Committee meeting:

*That the Infrastructure and Transport Committee approves the macroscope of Project 21 - Horsham Downs Road public transport improvement.*

**The Motion was put.**

**Those for the Motion:**

Councillors Bydder, Pike, Naidoo-Rauf, Taylor, Wilson and Donovan.

**Those against the Motion :**

Mayor Southgate, Deputy Mayor O'Leary, Councillors Casey-Cox, Hutt, Southgate, Thomson, van Oosten, Huaki, Tauariki

and Maangai Hill.  
**The Motion was declared LOST.**

**The meeting was adjourned 10:50am to 11:15am during the discussion of the above item.**

**7. Climate Emergency Response Fund Transport Choices Package - Delivery Update**

The Public Transport & Urban Mobility Manager, Relationship Engagement Lead and Senior Urban Mobility Engineer, took the report as read. Staff responded to questions from Elected Members concerning the Brooklyn Road upgrade design impacts on Coffee Culture, cycle pathways, safety concerns, raised crossings and Five Cross Roads roundabout upgrade.

River road upgrade, the replacement of trees, upgrading footpaths, raised platform crossings and the potential impact on emergency services.

Rifle Range Road upgrade, the impact/reasoning behind the removal of carparks and the potential safety concerns raised.

Riverlea Connections upgrade and safety concerns raised around driveways and the distance between speed bumps.

Killarney Road upgrade and best practise for managing industrial transport routes.

**Procedural Motion**

**Resolved:** (Mayor Southgate/Cr Bydder)

That the debate time for Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) in regards to the first debate concerning projects 1, 2, 8, 17, 19 and 20 is increased from 2 minutes to 3 minutes.

**Deputy Mayor O'Leary, Cr Taylor, Cr Casey-Cox, Cr Tauariki, Cr Huaki, Maangai Hill Dissenting.**

**Resolved:** (Deputy Mayor O'Leary/Cr Hutt)

That the Infrastructure and Transport Committee:

- a) receives the report;
- b) notes and approves the removal of Project 11 Thackeray Street from the Climate Emergency Response Fund Transport Choices Programme: and
- c) subject to the outcome of Safe System Audits, approves the macroscope of **Project 1** - Bader Street Connection to River Path and Hospital.

**Resolved:** (Deputy Mayor O'Leary/Cr Hutt)

That the Infrastructure and Transport Committee, subject to the outcome of Safe System Audits, approves the macroscope of **Project 2** - Killarney Road – SH1C Greenwood Street to Western Rail Trail (with the exclusion of the proposed pedestrian crossing between Ellis Street and Colombo Street).

**Mayor Southgate, Cr Donovan, Cr Bydder, Cr Naidoo-Rauf, Cr Taylor Dissenting.**

**Resolved:** (Deputy Mayor O'Leary/Cr Hutt)

That the Infrastructure and Transport Committee, subject to the outcome of Safe System Audits, approves the macroscope of **Project 8** - Frankton East/Lake Domain to the Western Rail Trail (with the exclusion of the proposed connection from Upper Kent Street to the Western Rail Trail).

**Resolved:** (Deputy Mayor O’Leary/Cr Hutt)

That the Infrastructure and Transport Committee, subject to the outcome of Safe System Audits, approves the macroscope of **Project 17** - Rifle Range Road – SH23 Massey Street to SH1C Lincoln Street.

**Cr Bydder Dissenting.**

**Resolved:** (Deputy Mayor O’Leary/Cr Hutt)

That the Infrastructure and Transport Committee, subject to the outcome of Safe System Audits, approves the macroscope of **Project 19** - Riverlea Connections.

**Cr Bydder, Taylor and Donovan Dissenting.**

**Resolved:** (Deputy Mayor O’Leary/Cr Hutt)

That the Infrastructure and Transport Committee, subject to the outcome of Safe System Audits, approves the macroscope of **Project 20** - River Road Footpath Western Side – Kirikiriroa Bridge to Comries Road.

**Mayor Southgate, Cr Bydder, Cr Taylor, Cr Donovan, and Cr Naidoo-Rauf Dissenting.**

**Procedural Motion**

**Motion:** (Mayor Southgate/Cr Bydder)

That the debate time for Item 7 (Climate Emergency Response Fund Transport Choices Package - Delivery Update) is increased from 2 minutes to 3 minutes.

**Those for the Motion:**

Councillors Bydder, Pike and Southgate

**Those against the Motion:**

Deputy Mayor O'Leary, Councillors Casey-Cox, Naidoo-Rauf, Hutt, Taylor, Thomson, van Oosten, Wilson, Donovan, Huaki, Tauariki and Maangai Hill.

**The Motion was declared LOST.**

**Motion:** (Cr Thomson/Cr Wilson)

That the Infrastructure and Transport Committee:

- a) subject to the outcome of Safe System Audits and Waka Kotahi approval, approves the macroscope of **Project 5 - Brooklyn Road cycle lanes and pedestrian crossings with the retention of angle parking on the East end of Brooklyn Road** (with the exclusion of the proposed raised pedestrian crossing in East Street close to its intersection with Brooklyn Road); and
- b) subject to the above a) not being approved by Waka Kotahi or not passing its Audit, approves the macroscope of **Project 5 - Brooklyn Road cycle lanes and pedestrian crossings** (with the exclusion of the proposed raised pedestrian crossing in East Street close to its intersection with Brooklyn Road) subject to the outcome of Safe System Audits.

**Amendment:** (Mayor Southgate/Cr Bydder)

That the Infrastructure and Transport Committee approves **Project 5 – Brooklyn Road** to proceed but exclude the changes to the approach to the Coffee Culture Corner, the shared path/cycleway portion and including retention of the angle parking until further development of the Eastern Pathways is designed.

**The Amendment was Put.**

<b>Those for the Amendment:</b>	Mayor Southgate, Councillors Bydder, Pike, Naidoo-Rauf, Taylor, Wilson and Donovan
<b>Those against the Amendment:</b>	Deputy Mayor O'Leary, Councillors Casey-Cox, O'Leary, Hutt, Thomson, van Oosten, Huaki, Tauariki and Maangai Hill.

**The Amendment was declared LOST.**

**Foreshadowed Amendment:** (Deputy Mayor O'Leary/Cr Hutt)

That the Infrastructure and Transport Committee, subject to the outcome of Safe System Audits, approves the macroscope of **Project 5** - Brooklyn Road cycle lanes and pedestrian crossings (with the exclusion of the proposed raised pedestrian crossing in East Street close to its intersection with Brooklyn Road).

**The foreshowed Amendment was put.**

<b>Those for the Foreshadowed Amendment:</b>	Deputy Mayor O'Leary, Councillors Casey-Cox, Pike, Hutt, van Oosten, Wilson, Donovan, Huaki, Tauariki, and Maangai Hill.
<b>Those against the Foreshadowed Amendment:</b>	Mayor Southgate, Councillors Bydder, Naidoo-Rauf, Taylor and Thomson

**The Foreshadowed Amendment was declared CARRIED.**

**The Foreshadowed Amendment as the Substantive Motion was then put and declared CARRIED.**

**Resolved:** ( Deputy Mayor O'Leary/Cr Hutt)

That the Infrastructure and Transport Committee, subject to the outcome of Safe System Audits, approves the macroscope of **Project 5** - Brooklyn Road cycle lanes and pedestrian crossings (with the exclusion of the proposed raised pedestrian crossing in East Street close to its intersection with Brooklyn Road).

<b>Those for the Foreshadowed Amendment as the Substantive Motion:</b>	Deputy Mayor O'Leary, Councillors Casey-Cox, Pike, Hutt, van Oosten, Wilson, Thomson, Huaki, Tauariki, and Maangai Hill.
<b>Those against the Foreshadowed Amendment as the Substantive Motion:</b>	Mayor Southgate, Councillors Bydder, Naidoo-Rauf, Taylor and Donovan.

**The meeting was adjourned 12:45am to 1:23pm during the discussion of the above item.**

*Cr van Oosten retired from the meeting (2.23pm) at the conclusion of the above item. She was present when the matter was voted on.*

**8. SH26 Morrinsville Road – Revocation Update and Fit for Purpose funding agreement proposal**

The Network Operations Team Leader took the report as read. No questions were taken from the elected members.

**Resolved:** (Deputy Mayor O'Leary/Cr Wilson)

That the Infrastructure and Transport Committee:

- a) receives the report;
- b) notes that work is continuing on the formal revocation process with Waka Kotahi NZ Transport

Agency for the section of SH26 (Morrinsville Road) between Cambridge Road and the Waikato Expressway;

- c) approves the macroscope for safety improvements at the intersection of Silverdale Road, Morrinsville Road and Matangi Road to be a single lane roundabout with raised safety platforms and zebra crossings as included in the in the Fit for Purpose Business Case and agrees not to contribute additional funding to have traffic signals instead of the single lane roundabout; and
- d) delegates to the Chief Executive approval to complete negotiations with Waka Kotahi NZ Transport Agency and enter into a SH26 Revocation Fit for Purpose Funding Agreement, subject to being satisfied on risk allocation to minimise any local cost implications.

**9. Hamilton Water Supply Bylaw 2013 Review - Determination and Statement of Proposal Report**

The Corporate & Sustainability Advisor took the report as read. No questions were taken from the elected members.

**Resolved:** (Cr Wilson/Cr Casey-Cox)

That the Infrastructure and Transport Committee:

- a) receives the report;
- b) approves **Option 1a for Determination** - Determine that a Water Supply Bylaw is the most appropriate mechanism for addressing issues relating to water supply management in Hamilton; and
- c) approves **Option 2b for Statement of Proposal and Public Consultation** - approve the Hamilton City Water Supply Bylaw Statement of Proposal (Attachment 1) and proposed draft Bylaw (Attachment 2) for consultation for one month from 3 October 2023 to 6 November 2023 under section 83 of the Local Government Act 2002.

**10. 2024 Hamilton Speed Management Plan - deliberation and adoption**

The Network Operations Team Leader took the report as read. No questions were taken from the elected members.

**Motion:** (Deputy Mayor O'Leary/Cr Thomson)

The Motion was put

That the Infrastructure and Transport Committee:

- a) receives the report;
- b) recommends that the Council approves **Option One** of the staff report to adopt the 2024 Hamilton Speed Management Plan (**Attachment 1** of the staff report);
- c) notes that following approval from Council, the draft 2024 Speed Management Plan for Hamilton City will be submitted to Waka Kotahi NZ Transport Agency for certification in accordance with the Land Transport Rule: Setting of Speed Limits 2022; and
- d) notes that minor changes to the draft 2024 Speed Management Plan will be made prior to publishing.

**Amendment:** (Cr Taylor/Cr Bydder)

That the Infrastructure and Transport Committee:

- a) receives the report; and
- b) recommends that the Council approves **Option Two** of the staff report to not refresh the plan and keep the current version.

**The Amendment was Put.**

**Those for the Amendment:**

Councillors Bydder, Taylor, Wilson and Donovan

**Those against the Amendment:**

Mayor Southgate, Deputy Mayor O'Leary, Councillors Casey-Cox, Pike, Naidoo-Rauf, Hutt, Southgate, Thomson, Huaki, Tauariki and Maangai Hill.

**The Amendment was declared LOST.**

**The Motion was then put and declared CARRIED.**

**Resolved:** (Deputy Mayor O'Leary/Cr Thomson)

That the Infrastructure and Transport Committee:

- a) receives the report;
- b) recommends that the Council approves **Option One** of the staff report to adopt the 2024 Hamilton Speed Management Plan (**Attachment 1** of the staff report);
- c) notes that following approval from Council, the draft 2024 Speed Management Plan for Hamilton City will be submitted to Waka Kotahi NZ Transport Agency for certification in accordance with the Land Transport Rule: Setting of Speed Limits 2022; and
- d) notes that minor changes to the draft 2024 Speed Management Plan will be made prior to publishing.

**Cr Taylor, Cr Donovan and Cr Bydder Dissenting.**

## **11. Infrastructure and Transport Activity Report**

The Executive Director, Development and Network Operations Team Leader took the report as read. Staff responded to questions from Elected Members concerning scoping and feasibility work in regards to the Vehicle Kilometres Travelled Programme, source of costing of erosion works, confidence in stabilisation, and potential relocation of Collingwood/Tristram Street project funding.

**Resolved:** (Deputy Mayor O'Leary/Mayor Southgate)

That the Infrastructure and Transport Committee:

- a) receives the report;
- b) approves the final submission to the Ministry of Transport to the *Proposed Changes to the Parking Requirements in the Land Transport (Road User) Rule 2004*;
- c) approves the reallocation of up to \$550,000 from unspent Collingwood/Tristram Street intersection local share funding, to a project to relocate the existing retaining wall at the corner of Anzac Parade and Memorial Avenue to reclaim more footpath space, noting that Council intends to work with the developer of the corner site to implement the works; and



- d) notes that approval to direct appoint McGuire Drainage & Contracting Ltd to undertake emergency work to repair erosion on the bank of the Waikato River that is undermining the stability of the western bulk water main pipes, and associated delegated authority as outlined in the staff report below, was approved under the provisions within Schedule 2, Clause 1c of Council's Delegations to Position Policy on 08 September 2023.

**Resolved:** (Deputy Mayor O'Leary/Cr Hutt)

The Infrastructure and Transport Committee delegates authority to the Executive Director Infrastructure Operations to authorise the associated agreement for Hamilton City Council's part of the *Climate Emergency Response Funding (CERF) – Vehicle Kilometres Travelled (VKT) Programme* funding agreement between Waikato Regional Council (the primary Funding Recipient) and Waka Kotahi NZ Transport Agency.

**Cr Taylor, Cr Donovan and Cr Bydder Dissenting.**

*Cr Tauariki retired from the meeting (2.43pm) at the conclusion of the above item. He was present when the matter was voted on.*

## 12. Resolution to Exclude the Public

**Resolved:** (Cr Wilson/Deputy Mayor O'Leary)

The following motion is submitted for consideration:

That the public be excluded from the following parts of the proceedings of this meeting, namely consideration of the public excluded agenda.

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.

General subject of each matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
C1. Confirmation of the Infrastructure and Transport Committee Public Excluded Minutes - 20 July 2023	) Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
C2. Partial Land Sale - Update	)	
C3. Bulk Wastewater Storage Feasibility Assessment		
C4. Strategic Transport Project Completions		
C5. Parking Kiosk		
C6. Delegation to CE to Award Contract - Wastewater Pump Station Emergency		

## Storage Upgrades

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:

Item C1.	to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)
Item C2.	to enable Council to carry out negotiations	Section 7 (2) (i)
Item C3.	to avoid prejudice to measures preventing or mitigating loss to the public	Section 7 (2) (e)
	to enable Council to carry out commercial activities without disadvantage	Section 7 (2) (h)
	to enable Council to carry out negotiations	Section 7 (2) (i)
Item C4.	to enable Council to carry out commercial activities without disadvantage	Section 7 (2) (h)
	to enable Council to carry out negotiations	Section 7 (2) (i)
Item C5.	to enable Council to carry out commercial activities without disadvantage	Section 7 (2) (h)
	to enable Council to carry out negotiations	Section 7 (2) (i)
Item C6.	to enable Council to carry out commercial activities without disadvantage	Section 7 (2) (h)
	to enable Council to carry out negotiations	Section 7 (2) (i)

**The meeting was moved into public excluded session at 3:00pm.**

**The meeting was declared closed at 3:48pm.**

## Minute Note 21/09/2023

**On 21/09/2023 the following resolutions were determined to be released to the public via these minutes and the quarterly update:**

That the Infrastructure and Transport Committee:

- a) receives the report;
- b) delegates authority to the Executive Director Infrastructure Operations to direct appoint Orikan New Zealand Limited CON00002011-2023 - for the delivery of the Smart Parking Kiosks, including the provision of technology and system support to manage and maintain the kiosks for a maximum approved contract sum of \$965,000 over a 5-year and 4months period as follows:
  - i. supply and installation of the kiosks during 2023-24 financial year;
  - ii. ongoing operations system management and maintenance for 5 years and 4months- February 2024 to June 2029;
- c) delegates authority for payment approval to the Transport Unit Director for contract – CON0002011-2023; and
- d) notes that the decision and information in relation to this matter will be released at the appropriate time, to be determined by the Chief Executive.