

HAURAKI DISTRICT COUNCIL MEETING

MINUTES OF A MEETING OF THE HAURAKI DISTRICT COUNCIL HELD IN THE COUNCIL CHAMBERS, WILLIAM STREET, PAEROA ON WEDNESDAY 25 NOVEMBER 2015 COMMENCING AT 9.00 AM

PRESENT

His Worship the Mayor Mr J P Tregidga (In the Chair), Crs D A Adams, J M Bubb, B A Gordon, G A Harris (9.00am – 12.12pm), P H Keall (9.00am – 12.00), G R Leonard, M P McLean, P A Milner, H T Shepherd, D H Swales, J R Thorp and A A Tubman

IN ATTENDANCE

Messrs L D Cavers (Chief Executive), A de Laborde (Engineering Services Manager), D Peddie (Corporate Services Manager), P Thom (Planning & Environmental Services Manager), S B Fabish (Community Services Manager), M Buttimore (Strategic Planning and Projects Manager), Ms C Mischewski (Policy Analyst), Ms K Quinn (Strategic Planner), Ms S Holmes (Strategic Policy Planner), D Lees (Property Manager), J Mclver (Community Development Officer) and Ms C Black (Council Secretary)

APOLOGIES

There were no apologies.

LATE ITEMS

There were no late items.

DECLARATIONS OF INTERESTS

Cr Adams declared a pecuniary interest in the following items:

1. New Zealand Tunnelling Memorial Gilmour Reserve, Waihi
2. Hauraki Rail Trail Project – Replacement of Tunnel Lighting
3. Kerepehi Wastewater Treatment Plant Upgrade and Allied Fax Trade Waste Agreement

CONFIRMATION OF MINUTES

ORDINARY MEETING HELD WEDNESDAY 28 OCTOBER 2015 (1449847)

RESOLVED

THAT the minutes of the meeting of the Hauraki District Council held on Wednesday 28 October 2015 are confirmed and are a true and correct record.

C15/440

Tubman/Bubb

CARRIED

MATTERS ARISING FROM THE MINUTES

There were no matters arising from the minutes.

CONSIDERATION AND RECEIPT OF COMMITTEE MEETING MINUTES**PLAINS WARD COMMITTEE (1454128) – Tuesday 10 November 2015****RESOLVED**

THAT the minutes of the Plains Ward Committee meeting held on Tuesday 10 November 2015 are received and the recommendations contained therein adopted.

C15/441 Leonard/Harris **CARRIED**

PAEROA WARD COMMITTEE (1454328) – Tuesday 10 November 2015**RESOLVED**

THAT the minutes of the Paeroa Ward Committee meeting held on Tuesday 10 November 2015 are received and the recommendations contained therein adopted.

C15/442 Bubb/Milner **CARRIED**

WAIHI WARD COMMITTEE (1454427) – Tuesday 10 November 2015**RESOLVED**

THAT the minutes of the Waihi Ward Committee meeting held on Tuesday 10 November 2015 are received and the recommendations contained therein adopted.

C15/443 Shepherd/McLean **CARRIED**

ECONOMIC DEVELOPMENT COMMITTEE (1454747) – Wednesday 11 November 2015**RESOLVED**

THAT the minutes of Economic Development Committee meeting held on Wednesday 11 November 2015 and the recommendations contained therein adopted.

C15/444 Adams/Leonard **CARRIED**

DECISION MAKING**COMMUNITY SERVICES****PROPOSED COUNCIL & COMMITTEE MEETING SCHEDULE FOR 2016 (1452529, 1444802)**

The Community Services Manager presented the Council and Committee meeting schedule for the 2016 year for approval and adoption.

RESOLVED

THAT the report be received.

C15/445 Adams/McLean **CARRIED**

Consultative Water & Waste Committee Meeting Frequency

The Chair and members of the Consultative Water & Waste Committee requested that the present quarterly meetings of the Committee be changed to be held twice yearly or as required.

RESOLVED

THAT the proposed Council and Committee Meeting Schedule for 2016 as amended be approved and adopted.

C15/446

Tubman/Keall

CARRIEDDeclaration of Pecuniary Interest

Cr Adams declared a pecuniary interest in the following item and took no part in the discussion.

NEW ZEALAND TUNNELLING MEMORIAL GILMOUR RESERVE, WAIHI - NOVEMBER 2015 UPDATE REPORT (1457467)

The Community Services Manager provided an updated on the NZ Tunnelling Memorial project in Gilmour Reserve, Waihi and requested Council consideration of additional funding towards the project.

RESOLVED

THAT the report be received.

C15/447

Bubb/Milner

CARRIED**RESOLVED**

THAT Council supports funding the additional cost of \$26,000 to complete the final elements of the New Zealand Tunnelling Company Memorial Project in time for the 22nd January 2016 dedication ceremony, and

THAT this funding be sourced:

\$13,000 from the District Community Project Assistance Fund
\$13,000 from the Waihi Community Recreation and Facilities Fund

C15/448

McLean/Shepherd

CARRIED**NETWORK SERVICES**Declaration of Pecuniary of Interest

Cr Adams declared a pecuniary interest in the following item and took no part in the discussion.

HAURAKI RAIL TRAIL (HRT) PROJECT (1457489)

The Engineering Services Manager reported on and sought approval for the start of the drawdown of Hauraki District Council funds for the Kaiaua to Kopu section of the Hauraki Rail Trail (HRT) and for Council to give consideration to funding of the replacement of the lights in the tunnel at Karangahake.

RESOLVED

THAT the report be received.

C15/449

Tubman/Milner

CARRIED**RESOLVED**

THAT the approved \$1M funding for the Kaiaua to Kaiaua to Kopu section of the Hauraki Rail Trail be made available to the HRT Project to immediately begin the enabling works and subsequent construction of the trail.

C15/450

Gordon/McLean

CARRIED

In terms of the Memorandum of Understanding, HDC has signed with Department of Conservation (DoC) regarding the HRT, this section of the trail is within DoC's area of responsibility. The MOU requires them to maintain the infrastructure under their responsibility to the standards as required by DoC. Lighting is not one of the standards required to be met but DoC does acknowledge the importance of the lighting.

Council staff has approached the DoC for funding consideration. DoC is currently not in a position to be able to address the matter and has informally asked if HDC are in a position to fund the lights. The HRTCT has been approached to secure funds, but this has not been successful.

RESOLVED

THAT Hauraki District Council approve funding for the replacement of the tunnel lights for an estimated cost of \$60,000, and

THAT the cost of the replacement tunnel lights be funded from the District Community Project Assistance Fund, and

THAT that Hauraki District Council notifies the Department of Conservation of the decision and secures permission to replace the tunnel lights on their behalf.

C15/451

Bubb/Thorp

CARRIED**Noted:**

Cr Milner voted against the motion regarding the funding for the replacement of the tunnel lighting.

SILVERTON ROAD CARPARK REDEVELOPMENT FUNDING (1456578)

The Engineering Services Manager presented a report regarding the funding recommendation approved at the Waihi Ward meeting of 10th November 2015 in relation to the re-development of the Silverton Road car park in Waihi.

RESOLVED

THAT the report be received.

C15/452

Tubman/McLean

CARRIED

The members were invited to discuss the funding of the car park redevelopment project.

Staff advised that the District Community Projects Assistance Fund could provide a grant of \$40,000 to the project as the fund remains in surplus and would not be adversely affected by a grant of this value.

Cr Swales suggested that this funding should be sourced from the District Non-Subsidised Rooding Budget and not from the District Community Projects Assistance Fund and proposed the following amendment to the motion.

THAT the additional \$40,000 to fund the Silverton Road Carpark redevelopment project be sourced from the District Non-Subsidised Rooding Budget.

Swales/Milner

The Chairperson put the amendment.

A vote was taken by a show of hands:

In support – 6

Against – 7

The amendment was lost.

The original motion was carried.

RESOLVED

THAT selected projects to the value of \$50,000 from the Waihi Ward 2015/16 capital programme for new kerb and channel works and new footpaths be deferred and this amount be reallocated to the Silverton Road Carpark redevelopment project, and

THAT \$40,000 from the District Community Projects Assistance Fund be granted to fund the Silverton Road Carpark redevelopment project, and

THAT the remaining \$50,000 of the project be Ward Rate funded over the next three years.

C15/453

Tubman/McLean

CARRIED

The meeting adjourned at 10.20am.

The meeting reconvened 10.40am.

KAIAUA LANDFILL OPTIONS REPORT (1456784)

The Engineering Services Manager presented a pre-circulated report regarding the maintenance plan to minimise the environmental effects of the eroding Kaiaua landfill site.

RESOLVED

THAT the report be received.

C15/454

Tregidga/Harris

CARRIED

Two options were proposed to address the issue following investigations undertaken. After discussion, Option 2 was the preferred option to remove the solid waste and rehabilitate the site.

RESOLVED

THAT Option 2, being the removal of the solid waste and associated remediation of the Kaiaua Historic Tip site be approved.

C15/455

Milner/Keall

CARRIED

MATTERS TO BE TAKEN WITH THE PUBLIC EXCLUDED

RESOLVED

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

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

| Item No. | General subject of each matter to be considered | Reason for passing this resolution in relation to each matter | Ground(s) Under Section 48(1) for the Passing of this Resolution |
|----------|---|---|---|
| 1 | Local Alcohol Policy development process - Issues and Solutions | Section 7(2)(g) – Maintain legal professional privilege. | Section 48(1)(a) That 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. |
| 2 | Sale of the Paeroa Post Office Site | Section 7(2)(i) Prejudice to Commercial Position/Negotiations To enable the local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations). | Section 48(1)(a) That 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. |
| 3 | Review of Delivery of Rooding Services | Section 7(2)(i) Prejudice to Commercial Position/Negotiations To enable the local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) | Section 48(1)(a) That 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. |

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|-----------------|---|--|--|
| <p>4</p> | <p>Kerepehi Wastewater Treatment Plant Upgrade and Allied Fax Trade Waste Agreement</p> | <p>Section 7(2)(i) Prejudice to Commercial Position/Negotiations To enable the local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations</p> | <p>Section 48(1)(a) That 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.</p> |
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C15/456

Tregidga/Gordon

CARRIED

RESOLVED

THAT the public be re-admitted to the meeting and that the business in committee discussed be confirmed.

C15/465

Tregidga/Gordon

CARRIED

Cr Harris left the meeting at 12.12pm

The meeting adjourned at 12.12pm.
The meeting reconvened at 1.00pm.

PLANNING/REGULATORY SERVICES**2014/15 ANNUAL REPORT SUMMARY ADOPTION (1455075, 1457075)**

The Strategic Policy Planner reported on and requested Council adoption of the Summary Annual Report for the year ending 30 June 2015 incorporating the Audit Opinion.

RESOLVED

THAT the report be received.

C15/466

McLean/Swales

CARRIED**RESOLVED**

THAT pursuant to Section 98 of the Local Government Act 2002, the Summary Annual Report for the year ending 30 June 2015 is adopted.

C15/467

Tubman/Milner

CARRIED**RESOLVED**

THAT the Audit Opinion be received, adopted and incorporated into the 2014/15 Summary Annual Report.

C15/468

Tubman/Milner

CARRIED**RESOLVED**

THAT pursuant to Section 98 of the Local Government Act 2002, the audited Summary Annual Report for the year ending 30 June 2015, including the Audit Opinion be adopted and advertised.

C15/469

Tubman/Milner

CARRIED

FIRST QUARTER NON FINANCIAL PERFORMANCE TARGET RESULTS (1457007)

The Strategic Policy Planner reported on the non financial performance target results for the first quarter of the 2015/16 year.

RESOLVED

THAT the report be received.

C15/470

Gordon/Bubb

CARRIEDSHOP TRADING HOURS AMENDMENT BILL (1456574, 204052)

The Policy Analyst provided an update to Council on the progression of the Shop Trading Hours Bill and provided information to initiate discussion on Council's position with regards to this Bill, including whether it wishes to make a submission to the Bill. Submissions on the Bill close on 21 January 2016.

RESOLVED

THAT the report be received.

C15/471

Adams/Leonard

CARRIED

The members were asked to consider if they wished staff to prepare a submission on behalf of Council to the Parliamentary Commerce Committee on the Shop Trading Hours Bill or that they supported the LGNZ submission which was attached within the agenda.

RESOLVED

THAT Council supports the LGNZ submission on the Shop Trading Hours Bill.

C15/472

Leonard/Adams

CARRIEDREMOTELY PILOTED AIRCRAFT SYSTEMS (RPAS) (1448171, 1418758)

The RPAS Working Party and Policy Analyst reported on and requested Councils consideration to adopt interim guidelines entitled Flying remotely piloted aircraft systems (RPAS also known as drones) over Council property as recommended.

RESOLVED

THAT the report be received.

C15/473

Gordon/Bubb

CARRIED**RESOLVED**

THAT the interim guidelines for permission to fly Remotely Piloted Aircraft Systems above Council parks be approved (as amended), and

THAT the guidelines (as amended) become Council's policy stance effective immediately, and

THAT a copy of the guidelines along with any further information required is provided to identified stakeholders by post/email, and to the general public via the Council's Hauraki Herald page and website.

C15/474

Bubb/Thorp

CARRIED

CCO EXEMPTION REPORT – THAMES VALLEY RURAL FIRE COMMITTEE (1456297)

The Community Services Manager and Policy Analyst sought approval to renew the exemption granted on 12 December 2012 for the Thames Valley Rural Fire Committee from the council-controlled organisation requirements in accordance with the Local Government Act, 2002 Section 7(3) and 6(4)(i).

RESOLVED

THAT the report be received.

C15/475

Gordon/Tubman

CARRIED

RESOLVED

THAT Council has complied with the decision-making provisions of the Local Government Act, 2002 to the extent necessary in relation to this decision, and

THAT in accordance with the provisions of section 79 of the Act Council determines that it does not require further information prior to making a decision on this matter, and

THAT Council grant the Thames Valley Rural Fire Committee an exemption from the general Council-controlled organisation requirements of the Local Government Act, 2002, under section 7(3) of that Act.

C15/476

Tubman/Milner

CARRIED

DISTRICT LICENSING COMMITTEE DECISION APPEAL – SECTION 204 PARTY TO PROCEEDINGS (1456962)

The Planning and Environmental Services Manager reported on and requested Council to consider joining as a party to the hearing proceedings for the appeal against a decision of the Hauraki District Licensing Committee by Medical Officer of Health for a renewal of Waihi New World Off Licence.

RESOLVED

THAT the report be received.

C15/477

Milner/Leonard

CARRIED

RESOLVED

THAT Council seeks leave of the Authority to become a party to the appeal proceedings against the decision of the Hauraki District Licensing Committee for the renewal of the Off Licence for Waihi New World by applying to be a section 204 party to the appeal under the Sale and Supply of Alcohol Act 2012.

C15/478

Milner/McLean

CARRIED

FOOD ACT 2014 & FOOD PREMISE FEES (1453998)

The Manager Regulatory Services reported on and requested Councils review and adoption of the Statement of Proposal (SOP) containing the draft schedule of additional fees and charges proposed from 1 March 2016, and recommended it be consulted on as required by the Food Act 2014. The schedule will come in to effect from 1 March 2016.

RESOLVED

THAT the report be received.

C15/479

Adams/Leonard

CARRIED**RESOLVED**

THAT Council adopts the Statement of Proposal for the proposed food premises fees and charges from 1 March 2016 for consultation using the Special Consultative Procedure as set out in the Local Government Act, 2002.

C15/480

Leonard/Shepherd

CARRIED**FOR INFORMATION ONLY****CHIEF EXECUTIVE****CEO REPORT FOR THE MONTH OF NOVEMBER 2015 (1456591)**

The Chief Executive presented his monthly report.

RESOLVED

THAT the Chief Executive's monthly report for the month of November 2015 be received.

C15/481

Adams/Swales

CARRIED

The report highlighted recent staff changes within the organisation.

CORPORATE SERVICES**CORPORATE SERVICES MANAGER'S FINANCIAL REPORT FOR THE PERIOD 31 OCTOBER 2015 (1455641, 1455720)**

The Corporate Services Manager provided the financial report and summary of costs of services for the period to 31 October 2015.

RESOLVED

THAT the report be received.

C15/482

Thorp/Leonard

CARRIED

PLANNING/REGULATORY SERVICES**PLANNING AND ENVIRONMENTAL SERVICES MANAGER'S MONTHLY MONITORING REPORT FOR THE MONTH OF OCTOBER 2015 (1450795)**

The Planning and Environmental Services Manager and Strategic Planning Projects Manager reported on planning and regulatory matters for the month of October 2015.

RESOLVED

THAT the report be received.

C15/483

Leonard/McLean

CARRIED**UPDATE ON THE REVIEW OF THE NEW ZEALAND FIRE SERVICE (1456712)**

The Policy Analyst reported on the Cabinet decision on the review of the New Zealand Fire Service.

RESOLVED

THAT the report be received.

C15/484

Adams/McLean

CARRIED**COMMUNITY SERVICES****CULTURAL EXCHANGE TAIWAN 2015 (1456449)**

Following on from a request to Council in June 2015 for assistance to showcase the Hauraki culture within Taiwan, 12 members of the Ngati Tawhaki Kapa Haka and a staff member John McIver travelled to Taiwan and presented a number of cultural performances to various communities. The delegation was in Taiwan from 29 October through to 3 November 2015.

John McIver provided a presentation on the highlights and benefits gained to the participants who undertook the trip to Taiwan as part of the cultural exchange programme.

RESOLVED

THAT the report be received.

C15/485

Tregidga/McLean

CARRIED

The meeting closed at 2.55pm.

CONFIRMED

J P Tregidga
Mayor

9 December 2015