

# HAURAKI DISTRICT COUNCIL MEETING

MINUTES OF A MEETING OF THE HAURAKI DISTRICT COUNCIL HELD IN THE COUNCIL CHAMBERS, WILLIAM STREET, PAEROA ON WEDNESDAY 20 JULY 2016 COMMENCING AT 9.00 AM

## **PRESENT**

His Worship the Mayor Mr J P Tregidga (In the Chair), D A Adams, J M Bubb, B A Gordon, G A Harris (9.00-11.05am), P H Keall, G R Leonard (9.00am-11.05am and 11.45am-1.55pm), M P McLean, P A Milner, D H Swales (9.00-11.45am and 12.40-1.55pm), J R Thorp and A A Tubman

## **IN ATTENDANCE**

Messrs L D Cavers (Chief Executive), A de Laborde (Group Manager - Engineering Services), D Peddie (Group Manager - Corporate Services), P Thom (Group Manager - Planning & Environmental Services), D Sales (Community Services Manager), M Buttimore (Strategic Planning Projects Manager), Ms C Mischewski (Policy Analyst), Ms K Quinn (Senior Strategic Planner), G Thomsen (Roading Manager) and Ms C Black (Council Secretary)

## **APOLOGIES**

### **RESOLVED**

THAT the apology of Cr H T Shepherd be received and sustained.

C16/262

Adams/Thorp

**CARRIED**

## **LATE ITEMS**

There were no late items.

## **DECLARATIONS OF INTERESTS**

Cr Leonard and Cr Harris declared a conflict of interest in Item 13.1.  
Cr Swales declared a conflict of interest in Item 13.2.

## **CONFIRMATION OF MINUTES**

ORDINARY MEETING HELD WEDNESDAY 29 JUNE 2016 (1554187)

### **RESOLVED**

THAT the minutes of the meeting of the Hauraki District Council held on Wednesday 29 June 2016 are confirmed and are a true and correct record.

C16/263

McLean/Leonard

**CARRIED**

## **MATTERS ARISING FROM THE MINUTES**

There were no matters arising.

## **CONSIDERATION AND RECEIPT OF COMMITTEE MEETING MINUTES**

PLAINS WARD COMMITTEE (1559860) – Tuesday 12 July 2016

Chairperson, Cr Leonard presented the minutes.

**RESOLVED**

THAT the minutes of the Plains Ward Committee meeting held on Tuesday 12 July 2016 are received and the recommendations contained therein adopted.

C16/264

Leonard/Swales

**CARRIED**

**MATTERS ARISING FROM THE MINUTES**

There were no matters arising.

**PAEROA WARD COMMITTEE (1560034) – Tuesday 12 July 2016**

Chairperson, Cr Bubb presented the minutes.

**RESOLVED**

THAT the minutes of the Paeroa Ward Committee meeting held on Tuesday 12 July 2016 are received and the recommendations contained therein adopted.

C16/265

Bubb/Milner

**CARRIED**

**MATTERS ARISING FROM THE MINUTES**

There were no matters arising.

**WAIHI WARD COMMITTEE (1560337) – Tuesday 12 July 2016**

Deputy Chairperson, Cr McLean presented the minutes.

**RESOLVED**

THAT the minutes of the Waihi Ward Committee meeting held on Tuesday 12 July 2016 are received and the recommendations contained therein adopted.

C16/266

McLean/Tubman

**CARRIED**

**MATTERS ARISING FROM THE MINUTES**

There were no matters arising.

**ECONOMIC DEVELOPMENT COMMITTEE (1560753) – Wednesday 13 July 2016**

Chairperson, Cr Leonard presented the minutes.

**RESOLVED**

THAT the minutes of the Economic Development Committee meeting held on Wednesday 13 July 2016 are received and the recommendations contained therein adopted.

C16/267

Adams/Tubman

**CARRIED**

**MATTERS ARISING FROM THE MINUTES**

There were no matters arising.

AUDIT & RISK COMMITTEE (1551251) – Tuesday 21 June 2016

Deputy Chairperson, Cr Gordon presented the minutes.

**RESOLVED**

THAT the minutes of the Audit & Risk Committee meeting held on Tuesday 21 June 2016 are received and the recommendations contained therein adopted.

C16/268

Gordon/Tubman

**CARRIED**

**MATTERS ARISING FROM THE MINUTES**

There were no matters arising.

**DECISION MAKING**

**NETWORK SERVICES**

**DEVELOPED DESIGN FOR THE UPGRADE OF MACKAY STREET, PAEROA AND BUDGET IMPLICATIONS (1560288)**

The Group Manager – Engineering Services presented a report which sought Council approval of the recommendation made by the Paeroa Ward Committee on 12 July 2016, to the upgrade of Mackay Street, Paeroa along with the commencement of the detailed design of the project.

**RESOLVED**

THAT the report be received.

C16/269

Thorp/Bubb

**CARRIED**

**RESOLVED**

THAT Council approves the Developed Design – Option Two for the upgrade of Mackay Street, Paeroa, and

THAT Council approves the commencement of detailed design for Mackay Street, Paeroa with the understanding that the Rough Order Costing for physical works is \$560,000 including contingency.

C16/270

Bubb/Milner

**CARRIED**

**RESEAL CONTRACT 2016/17 – 2017/18 (1560876)**

The Roading Manager provided an overview of the annual Sealed Road Resurfacing Contract change in scope of the programme to a 1+1 year term contract and sought Council approval of the contract.

**RESOLVED**

THAT the report be received.

C16/271

Harris/Swales

**CARRIED**

## **RESOLVED**

THAT approval is given for the continuation joint tendering of the Resurfacing Contract between Hauraki DC and Thames Coromandel DC, and

THAT the Annual Resurfacing Contract be extended to a 1+1 year term contract (2016/17 – 2017/18), and

THAT the approval for the second year term 2017/18 is only permitted by exclusive agreement of the Joint Principals (Hauraki DC and Thames Coromandel DC), and

THAT a review of the 2016/17 Resurfacing budget would be undertaken as a result of available under expenditure within the Area Wide Treatment budget.

C16/272

Harris/McLean

**CARRIED**

## **CORPORATE SERVICES**

### **GROUP MANAGER CORPORATE SERVICES REPORT, DISPOSITION OF WAIHI BEACH SALE PROCEEDS, AND NGATEA NORTH STREET NAMING (1560647)**

The Group Manager – Corporate Services presented a report which updated Council on various matters in the Corporate Services arena and to address the treatment of proceeds from the sale of a leasehold section at Waihi Beach. Consideration was also sought on the proposed naming of streets in Council's Ngatea North subdivision.

## **RESOLVED**

THAT the report be received.

C16/273

Swales/Leonard

**CARRIED**

## **RESOLVED**

THAT \$440,000 be transferred out of the Investment Fund and applied to the asset sale funding of Council's \$1,000,000 contribution to the K2K project, and

THAT Council adopt the street names Costello Drive, McWatters Drive, Stembridge Road, and Bob Shaw Road for use in Council's Ngatea North subdivision.

C16/274

Leonard/Harris

**CARRIED**

## **PLANNING/REGULATORY SERVICES**

### **REPORT ON THE ADOPTION OF THE HAURAKI DISTRICT COUNCIL LOCAL ALCOHOL POLICY 2016 (1557735, 1557086)**

The Policy Analyst presented a report explaining that the Hauraki District Council Local Alcohol Policy has been approved by the Alcohol Regulatory and Licensing and Authority and outlined what the next steps are to bring the Policy into force.

## **RESOLVED**

THAT the report be received.

C16/275

Tregidga/Milner

**CARRIED**

**RESOLVED**

THAT pursuant to regulation 19(2) of the Sale and Supply of Alcohol Regulations 2013, the Council publically notify the adoption of the Hauraki District Council Local Alcohol Policy 2016 in the Hauraki Herald on Friday 29 July and Friday 5 August 2016, and

THAT pursuant to section 90(1)(b) and 90(2)(b) of the Sale and Supply of Alcohol Act 2012 all elements of the Hauraki District Council Provisional Local Alcohol Policy 2016, but excluding those elements relating to maximum trading hours, will come into force on Monday 8 August 2016, and

THAT pursuant to sections 90(1)(b) and 90(2)(a) of the Sale and Supply of Alcohol Act 2012 all elements relating to maximum trading hours in the Hauraki District Council Provisional Local Alcohol Policy 2016 will come into force on Monday 7 November 2016.

C16/276

Milner/Keall

**CARRIED**

**ADOPTION REPORT FOR THE HAURAKI DISTRICT COUNCIL DOG CONTROL POLICY 2016 AND DOG CONTROL BYLAW 2007 (1558883, 1377419V4, 1418336V4)**

A report from the Policy Analyst was presented which summarised the amendments made to the Hauraki District Council Dog Control Policy and Bylaw as a result of the hearing of submissions process held in May.

**RESOLVED**

THAT the report be received.

C16/277

Tregidga/Bubb

**CARRIED**

**RESOLVED**

THAT pursuant to section 10(1) of the Dog Control Act 1996 the Council adopt the Hauraki District Council Dog Control Policy 2016, and

THAT pursuant to section 20 of the Dog Control Act 1996 and section 159 of the Local Government Act 2002 the Council adopt Clause 6.0 'Dog Control' of Part 3:Public Safety of the Hauraki District Council Consolidated Bylaw 2007, and

THAT from the day on which the Hauraki District Council Dog Control Policy 2016 comes into force the Hauraki District Council Dog Control Policy 2011 is revoked, and

THAT the adoption of the Hauraki District Council Dog Control Policy 2016 and reviewed clause 6.0 'Dog Control' of Part 3: Public Safety of the Hauraki District Council Consolidated Bylaw 2007 shall be publically notified on Friday 29 July 2016 and come into force on Monday 1 August 2016.

C16/278

Thorp/Swales

**CARRIED**

**APPOINTMENT OF COMMISSIONER – SLEVIN UNDERGROUND MINE (1557718)**

The Strategic Planning Projects Manager presented a report which advised that Oceana Gold has lodged a draft resource consent application for comment for a new underground mine located in an area between the currently consented Correnso mine and the eastern boundary of the Martha mining licence 322388. A map of the subject mining area was attached.

**RESOLVED**

THAT the report be received.

C16/279

Gordon/Tubman

**CARRIED**

The application seeks that the conditions that may be applied to this consent should reflect the Correnso conditions as the mining will essentially be the same as for Correnso. Some of the Correnso conditions will not be carried forward as they would not be applicable.

The Slevin underground mine project has two stages where consideration of reports and decision making are required and staff recommend that an independent commissioner be appointed to consider both reports and make the decisions on:

- The section 95 notification decision
- The decision on the application.

Mr Rob van Voorthuysen has been recommended as a commissioner for both decision making processes. A copy of Mr van Voorthuysen's resume was available for the member's consideration.

**RESOLVED**

THAT pursuant to section 34A (1) of the Resource Management Act 1991 Mr Rob van Voorthuysen be appointed as Commissioner to consider and decide on the Section 95 notification report for the proposed Slevin underground mine, and

THAT pursuant to section 34A (1) of the Resource Management Act 1991 Mr Rob van Voorthuysen be appointed as Commissioner to consider and decide on the application for the proposed Slevin underground mine, and

THAT pursuant to section 34A (1) of the Resource Management Act 1991 the Mayor and the Chairperson of the Judicial Committee be delegated authority to appoint a technical commissioner to consider and decide on the application for the proposed Slevin underground mine, if required.

C16/280

Leonard/Tregidga

**CARRIED**

The meeting adjourned at 10.15am  
The meeting reconvened at 10.35am.

**DRAFT SERVICE DELIVERY REVIEW (S17A) FRAMEWORK (1558004)**

The Senior Strategic Planner presented a report advising Council of its service delivery review legislative obligations and presented a proposed approach to meeting these requirements.

**RESOLVED**

THAT the report be received.

C16/281

Tregidga/Gordon

**CARRIED**

## RESOLVED

1. THAT the Council endorses the draft service delivery framework as outlined in the report, and
2. THAT the Council determines that it will not undertake service delivery reviews where the financial costs of doing so are estimated to outweigh the potential financial and non-financial benefits, and
3. THAT the Council determines that it will not undertake service delivery reviews where contracts or binding agreements for the delivery of the service are in effect until after 8 August 2017, and
4. THAT the Council receives the staff assessment of where recommendations 2 and 3 are considered to apply, and
5. THAT in accordance with the above resolutions, the Council approves that service delivery reviews be undertaken for the following services by 8 August 2017:
  - a. water and wastewater,
  - b. public toilets,
  - c. civil defence, and
  - d. pensioner housing, and
6. THAT in accordance with the above resolutions, the Council confirms that it does not intend to undertake service delivery reviews for its other services until the following six year review period, unless a review requirement is triggered in accordance with sections 17A(2)(a)-(b) of the Local Government Act 2002, and
7. THAT the Council determines it will not undertake service delivery reviews of its internal support functions until after the first review cycle (ending August 2017), and
8. THAT the Council will consider which services to review in the second review cycle and the budget required for these through the 2018-28 long-term planning process (unless required earlier), and
9. THAT the Council notes that it will continue to periodically review the cost-effectiveness of its operations as a matter of course, and
10. THAT the Council confirms it will apply the cost-effectiveness criteria set out in Appendix B when undertaking service delivery reviews.

C16/282

McLean/Swales

**CARRIED**

### HAURAKI DISTRICT COUNCIL LOCAL RECOVERY PLAN (1559024, 1497119)

The Planning and Environmental Services Manager presented a report which advised Council that the draft Local Recovery Plan has been consulted on with key stakeholders and is now amended for Council's consideration as the Local Recovery Plan. A copy of the plan was available separately.

## RESOLVED

THAT the report be received.

C16/283

Tubman/McLean

**CARRIED**

**RESOLVED**

THAT Council adopts the Hauraki District Council Local Recovery Plan 2016, and

THAT the Plan be subject to review as a result of the future need for:

- additional consultation with key stakeholders
- alignment with the Waikato CDEM Group Plan reviews
- changes to the Civil defence legislation.

C16/284

McLean/Thorp

**CARRIED**

**FOR INFORMATION ONLY**

**CHIEF EXECUTIVE**

**CHIEF EXECUTIVE'S MONTHLY REPORT FOR JULY 2016 (1559905)**

The Chief Executive's monthly report was presented.

**RESOLVED**

THAT the Chief Executive's monthly report for the month of July 2016 be received.

C16/285

Tregidga/Adams

**CARRIED**

**Staff Matters**

The Chief Executive updated the members on recent staff changes within the organisation.

**PLANNING/REGULATORY SERVICES**

**PLANNING AND ENVIRONMENTAL SERVICES MANAGER'S MONTHLY MONITORING REPORT FOR THE MONTH OF JUNE 2016 (1555697)**

The Planning and Environmental Services Manager and Strategic Planning Projects Manager reported on planning and regulatory matters for the month of June 2016.

**RESOLVED**

THAT the report be received.

C16/286

Leonard/Bubb

**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	Exercise of First Right of Refusal for Possible Purchase of Haurakian Charitable Trust Property, Kaihere Road, Ngatea	<b>Section 7(2)(i)</b> 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.
2	Request for Waiver of Development Contributions	<b>Section 7(2)(a)</b> – Protect the privacy of natural persons, including that of deceased natural persons.	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.

C16/287

Tregidga/Gordon

**CARRIED**

**RESOLVED**

THAT the public be readmitted to the meeting and that the business in committee discussed be confirmed.

C16/292

**CARRIED**

The meeting adjourned at 12.05pm.  
The meeting reconvened at 12.40pm.

**LOCAL GOVERNMENT ACT 2002 AMENDMENT BILL (BETTER LOCAL SERVICES) (1558257)**

The Senior Strategic Planner and Strategic Planning Projects Manager presented a report for discussion and to advise Council of the proposed changes to the Local Government Act signalled in the Local Government Act 2002 Amendment Bill No. 2 (the Bill) and to consider whether it wished to make a submission on the Bill.

**RESOLVED**

THAT the report be received.

C16/293

Tregidga/Bubb

**CARRIED**

The members listened to presentation (via LGNZ webinar) provided by Dr Mike Reid (LGNZ Policy Advisor) on the Amendment Bill.

The members supported that staff prepare a submission on the Amendment Bill and that the Mayor and Councillor Adams be delegated to sign the submission on behalf of Council.

**RESOLVED**

THAT Council makes a submission on the LG Act 2002 Amendment Bill (Better Local Services), and delegates to the Deputy Mayor and Cr Adams the authority to sign the submission on Councils behalf.

C16/294

Tregidga/Bubb

**CARRIED**

The meeting closed at 1.55pm.

CONFIRMED

J P Tregidga  
Mayor

31 August 2016