

HAURAKI DISTRICT COUNCIL MEETING

MINUTES OF A MEETING OF THE HAURAKI DISTRICT COUNCIL HELD IN THE COUNCIL CHAMBERS, WILLIAM STREET, PAEROA ON WEDNESDAY, 30 AUGUST 2017 COMMENCING AT 9.05 AM

PRESENT

J P Tregidga (His Worship the Mayor), Cr D A Adams (Deputy Mayor) (9.00am-12.30pm), Cr P D Buckthought, Cr R Harris (9.00am-12.30pm), Cr G R Leonard, Cr M McLean Cr P A Milner, Cr A Rattray, Cr A M Spicer and Cr D H Swales

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), S B Fabish (Group Manager - Community Services and Development), M Buttimore (Strategic Planning Projects Manager), Ms C Mischewski (Policy Analyst), Ms T Nevin (Strategic Planner), R Bierre (Manager, Regulatory Services), Mrs S Holmes (Strategic Planner), Ms K Quinn (Senior Strategic Planner), S de Laborde, (Infrastructure Systems and Planning Manager) and Ms C Black (Council Secretary)

APOLOGIES

RESOLVED

THAT the apology of Cr C Daley, Cr J Thorp, and Cr D Smeaton be received and sustained.

C17/295

Tregidga/Swales

CARRIED

LATE ITEMS

There were no late items.

DECLARATIONS OF INTERESTS

There were no declarations.

CONFIRMATION OF COUNCIL MINUTES - 26 JULY 2017 (2241649)

The Mayor presented the minutes.

RESOLVED

THAT the minutes of the meeting of the Hauraki District Council held on Wednesday, 26 July 2017 are confirmed and are a true and correct record.

C17/296

Harris/Buckthought

CARRIED

LOCAL GOVERNMENT MEMBERS DETERMINATION 2017-18 AND NON-ELECTED MEMBERS REMUNERATION (2267262)

The Group Manager – Community Services and Development presented a report which summarised the key changes made by the Remuneration Authority following their review of elected member remuneration and rules regarding the recovery of expenses incurred whilst undertaking their roles as councillors.

RESOLVED

THAT the report be received.

C17/297

Adams/Leonard

CARRIED

Following this review, the Authority has now released their 2017 determination which has been considered by the Councillor Remuneration Working Party. The Working Party have proposed a number of recommendations in regard to the revised remuneration settings and rules for the recovery of expenses they believe are appropriate and are in line with the determination released.

The report also outlined the review undertaken by the Working Party in relation to the remuneration and allowances currently paid to non-elected member appointees of its committees.

RESOLVED

THAT Council pay \$35 per hour to the District Plan Committee Chair and \$30 per hour to other elected members of the District Plan Committee when participating in formal District Plan hearings, and

THAT the Mayor be eligible to claim the travel time allowance, and

THAT the following options be provided for the elected members communication allowance as follows:

1. Members be paid the communication allowance and use their personal communication equipment and services.
2. Members be provided with Council communication equipment and services and do not receive the communication allowance.
3. Members be provided with a hybrid option where some personal equipment is used and the respective communication allowance be paid and Council communication equipment and services supplied.

THAT the current honorarium and mileage allowance at the currently paid to members of the District Drainage Committees be discussed by those committees at their next meeting and that they provide feedback to Council on their current remuneration arrangement and/if any change be proposed, and

THAT the independent member of the Economic Development Subcommittee be paid an honorarium of \$5,000 per annum plus a mileage allowance at the IRD rate, and

THAT the independent Council appointee to the Tauwhare Koiora Reserve Co-Governance Committee be paid \$150 per meeting plus a mileage allowance at the IRD rate, and

THAT the independent Council appointee to Agewise be paid \$500 per annum plus a mileage allowance at the IRD rate, and

THAT the remuneration of all other non-elected members, as summarised in Table (2) of the report remain the same, and

THAT the Council approves and adopts the changes to the elected member remuneration settings and rules in relation to recovery of expenses and allowances, and

THAT the Elected Member Sensitive Expenditure Policy be updated to incorporate the approved changes, and

THAT the additional fees and allowances be paid from the existing Democracy budget.

C17/298

Harris/Spicer

CARRIED

DRAFT ALCOHOL CONTROL BYLAW (2266107)

The Policy Analyst Council presented a report which sought approval of the draft Alcohol Control Bylaw and adoption of the Statement of Proposal prior to public consultation.

RESOLVED

THAT the report be received.

C17/299

Swales/Spicer

CARRIED

RESOLVED

THAT in accordance with sections 147A and 155(1) of the Local Government Act 2002 the draft Alcohol Control Bylaw is appropriate and proportionate in light of the crime or disorder (being crime or disorder caused or made worse by alcohol consumption in the areas concerned) and the draft bylaw is the most appropriate way of addressing the perceived problems, and

THAT in accordance with sections 147A and 155(2) of the Local Government Act 2002 the draft Alcohol Control Bylaw is the most appropriate form of the bylaw and can be justified as a reasonable limitation on people's rights and freedoms and therefore does not give rise to any implications under the New Zealand Bill of Rights Act 1990, and

THAT in accordance with section 147 the Council approve the draft Alcohol Control Bylaw (as contained in the Statement of Proposal) for public consultation, and

THAT the special consultative procedure is used for community engagement on the draft Alcohol Control Bylaw and the related timeframes and approach are approved, and

THAT in accordance with sections 156(1)(a) and 86 of the Local Government Act 2002 the Council adopt the Draft Alcohol Control Bylaw Statement of Proposal.

C17/300

Leonard/McLean

CARRIED

AMENDED ANNUAL REPORT TO ALCOHOL REGULATORY LICENSING AUTHORITY (ARLA) 2016-2017 (2260566)

The Manager, Regulatory Services presented a report which outlined the requirement for the Hauraki District Councils District Licensing Committee (DLC) to submit its annual report to the Alcohol Regulatory and Licensing Authority (ARLA) in Wellington on liquor licence application matters.

RESOLVED

THAT the report be received.

C17/301

Spicer/McLean

CARRIED

RESOLVED

THAT the annual Hauraki District Licensing Committee report be submitted to the Alcohol Regulatory and Licensing Authority, Wellington.

C17/302

Tregidga/Adams

CARRIED

ADOPTION OF DRAFT GAMBLING POLICY 2017 (2266446)

The Policy Analyst presented a report which considered the social impacts of gambling in the Hauraki District.

RESOLVED

THAT the report be received.

C17/303

Tregidga/Spicer

CARRIED

It was requested that Council also review its policy approach and consider the effectiveness of the current policy. Recommendations were sought as to the appropriate policy approach for the future and that Council approve a draft policy and statement of proposal document for consultation with the public between 1 September and 2 October 2017.

RESOLVED

THAT the '2017 Social Impact Assessment: Considering the social costs and benefits of gambling within the Hauraki District' be received, and

THAT the Council has regard for the 2017 Social Impact Assessment in considering the adoption of the Draft Class 4 Gambling Venue and NZ Racing Board Venue Policy 2017, and

THAT the maximum venue and gaming machine restrictions of the Class 4 Gambling Venue and NZ Racing Board Venue Policy 2014, being 9 venues and 69 machines, are retained, and

THAT a discretionary relocation policy is adopted for inclusion in the Class 4 Gambling Venue and NZ Racing Board Venue Policy 2017, and

THAT the Draft Class 4 Gambling Venue and NZ Racing Board Venue Policy 2017 be adopted for public consultation in accordance with section 83 of the Local Government Act 2002, and

THAT the Draft Class 4 Gambling Venue and NZ Racing Board Venue Policy 2017 Statement of Proposal (SOP) document be adopted for public consultation in accordance with section 83 of the Local Government Act 2002.

C17/304

Spicer/Rattray

CARRIED

PRESENTATION: NZ POLICE EASTERN WAIKATO – UPDATE AND FEEDBACK ON POLICING MATTERS

On the invitation of the Mayor, Eastern Waikato Commander, John Kelly was in attendance to discuss with and update Council on key policing issues of concern affecting communities both nationally and within the Hauraki District. Mr Kelly outlined key initiatives and tools the NZ Police are currently using to combat serious crime throughout the country and ways in which to address traffic safety more effectively.

The meeting adjourned at 10.40am.

The meeting reconvened at 10.56am

NOISE CONTROL INFRINGEMENTS 2017 (2266342)

The Group Manager – Planning and Environmental Services presented a report which requested Council to consider authorising the issuing of infringement notices and fines for excessive or unreasonable noise breaches under the RMA (Resource Management Act) as outlined in the Resource Management (Infringement Offences) Regulations 1999 for repeat offenders.

RESOLVED

THAT the report be received.

C17/305

Leonard/Harris

CARRIED

RESOLVED

THAT Council approve implementing the use of infringement notices with fines for excessive or unreasonable noise breaches in accordance with the Resource Management (Infringement Offences) Regulations 1999.

C17/306

Milner/McLean

CARRIED

PUBLIC TRANSPORT PATRONAGE (2266904)

The Group Manager – Engineering Services presented a report which outlined the review of the performance of the Public Transport Bus service between Paeroa and Hamilton – Route 22 (via Te Aroha and Morrinsville). Also assessed were the Costs and Revenue of the Multi-Party Funding Agreement between NZ Transport Agency, Waikato RC, Matamata Piako DC and Hauraki DC and their apportionment determining the overall effectiveness of that service for the respective district community.

RESOLVED

THAT the report be received.

C17/307

Buckthought/Swales

CARRIED

RESOLVED

THAT Council support the Public Transport Route 22 for the 2017/18 financial year, and

THAT Council continue to provide current funding to Public Transport Route 22 at the 2016-17 rate and not increase it to the proposed rate of \$30,215.

C17/308

Milner/McLean

CARRIED

Noted: 3 abstentions – Cr Harris, Cr Adams and Cr Buckthought.

ROAD NAMING REPORT - THORN ROAD, WAIHI (2266927)

The Group Manager – Corporate Services presented a report which sought approval that the rural portion of Waitete Road (north of Rata Street), be renamed Thorn Road. This will reduce confusion and opens up more numbering options to futureproof current and further development.

RESOLVED

THAT the report be received.

C17/309

Ratray/Buckthought

CARRIED

RESOLVED

THAT the rural end of Waitete Road, from the intersection with Rata Street, to the end, be renamed as Thorn Road.

C17/310

McLean/Ratray

CARRIED

REQUEST FOR APPROVAL TO DEPART FROM COUNCILS PROCUREMENT POLICY REQUIREMENT TO APPOINT AN ALTERNATIVE DESIGN-BUILDING PROPOSAL – 2017 UNDER-SLIP REPAIR ON TOP ROAD, PATETONGA (2266979)

The Group Manager – Engineering Services presented a report from the Transport Manager to inform the Council of the proposals received and recommend the award of the contract, based on departure from the procurement policy in relation to remedial works to address a significant under-slip which occurred on Top Road, Patetonga during storm events in April and May of this year.

RESOLVED

THAT the report be received.

C17/311

Adams/Harris

CARRIED

Three quotations were invited from consulting engineering companies to investigate and design remedial measures for an under-slip which occurred at Top Road, Patetonga those being Pinnacles Civil Limited, Opus International Consultants Limited and AECOM.

Two proposals were received of which one was for engineering design as requested, whilst the second was an alternative design and build proposal. The third invited company did not submit a proposal.

The Opus proposal is for an alternative design/build solution offered significant time and cost savings to Council. The Opus partnership with a contractor has sufficient resources to complete the project successfully.

RESOLVED

THAT Council approve a departure from the Procurement Policy and appoint Opus to undertake the design and build for the under-slip repair on Top Road for a cost estimate of \$100,400 excluding GST.

C17/312

Harris/Swales

CARRIED

CEO REPORT FOR AUGUST 2017 (2266605)

The Chief Executive presented his monthly report for August 2017. The report covered information on recent staff changes within the organisation and provided an update on the discussion topics covered at the Mayoral Forum held on 17th July 2017.

RESOLVED

THAT the report be received.

C17/313

Leonard/Spicer

CARRIED

WAIHI GOLD DISCOVERY CENTRE AND I-SITE UPDATE (2266994)
Appendix A - Waihi I-Site - HDC August 2017

The General Manager of the Waihi Gold Discovery Centre and I-Site, Eddie Morrow and Director, Waihi Gold Discovery Centre Limited - Glen Grindlay were in attendance. The representatives provided an update on the operations and outcomes of the Waihi I-Site as per the requirements of the Service Level Agreement held with the Hauraki District Council.

The report they had submitted provided a summary of activities and services provided by the I-site through the first half of 2017 and included an end of year finance performance summary as at 31 March 2017.

RESOLVED

THAT the report be received.

C17/314

Tregidga/Adams

CARRIED

PLANNING AND ENVIRONMENTAL SERVICES REPORT FOR JULY 2017 (2266256)

The Group Manager – Planning and Environmental Services and the Strategic Planning Projects Manager presented the monthly planning and regulatory report for July 2017.

RESOLVED

THAT the report be received.

C17/315

Tregidga/Milner

CARRIED

EMERGING POLICY ISSUES FOR FRESHWATER (2266520) 2016-17 FOURTH QUARTER NFPT RESULTS COUNCIL REPORT (2266465)

The Policy Analyst, for the information of the members, presented a report which outlined the Governments consultation document on its 'clean water' package.

RESOLVED

THAT the report be received.

C17/316

Tregidga/Swales

CARRIED

It was explained that the 2014 National Policy Statement on Freshwater (Freshwater NPS) sets targets for freshwater, giving these targets legal status. Regional councils are required to develop targets to contribute to the national target and territorial authorities are required to comply with the rules/policies developed by the regional councils when seeking resource consents for water use and discharge into waterways.

The meeting adjourned for lunch at 12.30pm
Cr Adams and Cr Harris left the meeting at 12.30pm.

The meeting reconvened at 1.05pm and adjourned to receive the presentation by Mr Jim Graham from (Water NZ) on the delivery of safe water supplies.

Mr Graham provided a presentation which detailed background on the science of contaminants affecting water supplies and the importance of ensuring processes are in place for the protection of NZ's water sources and to maintain a level of protection to the public against water borne illnesses.

The meeting reconvened for the continuation of business at 2.50pm.

2016/17 FOURTH QUARTER NON-FINANCIAL PERFORMANCE RESULTS REPORT TO COUNCIL

The Strategic Planner presented a report which summarised the 2017-17 Fourth Quarter Non-Financial Performance Results.

RESOLVED

THAT the report be received.

C17/317

Tregidga/Leonard

CARRIED

Extension of Meeting Duration

RESOLVED

THAT pursuant to SO 4.2 the meeting continues beyond six hours' duration.

C17/318

Tregidga/Swales

CARRIED

TRANSPORT REPORT JULY 2017 (2266983)

The Group Manager – Engineering Services, in the absence of the Transport Manager, presented the monthly Transport report for July 2017.

RESOLVED

THAT the report be received.

C17/319

Milner/Ratray

CARRIED

WATER SERVICES REPORT TO COUNCIL - JULY 2017 (2266424)

The Group Manager – Engineering Services presented the monthly Water Services report for July 2017.

RESOLVED

THAT the report be received.

C17/320

Leonard/Spicer

CARRIED

SOLID WASTE REPORT TO COUNCIL - JULY 2017 (2266433)

The Group Manager – Engineering Services and Infrastructure Systems and Planning Manager presented the monthly Solid Waste report for July 2017.

RESOLVED

THAT the report be received.

C17/321

Ratray/Buckthought

CARRIED

DISTRICT DRAINAGE ACTIVITY REPORT TO 30 JUN 2017 (2266367)

The Group Manager – Engineering Services and Infrastructure Systems and Planning Manager presented the monthly Drainage activity report to 30 June 2017.

RESOLVED

THAT the report be received.

C17/322

Ratray/McLean

CARRIED

As there were no District Drainage Committee meetings held in July, there were no minutes to be received.

Matters to be taken with the Public Excluded

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	Potential Purchase of Waihi Property	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.
2	Rating Sales- August 2017	Section 7(2)(a) – 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.

C17/323

Milner/McLean

CARRIED

RESOLVED

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

C17/328

Milner/McLean

CARRIED

The meeting closed at 3.17pm.

CONFIRMED

J P Tregidga
Mayor

27 September 2017