

Minutes of a meeting of the Waikato District Council held in the Council Chambers, District Office, 15 Galileo Street, Ngaruawahia on **MONDAY 9 DECEMBER 2019** commencing at **9:30am**.

Present:

His Worship the Mayor, Mr AM Sanson (Chairperson)
Cr AD Bech [*from 9:59am*]
Cr JA Church
Cr CA Eyre
Cr JM Gibb
Cr SL Henderson
Cr SD Lynch [*from 9:35am*]
Cr RC McGuire
Cr FM McInally
Cr EM Patterson
Cr JD Sedgwick
Cr NMD Smith
Cr LR Thomson
Cr CT Woolerton

Attending:

Mr GJ Ion (Chief Executive)
Mr TG Whittaker (Chief Operating Officer)
Mr R MacCulloch (Acting General Manager Service Delivery)
Mr C Morgan (General Manager Community Growth)
Mrs S O’Gorman (General Manager Customer Support)
Mr J Quinn (Communications, Engagement and Marketing Manager)
Ms L Shirley (Zero Harm Manager)
Mr K Abbot (Projects and Innovation Manager)
Ms A Diaz (Finance Manager)
Mr B Stringer (Democracy Manager)

Ms E O’Dwyer (Waikato Times Reporter)

APOLOGIES AND LEAVE OF ABSENCE

Resolved: (Crs Patterson/McInally)

THAT an apology for lateness be received from Crs Bech and Lynch.

CARRIED

WDC1912/01

CONFIRMATION OF STATUS OF AGENDA ITEMS

Resolved: (Crs Church/Thomson)

THAT the agenda for a meeting of the Waikato District Council held on Monday 9 December 2019 be confirmed and all items therein be considered in open meeting with the exception of those items detailed at agenda item 7 which shall be considered with the public excluded.

CARRIED

WDC1912/02

DISCLOSURES OF INTEREST

There were no disclosures of interest.

CONFIRMATION OF MINUTES

Resolved: (Crs Smith/Gibb)

THAT the minutes of the Inaugural meeting of Waikato District Council held on Tuesday, 12 November 2019 be confirmed as a true and correct record of that meeting.

CARRIED

WDC1912/03

REPORTS

Agenda Item 6.1 was considered prior to Agenda Item 5.

Zero Harm

Agenda Item 6.1

The Zero Harm Manager took the report as read and highlighted and answered questions on the following points:

- KPMG audit report received – staff were working on responses to, and prioritisation of, the report's findings.

ACTION: The Zero Harm Manager to circulate a copy of the KPMG audit report to all elected members.

- Contractor managements – intensive conversations underway with Council's contractors to document which party 'owns' an identified health and safety risk and how the risk would be managed.

- Lone workers
 - Exploring technical equipment to enable tracking and alerting, which would be more advanced than the GPS tracking devices used for the Council's vehicle fleet. Staff were expecting devices and training to be available by 16 December 2019.
 - Animal control officers have stab-resistance vests and body cameras; work was being undertaken to assess how best to manage risks to other lone workers based in the community.

Resolved: (Crs Sedgwick/Patterson)

THAT the report from the Chief Executive be received.

CARRIED

WDC1912/04

Cr Lynch joined the meeting at 9:35am during discussion on the above item.

COMMITTEE REPORTS

Audit & Risk Committee

Committee recommendation to Council – 2 December 2019 (A&R1912/04)
Agenda Item 5.1

Final Management Report for the Year Ended 30 June 2019

Resolved: (Crs Gibb/Sedgwick)

THAT Council approves a contribution of \$10,000 towards additional audit costs for 2018/19, noting that such additional costs will be absorbed via expenditure savings in the finance cost centre.

CARRIED

WDC1912/05

Members' Code of Conduct
Agenda Item 6.2

The Democracy Manager introduced the report.

The following amendment was recommended to the proposed Code:

- Appendix A (Social Media Guidelines), paragraph 3 – the final line to read “...encouraged to share them with the Council's Communications Team.”

Resolved: (Crs Smith/Sedgwick)

THAT the report from the Chief Executive be received;

AND THAT the Council adopt the attached Code of Conduct (Attachment I to the staff report) ('the Code'), subject to the noted amendment, in accordance with clause 15(6), Schedule 7, Local Government Act 2002;

AND FURTHER THAT the Council appoints the following Councillors to the Ethics Committee (as referred to in the Code):

**Cr Eugene Patterson;
Cr Janet Gibb;
Cr Noel Smith (as alternate),**

noting that the Ethics Committee will be chaired by His Worship the Mayor Allan Sanson (or the deputy mayor, Councillor Bech, as the Mayor's alternate);

AND FURTHER THAT the Council notes the newly adopted Code will replace the current Code of Conduct for the Council with immediate effect.

CARRIED

WDC1912/06

Maangai Maaori Remuneration Model
Agenda Item 6.3

The Communications, Engagement and Marketing Manager summarised the report. In response to questions, he confirmed that the advertisement for the roles would be advertised in January 2020.

Resolved: (Crs Sedgwick/Gibb)

THAT the report from the Communications, Engagement & Marketing Manager be received;

AND THAT the Council approves a fixed annual contractual payment to each Maangai Maaori of \$12,500 per committee (based on a different Maangai Maaori being appointed to each of the three Council committees), to be paid on a quarterly basis (Option I in the staff report);

AND FURTHER THAT the Council notes the annual amount:

- a. be capped at \$25,000, if one individual is appointed to all three committees; and**
- b. covers all services provided, including attendance at workshops, briefings or any other informal meetings and Council duties (where required);**

AND FURTHER THAT Maangai Maaori be entitled to claim reimbursement of mileage for travel on Council business at the rate, and on the conditions, payable to Councillors;

AND FURTHER THAT the Council approves Maangai Maaori being provided with appropriate IT equipment to enable them to have better access to Council agendas and workshop pre-reading.

CARRIED

WDC1912/07

Port Waikato Adaptive Management Planning
Agenda Item 6.4

The report was taken as read. In response to questions the Chief Operating Officer and Project & Innovation Manager noted the following points:

- There was not a detailed breakdown of the requested \$50,000. This was to provide flexibility for ongoing discussions with the community on possible options.
- The project involved both immediate components and long-term options. The various scenarios and actions required was contemplated within the planning process framework.
- The project's objectives were different from the purpose of the blueprints.
- There would be regular reporting to Council on this matter.

Resolved: (Crs Smith/Eyre)

THAT the report from the General Manager Community Growth be received;

AND THAT \$50,000 be approved from the Disaster Recovery Fund for independent facilitation and technical advice for an adaptive management planning process with the Port Waikato community, local iwi, other agencies and stakeholders in order to build resilience to natural hazards, noting that additional funding is likely to be required in future years and will also be sought from external sources.

CARRIED

WDC1912/08

Cr Bech joined the meeting at 9:59am during discussion on the above item

EXCLUSION OF THE PUBLIC

Agenda Item 7

Resolved: (Crs Patterson/Thomson)

THAT the report of the Chief Executive be received;

AND THAT the public be excluded from the meeting to enable Council to deliberate and make decisions on the following items of business:

Confirmation of Minutes dated Monday, 12 November 2019;

Recommendations to Council – Infrastructure Committee 5 December 2019

REPORTS

a. Sale of Land – Huntly

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

Reason for passing this resolution to 48(1) for the withhold exists under:

Section 7(2)(i)

Ground(s) under section passing of this resolution is:

Section 48(1)(a)

b. Chief Executive's Issues

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

Reason for passing this resolution to 48(1) for the withhold exists under:

Section 7(2)(g),(h),(i),(j)

Ground(s) under section passing of this resolution is:

Section 48(1)(a)

c. Mayoral Issues

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

Reason for passing this resolution to 48(1) for the withhold exists under:

Section 7(2)(g),(h),(i),(j)

Ground(s) under section passing of this resolution is:

Section 48(1)(a)

CARRIED

WDC1912/09

Resolutions WDC1912/10 – WDC1912/13 are contained in the public excluded section of these minutes.

Having concluded the public excluded meeting the following items were released into open meeting:

REPORTS (continued)

Sale of Land - Huntly

Public Excluded Agenda Item 3.1

It was resolved [*Resolution No. WDC1912/12*] during the public excluded section of the meeting that the following resolution be released into open meeting but the report remain confidential and unavailable to the public:

'Resolved: (Crs Smith/Lynch)

THAT the report from the Acting General Manager Service Delivery be received;

AND THAT the land described in the Schedule is declared surplus and is sold to the Builtsmart Property Partnership subject to:

- a. A price to be established by agreement and in accordance with Council policy;*
- b. Completion of satisfactory due diligence in respect of all aspects of the transaction;*

AND FURTHER THAT the Chief Operating Officer be delegated authority to:

- a. Approve the price and due diligence conditions precedent;*
- b. Sign all relevant documents required to give effect to this resolution, and;*
- c. Report back to the Council for further direction if the conditions precedent are not achieved;*

AND FURTHER THAT the net proceeds of sale are credited to the Property Proceeds Reserve;

AND FURTHER THAT the resolution be released into open meeting but the report remain confidential and unavailable to the public.

SCHEDULE

An estate in fee simple comprising all that land contained in Record of Title SA40B/884 South Auckland Land Registry legally described as Section 1 Survey Office Plan 53946 comprising 7,583 square metres more or less and physically located at 2B Jackson Street, Huntly (Attachment 2 of the staff report).

CARRIED'

There being no further business the meeting was declared closed at 11:38am.

Minutes approved and confirmed this day February 2020.

AM Sanson
CHAIRPERSON