

MINUTES of a meeting of the Waikato District Council held in the Council Chambers, District Office, 15 Galileo Street, Ngaruawahia on **MONDAY 12 SEPTEMBER 2016** commencing at **1.15pm.**

Present:

His Worship the Mayor Mr AM Sanson
Cr JC Baddeley [until 3.20pm]
Cr J Church [until 3.21pm]
Cr R Costar
Cr J Gibb
Cr WD Hayes
Cr SD Lynch
Cr L Petersen
Cr J Sedgwick
Cr NMD Smith [until 3.27pm]
Cr MR Solomon
Cr CS Tait

Attending:

Mr GJ Ion (Chief Executive)
Ms S Duignan (General Manager Customer Support)
Mr T Harty (General Manager Service Delivery)
Mr TG Whittaker (General Manager Strategy & Support)
Mrs R Gray (Council Support Manager)
Mr K Lockley (Zero Harm Manager)
Mr A Corkill (Parks & Facilities Manager)
Mr G Bailey (Open Spaces Operations Team Leader)
Ms M Russo (Corporate Planner)
2 members of staff
1 member of the public

APOLOGIES AND LEAVE OF ABSENCE

Resolved: (Crs Church/Sedgwick)

THAT an apology be received from and leave of absence granted to Cr Fulton, and Cr McGuire who was representing Council at the Hauraki Gulf Forum.

CARRIED on the voices

WDC1609/01

CONFIRMATION OF STATUS OF AGENDA ITEMS

Resolved: (Crs Baddeley/Lynch)

THAT the agenda for the meeting of the **Waikato District Council** held on **Monday 12 September 2016** be confirmed and all items therein be considered in open meeting with the exception of those items detailed at agenda item 9 which shall be considered with the public excluded;

AND THAT in accordance with Standing Order 3.7.2 the order of business be changed with agenda item 9 Exclusion of the public [*3.1 Receipt of Chief Executive's Performance Review Subcommittee Minutes*] being considered following Matters Arising.

CARRIED on the voices

WDC1609/02

DISCLOSURES OF INTEREST

Cr Smith advised members of the Board that he would declare a conflict of interest in item 6.16 [*Impact of the Local Body Elections on Behalf of Council under Delegated Authority*]

CONFIRMATION OF MINUTES

Resolved: (Crs Baddeley/Solomon)

THAT the minutes of a meeting of the **Waikato District Council** held on **Monday 8 August 2016** be confirmed as a true and correct record of that meeting.

CARRIED on the voices

WDC1609/03/1

Resolved: (Crs Tait/Sedgwick)

THAT the minutes of an extraordinary meeting of the **Waikato District Council** held on **Tuesday 23 August 2016** be confirmed as a true and correct record of that meeting.

CARRIED on the voices

WDC1609/03/2

MATTERS ARISING FROM THE MINUTES

There were no matters arising from the minutes.

EXCLUSION OF THE PUBLIC

Agenda Item 9

Resolved: (Crs Baddeley/Church)

THAT the report of the Chief Executive be received;

AND THAT the HR Consultant, Mr G Tims remain in the meeting after the public has been excluded to facilitate discussion on agenda item 3.1 [Receipt of Minutes of the Chief Executive's Performance Review Subcommittee].

- a) **Confirmation of Chief Executive's Performance Review Subcommittee Minutes dated 5 September 2016**

CARRIED on the voices

WDC1609/04

Resolution nos WDC1609/05 to WDC1609/06 are contained in the public excluded section of these minutes.

Having resumed open meeting the following reports were considered.

COMMITTEE AND DEPARTMENTAL REPORTS

Receipt of Policy & Regulatory Committee Minutes held on Tuesday 16 August 2016
Agenda Item 6.1.1

Resolved: (Crs Smith/Petersen)

THAT the minutes of a meeting of the Policy & Regulatory Committee held on Tuesday 16 August 2016 be received.

CARRIED on the voices

WDC1609/07/1/1

Draft Plaques, Memorials and Monuments Policy - P&R1608/04/1

Resolved: (Crs Smith/Sedgwick)

THAT the Committee approves the Plaques, Memorials and Monuments Policy for adoption at the next Council Meeting on 12 September 2016.

CARRIED on the voices

WDC1609/07/1/2

Feedback and Recommendations Based on Early Engagement on the Waikato Regional Transport Committee's Speed Management Project - P&R1608/04/4

Resolved: (Crs Smith/Petersen)

THAT the feedback received from this trial be incorporated into the district wide review of the Speed Limits Bylaw 2011 in early 2017.

CARRIED on the voices

WDC1609/07/1/3

Amendments to Delegations Register - P&R1608/04/5

Resolved: (Crs Smith/Sedgwick)

THAT Council approves the amendment to the Delegations Register to allow the General Manager Service Delivery and the Roading Manager to act in respect of all matters under the Land Transport Rule: Traffic Control Device 2004.

CARRIED on the voices

WDC1609/07/1/4

Amendment to Chief Executive's Delegation - P&R1608/04/6

Resolved: (Crs Smith/Petersen)

THAT the Policy & Regulatory Committee recommends to Council that it delegates to the Chief Executive the approval of delegations (including financial) for all positions;

AND THAT any such delegations are a subset of the delegations available to the Chief Executive and that financial delegations are at levels lower than those available to the Chief Executive.

CARRIED on the voices

WDC1609/07/1/5

Review of Water Supply Policies - P&R1608/04/7

Resolved: (Crs Smith/Gibb)

THAT the revised water supply policy is referred to Council for approval and the existing water supply policies WDC 04/53/3/2, WDC1008/05/1/2, WDC05/33/1/3 and WDC04/53/3/2 are rescinded.

CARRIED on the voices

WDC1609/07/1/6

Designation of Parks for Electric Charging Station - P&R1608/04/10

Resolved: (Crs Smith/Baddeley)

THAT Council supports the establishment of electric charging stations in Raglan and elsewhere in the District;

AND THAT staff discuss the detail with WEL noting preferred Attachment 2 in the agenda report but not excluding other options.

CARRIED on the voices

WDC1609/07/1/7

Local Government New Zealand Conference 2016 - P&R1608/04/12

Resolved: (Crs Smith/Lynch)

THAT Council write to LGNZ expressing an expectation that remits are presented early enough to Councils with at least 14 days' notice to enable Councils to consider the matters prior to the meeting.

CARRIED on the voices

WDC1609/07/1/8

Hauraki Gulf Forum Governance Review Update - P&R1608/04/13

Resolved: (Crs Smith/Sedgwick)

THAT our representative is authorised to present the views of this Council at the Forum Review:

- **Representation of the Forum (balance of Mana Whenua and elected representatives)**
- **Minister of Conservation appointments and NGO's to be advisers and not members of this Forum.**

CARRIED on the voices

WDC1609/07/1/9

Resolved: (Crs Smith/Gibb)

THAT the Staff Remuneration and Employment Policy, and Chief Executive Remuneration and Employment Policy be approved, and the existing Staff Remuneration and Employment Policy, Chief Executive Remuneration and Employment Policy, and Management Consultant Policy be rescinded.

CARRIED on the voices

WDC1609/07/1/10

Receipt of Hearing Minutes

P&R Freedom Camping

Agenda Item 6.1.2

Resolved: (Crs Smith/Gibb)

THAT the minutes of a Hearing by the Policy & Regulatory Committee – Proposed Waikato District Council Freedom Camping Bylaw 2016 - held on Wednesday 6 July 2016 be received;

AND THAT the Waikato District Council Freedom Camping Bylaw 2016 as amended be adopted by Council on 12 September 2016.

CARRIED

WDC1609/07/1/11

Zero Harm

Agenda Item 6.1.3

The report was taken as read and the Zero Harm Manager explained that statistics for near misses remain low, and driver training for staff is being undertaken where there is an identified need. Staff were asked to submit recommendations following the lockdown on 12 August 2016 and 12 recommendations were received which have been worked through. Lack of communication was the common theme.

Resolved: (Crs Sedgwick/Church)

THAT the report from the Chief Executive be received.

CARRIED on the voices

WDC1609/07/1/12

Documents signed on behalf of the Council under Delegated Authority
Agenda Item 6.1.4

Resolved: (Crs Petersen/Smith)

THAT the report from the General Manager Service Delivery be received.

CARRIED on the voices

WDC1609/07/1/13

Draft Grass Verge Policy 2016
Agenda Item 6.1.5

The report was taken as read and the General Manager Service Delivery provided a brief overview of the key issues identified in the report.

Resolved: (Crs Hayes/Costar)

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

AND THAT the Grass Verge Policy be adopted;

AND FURTHER THAT Council communicate the outcomes of the Waikato District Council Grass Verge Policy to the community.

AND FURTHER THAT progress on reducing the mowing of grass verges will be referred to the Infrastructure Committee on a quarterly basis.

CARRIED on the voices

WDC1609/07/1/14

Impact of the Local Body Elections on the DLC
Agenda Item 6.1.6

Cr Smith declared a conflict of interest and withdrew to the gallery. He took no part in discussion or voting on this item.

Resolved: (Crs Petersen/Baddeley)

THAT the report of the General Manager Customer Support – Impact of the Local Body Elections on the DLC be received;

AND THAT Council resolves, pursuant to Schedule 7, Clause 30(7) of the Local Government Act 2002, to retain the current Chair of the District Licencing Committee, Cr Smith until the new Council has confirmed the various committee chairs for the next term.

CARRIED on the voices

WDC1609/07/1/15

Annual Report of District Licensing Committee
Agenda Item 6.1.7

Resolved: (Crs Smith/Lynch)

THAT the report of the General Manager Customer Support – Annual report of District Licensing Committee be received;

AND THAT Council adopts the report attached as its 2016 annual report to the Alcohol Regulatory and Licensing Authority.

CARRIED on the voices

WDC1609/07/1/16

Strada Corporation Limited – Constitution
Agenda Item 6.1.8

Resolved: (Crs Gibb/Smith)

THAT the report from the General Manager Strategy & Support be received;

AND THAT Council as sole shareholder in Strada Corporation Limited resolve as a special resolution that:

- 1. The existing constitution of the Company be revoked; and**
- 2. The new constitution (in the form attached to the agenda report) be approved and adopted as the constitution of the Company; and**
- 3. The Chief Executive be authorised and directed to:**
 - a. certify the new constitution of the Company; and**
 - b. sign all documents and do all things necessary to revoke the existing constitution and adopt the new constitution including updating of the Companies Office records, for and on behalf of the Company.**

CARRIED on the voices

WDC1609/07/1/18

Receipt of Strategy & Finance Committee Minutes held on Tuesday 23 August 2016
Agenda Item 6.2.1

Resolved: (Crs Baddeley/Gibb)

THAT the minutes of a meeting of the Strategy & Finance Committee held on Tuesday 23 August 2016 be received.

CARRIED on the voices

WDC1609/07/2/1

Plan Change 8 Technical Amendments Operative Date - S&F1608/04/8

Resolved: (Crs Baddeley/Tait)

THAT pursuant to clause 20 in Schedule I of the Resource Management Act 1991, staff arrange a public notice that declares operative the provisions in Plan Change 8 Technical Amendments Operative Date.

CARRIED on the voices

WDC1609/07/2/2

General Rate Position for the Year Ended 30 June 2016 - S&F1608/04/12

Resolved: (Crs Baddeley/Gibb)

THAT Council fund four new budget items (totalling \$1,139,500) in 2016/17, \$839,500 from the 2015/16 general rate surplus and \$300,000 from the General Accounting Reserve Fund

AND THAT \$300,000 be repaid to the General Accounting Reserve Fund on receipt of the Strada dividend in 2016/17

AND THAT Council transfers the remaining \$6,809 to the General Accounting Reserve Fund.

CARRIED on the voices

WDC1609/07/2/3

Development Contributions Agreement NZ Drinks Limited Wastewater - S&F1608/13

Resolved: (Crs Baddeley/Sedgwick)

THAT the draft Development Contributions Agreement NZ Drinks Limited Wastewater agreement be approved.

CARRIED on the voices

WDC1609/07/2/4

Receipt of Infrastructure Committee Minutes held on Tuesday 9 August 2016
Agenda Item 6.3.1

Resolved: (Crs Baddeley/Tait)

THAT the minutes of a meeting of the Infrastructure Committee held on Tuesday 9 August 2016 be received.

CARRIED on the voices

WDC1609/07/3/1

Huntly Memorial Hall – Community Working Group – INFI 608/06/2

Resolved: (Crs Hayes/Costar)

THAT the process and timeframes for forming a community working group to explore the facility needs of the Huntly Community are approved;

AND THAT the Group report back to Council in time for outcomes of any study to be considered as part of the 2018-2028 Long Term Plan;

AND FURTHER THAT staff undertake sufficient works to ensure the deterioration of the Hall is minimised whilst the study is undertaken utilising existing budgets;

AND FURTHER THAT the budgets available in the 2016/17 year (funded via the Huntly Halls Targeted Rate Reserve (8290)) be repurposed to cover these interim maintenance costs and to support the formation of a working group.

CARRIED on the voices

WDC I 609/07/3/2

Wastewater Overflow Update Report – INFI 608/06/3, INFI 608/06/4 and INFI 608/06/5

Resolved: (Crs Hayes/Baddeley)

THAT Council approve \$295,000 to undertake additional works as noted in item 6.3 of the Infrastructure Committee agenda;

AND THAT it is noted that Council has already committed funding of \$189,000 this financial year for the investigation of stormwater infiltration into the Raglan wastewater system;

AND FURTHER THAT the works of \$295,000 be funded as follows:

- the capital works of \$180,000 be funded by loan with the principal repaid through replacement fund and the interest on the loan be repaid through the District Wide Wastewater Targeted rate account,
- the operational component \$50,000 be funded out of existing budgets;

AND FURTHER THAT the balance of \$65,000 for the independent report and the public education programme be funded equally from the general rate (\$32,500) and the District Wide Wastewater Targeted rate account (\$32,500).

CARRIED on the voices

WDC I 609/07/3/3

Walking, Cycling and Bridle Trails Strategy - INF1608/11/2

Resolved: (Crs Hayes/Petersen)

THAT the Walking, Cycling and Bridle Trails Strategy be adopted;

AND THAT priority projects within the Strategy are put forward for consideration in the 2018-28 Long Term Plan process.

CARRIED on the voices

WDC1609/07/3/4

Tamahere Reserve Classification - INF1608/11/4

Resolved: (Crs Hayes/Solomon)

THAT pursuant to s16(2A) Reserves Act 1977 that Lot 1 DP 493406 comprising 3241 square metres comprised in CT 719557 be classified as Local Purpose (sewerage treatment) Reserve;

AND THAT pursuant to s14 Reserves Act 1977 that Section 3 SO 496298 comprising 1477 square metres be declared to be Local Purpose (sewerage treatment) Reserve;

AND FURTHER THAT pursuant to s14 Reserves Act 1977 that Lot 2 DP 493406 comprising 2.9076 hectares comprised in CT 719558 and Section 4 SO 496298 comprising 937 square metres be declared to be Recreation Reserve.

CARRIED on the voices

WDC1609/07/3/5

2016/17 District Wide Minor Improvement Programme - INF1608/11/5

Resolved: (Crs Hayes/Baddeley)

THAT the 2016/17 works programme be approved.

CARRIED on the voices

WDC1609/07/3/6

Approval of Proposed Te Kauwhata Community Committee Road Name List - INF1608/11/6

Resolved: (Crs Hayes/Sedgwick)

THAT Council resolves that the June 2016 “Approved Road Name List” for Te Kauwhata is restricted to the following thirty-one names:

Albur, Ballantyne, Bonnie Brae, Cabernet, Chardonnay, Chasseur, Clinton, Harvest, Labrusca, Noverma, Penona, Pinotage, Romeo, Rylstone, Syrah, Vinifera, Vivant, Korari, Ngaro, Roseway, Bittern, Crake, Fernbird, Carley, Cecil George, Gilbert Powley, H. Masson, Ken Nobbs, Reginald Hartland, Maggie and Raranga.

CARRIED on the voices

WDC1609/07/3/7

New Road Name Proposal at Henry Road, Hukanui - INF1608/11/7

Resolved: (Crs Hayes/Gibb)

THAT Council approves naming the new road located within the Future Developments Ltd subdivision Komak Road.

CARRIED on the voices

WDC1609/07/3/8

New Road Name Proposal at 2281 River Road, Horotiu - INF1608/11/8

Resolved: (Crs Hayes/Gibb)

THAT Council support the Ngaruawahia Community Board recommendation (NCB1606/06/5) to adopt the name Piriti Lane for new roading at 2281 River Road, Horotiu.

CARRIED on the voices

WDC1609/07/3/9

Approval of Proposed Pokeno Community Committee Road Name List - INF1608/11/9

Resolved: (Crs Hayes/Petersen)

THAT Council resolves that the July 2016 “Approved Pokeno Road Names” includes the following seventeen names:

Coptic, Crickett, Edward Pope, Gadd, Harry Richards, Herbert Oldham, James Elliot, Lorrie, McLachlan, Moyle, Old Lexie, Peter Bourne, Skiffington, Thomason, Tokomauri, Walter Rogers and William McRobbie.

CARRIED on the voices

WDC1609/07/3/10

Ngaruawahia Landfill - INF1608/11/1

Resolved: (Crs Hayes/Smith)

THAT Council support the preferred option as outlined within the report attached to the Infrastructure agenda;

AND THAT staff report back to Council on the outcome discussions with affected parties as soon as practicable.

CARRIED on the voices

WDC1609/07/3/11

Receipt of Discretionary & Funding Committee Minutes held on Monday 8 August 2016
Agenda Item 6.4.1

Resolved: (Crs Lynch/Costar)

THAT the minutes of a meeting of the Discretionary & Funding Committee held on Monday 8 August 2016 be received.

CARRIED on the voices

WDC1609/07/4/1

Receipt of Creative Community Scheme Assessment Committee Minutes held on Friday 26 August 2016
Agenda Item 6.5.1

Resolved: (Crs Lynch/Baddeley)

THAT the minutes of a meeting of the Creative Communities Scheme Assessment Committee held on Friday 26 August 2016 be received.

CARRIED on the voices

WDC1609/07/5/1

Receipt of Chief Executive's Performance Review Subcommittee Minutes
Agenda Item 6.5.2

Resolved: (His Worship the Mayor/Cr Costar)

THAT the minutes of a meeting of the Chief Executive's Performance Review Subcommittee held on Monday 5 September 2016 be received.

CARRIED on the voices

WDC1609/07/6/1

COMMUNITY BOARD MINUTES

Receipt of Onewhero-Tuakau Community Board Minutes held on Monday 1 August 2016
Agenda Item 7.1

Resolved: (Crs Petersen/Costar)

THAT the minutes of a meeting of the Onewhero-Tuakau Community Board held on Monday 1 August 2016 be received.

CARRIED on the voices

WDC1609/07/1

Receipt of Taupiri Community Board Minutes held on Monday 8 August 2016
Agenda Item 7.2

Resolved: (Crs Gibb/Solomon)

THAT the minutes of a meeting of the Taupiri Community Board held on Monday 8 August 2016 be received.

CARRIED on the voices

WDC1609/07/2

Receipt of Raglan Community Board Minutes held on Tuesday 9 August 2016
Agenda Item 7.3

Resolved: (Cr Baddeley/His Worship the Mayor)

THAT the minutes of a meeting of the Raglan Community Board held on Tuesday 9 August 2016 be received.

CARRIED on the voices

WDC1609/07/3

Receipt of Ngaruawahia Community Board Minutes held on Tuesday 9 August 2016
Agenda Item 7.4

Resolved: (Crs Solomon/Gibb)

THAT the minutes of a meeting of the Ngaruawahia Community Board held on Tuesday 9 August 2016 be received.

CARRIED on the voices

WDC1609/07/4

Receipt of Huntly Community Board Minutes held on Tuesday 16 August 2016
Agenda Item 7.5

Resolved: (Crs Tait/Lynch)

THAT the minutes of a meeting of the Huntly Community Board held on Tuesday 16 August 2016 be received.

CARRIED on the voices

WDC1609/07/5

COMMUNITY COMMITTEE MINUTES

Receipt of Te Kauwhata Community Committee Minutes held on Wednesday 3 August 2016

Agenda Item 8.1

Resolved: (Crs Sedgwick/Church)

THAT the minutes of a meeting of the Te Kauwhata Community Committee held on Wednesday 3 August 2016 be received.

CARRIED on the voices

WDC1609/08/1

Receipt of Meremere Community Committee Minutes held on Thursday 11 August 2016

Agenda Item 8.2

Resolved: (Crs Sedgwick/Petersen)

THAT the minutes of a meeting of the Meremere Community Committee held on Thursday 11 August 2016 be received.

CARRIED on the voices

WDC1609/08/2

Receipt of Tamahere Community Committee Minutes held on Monday 1 August 2016

Agenda Item 8.3

Resolved: (Cr Hayes/His Worship the Mayor)

THAT the minutes of a meeting of the Tamahere Community Committee held on Monday 1 August 2016 be received.

CARRIED on the voices

WDC1609/08/3

EXCLUSION OF THE PUBLIC

Agenda Item 9

Resolved: (Crs Baddeley/Church)

THAT the public be excluded from the meeting during discussion on the following items of business:

Confirmation of Minutes dated 8 August 2016

Receipt of Minutes:

Policy & Regulatory Committee dated 16 August 2016

Strategy & Finance Committee dated 23 August 2016

Infrastructure Committee dated 9 August 2016

REPORTS

a. Waingaro Hot Springs Sub-Lease

This resolution is made in reliance on section 48(1)(a) and 48(2)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by sections 6 or 7 of that Act which would be prejudiced by the holding of the whole or the relevant part(s) of the proceedings of the meeting in public are as follows:

Reason for passing this resolution to withhold exists under: **Ground(s) under section 48(1) for the passing of this resolution is:**

Section 7(2)(b)(i)(ii)

Section 48(3)(d)

b. Solid Energy

This resolution is made in reliance on section 48(1)(a) and 48(2)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by sections 6 or 7 of that Act which would be prejudiced by the holding of the whole or the relevant part(s) of the proceedings of the meeting in public are as follows:

Reason for passing this resolution to withhold exists under: **Ground(s) under section 48(1) for the passing of this resolution is:**

Section 7(2)(i)

Section 48(3)(d)

c. Hopuhopu to Huntly Water Main

This resolution is made in reliance on section 48(1)(a) and 48(2)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by sections 6 or 7 of that Act which would be prejudiced by the holding of the whole or the relevant part(s) of the proceedings of the meeting in public are as follows:

Reason for passing this resolution to withhold exists under: **Ground(s) under section 48(1) for the passing of this resolution is:**

Section 7(2)(a)(b)(ii)

Section 48(3)(d)

CARRIED on the voices

WDC1609/09

Resolution nos WDC1609/10 to WDC1609/13 are contained in the public excluded section of these minutes.

Having resumed open meeting and there being no further business the meeting was declared closed at 3.32pm.

Minutes approved and confirmed this

day of

2016.

AM Sanson

CHAIRPERSON

Minutes2016/CCL/160912 CCL Minutes