

Minutes of a meeting of the Waikato District Council held in the Council Chambers, District Office, 15 Galileo Street, Ngaruawahia on **MONDAY 10 JULY 2017** commencing at **1.15pm.**

**Present:**

Cr DW Fulton (Chairperson)  
Cr AD Bech  
Cr JA Church  
Cr JM Gibb  
Cr SL Henderson  
Cr SD Lynch [from 1.24pm]  
Cr RC McGuire  
Cr FM McNally  
Cr BL Main  
Cr EM Patterson  
Cr JD Sedgwick  
Cr NMD Smith  
Cr LR Thomson

**Attending:**

Mr GJ Ion (Chief Executive)  
Mr T Harty (General Manager Service Delivery)  
Mr T Whittaker (General Manager Strategy & Support)  
Ms A Parquist (Acting General Manager Customer Support)  
Mrs W Wright (Committee Secretary) [until 3.11pm]  
Mr K Lockley (Zero Harm Manager)  
Ms A Hampton (Parks & Facilities Manager)  
Ms J Remihana (Programme Delivery Manager)  
Ms M Tukere (Puhono Iwi ki te Haapori)  
Ms B Parham (Tomkins Wake)  
Ms C Srimgeour (Consultant)  
Ms M McIntyre (Operations Team Leader, Waters)  
1 Member of the Public

**APOLOGIES AND LEAVE OF ABSENCE**

**Resolved: (Crs Fulton/Sedgwick)**

**THAT an apology be received from His Worship the Mayor, Mr AM Sanson.**

**CARRIED on the voices**

**WDC1707/01**

## **CONFIRMATION OF STATUS OF AGENDA ITEMS**

**Resolved: (Crs Fulton/Thomson)**

**THAT** the agenda for a meeting of Council held on Monday 10 July 2017 be confirmed and all items therein be considered in open meeting with the exception of those items detailed at agenda item 8 which shall be considered with the public excluded;

**AND THAT** all reports be received;

**AND FURTHER THAT** the following item be discussed at an appropriate time during the course of the meeting:

- **Agenda Item PEX 3.2 [Ngaruawahia ex-Landfill]**

**CARRIED on the voices**

**WDC1707/02**

## **DISCLOSURES OF INTEREST**

There were no disclosures of interest.

## **CONFIRMATION OF MINUTES**

**Resolved: (Crs McInally/Sedgwick)**

**THAT** the minutes of a meeting of Council held on Monday 12 June 2017 be confirmed as a true and correct record of that meeting.

**CARRIED on the voices**

**WDC1707/03**

## **CONFIRMATION OF EXTRAORDINARY MINUTES**

**Resolved: (Crs Gibb/Main)**

**THAT** the minutes of an extraordinary meeting of Waikato District Council held on Wednesday 28 June 2017 be confirmed as a true and correct record of that meeting.

**CARRIED on the voices**

**WDC1707/04**

## **COMMITTEE AND DEPARTMENTAL REPORTS**

### **Policy & Regulatory Committee**

Receipt of Policy & Regulatory Committee Minutes held on Tuesday 20 June 2017

Agenda Item 5.1.1

**Resolved: (Crs Sedgwick/Main)**

**THAT the minutes of the meeting of the Policy & Regulatory Committee held on Tuesday 20 June 2017 be received.**

**CARRIED on the voices**

**WDC1707/05**

Activity Management Policy 2017 - P&R1706/07

**Resolved: (Crs Sedgwick/Main)**

**THAT the updated Activity Management Policy 2017 be adopted.**

**CARRIED on the voices**

**WDC1707/06**

Receipt of Hearing Minutes – Fulton Hogan Limited

Agenda Item 5.1.2

**Resolved: (Crs Sedgwick/Patterson)**

**THAT the minutes of a hearing for Fulton Hogan Limited held on Wednesday 12 April 2017 be received.**

**CARRIED on the voices**

**WDC1707/07**

Receipt of Hearing Minutes – Ridge Road Quarry

Agenda Item 5.1.3

**Resolved: (Crs Sedgwick/Gibb)**

**THAT the hearing minutes held on Monday 15 May 2017 for Ridge Road Quarry Limited be received.**

**CARRIED on the voices**

**WDC1707/08**

Receipt of Hearing Minutes – River Road North Limited  
Agenda Item 5.1.4

**Resolved: (Crs Sedgwick/Patterson)**

**THAT the hearing minutes held on Wednesday 19 April 2017 for River Road North Limited be received.**

**CARRIED on the voices**

**WDC1707/09**

Zero Harm Update  
Agenda Item 5.1.5

The report was received [WDC1707/02 refers].

The Zero Harm Manager took the report as read and spoke of key highlights:

- The “Lost time injury” shown in the report was lodged as a serious harm injury (at Te Kauwhata Library). Worksafe confirmed that this was not a notifiable incident.

Bilingual Signage Policy Review  
Agenda Item 5.1.6

The report was received [WDC1707/02 refers].

The Pouhono Iwi ki te Haapori pointed out the changes that were requested previously and showed Council where these were included in the new Policy.

**Resolved: (Crs Sedgwick/Thomson)**

**THAT the amended Policy “Te Kaupapa Here o Ngaa Tohu Reorua / Bilingual Signage Policy” be approved.**

**CARRIED on the voices**

**WDC1707/10**

Cr Lynch entered the meeting during discussion on the above item at 1.24pm and was present when voting took place.

Adoption of the Waikato Plan  
Agenda Item 5.1.7

The report was received [WDC1707/02 refers].

The Chief Executive answered questions of Council.

**Resolved: (Crs McNally/Bech)**

**THAT Council adopts the Waikato Plan and summary;**

**AND THAT pursuant to Clauses 30 and 30A, Schedule 7 of the Local Government Act 2002, the Waikato Plan Leadership Group be established as a Joint Committee of Hamilton City Council, Hauraki District Council, Matamata-Piako District Council, Otorohanga District Council, South Waikato District Council, Taupo District Council, Thames-Coromandel District Council, Waikato District Council, Waikato Regional Council, Waipa District Council, Waitomo District Council, tāngata whenua, with additional representation from business and the wider community as well as government agencies and that the Leadership Group have the terms of reference and membership as outlined in Attachment C of the Agenda;**

**AND FURTHER THAT the Waikato Plan Leadership Group be delegated authority to implement the Waikato Plan in accordance with the delegated functions set out in the Agreement and Terms of Reference;**

**AND FURTHER THAT the Waikato Plan Leadership Group will endure and will not be discharged at the point of the next election period in line with Clause 30(7) of Schedule 7 of the Local Government Act 2002;**

**AND FURTHER THAT the Waikato Plan Leadership Group will be chaired by an independent chairperson (non-elected member) to be appointed by the Waikato Plan Leadership Group;**

**AND FURTHER THAT a deputy chairperson will also be appointed by the Waikato Plan Leadership Group, who may be an elected member and a committee member;**

**AND FURTHER THAT the Council notes that the membership of the Waikato Plan Leadership Group will be reviewed within 12 months of the adoption of the Waikato Plan, with the aim of reducing the number of members to 12;**

**AND FURTHER THAT Council confirms the appointment of Mayor Allan Sanson as Council's and the Future Proof partnership representative on the Waikato Plan Leadership Group.**

**CARRIED on the voices**

**WDC1707/11**

Cr Smith requested that his dissenting vote be recorded.

Community Engagement for new Dog Exercise areas in Tuakau  
Agenda Item 5.1.8

The report was received [WDC1707/02 refers].

The Acting General Manager Customer Support summarised the purpose of the report.

**Resolved: (Crs Church/Henderson)**

**THAT Council makes a determination that a bylaw amendment is the most appropriate way of addressing the perceived problems; and the proposed bylaw amendments (subject to the outcome of the consultation process), are the most appropriate form of bylaw;**

**AND THAT Council makes a determination that the proposed bylaw amendment does not give rise to any implications under the New Zealand Bill of Rights Act 1990 pursuant to section 155(2) of the Local Government Act 2002;**

**AND FURTHER THAT Council undertakes community engagement in Tuakau in August and September 2017, in accordance with Sections 82 (principles of consultation), of the Local Government Act 2002, and section 10 of the Dog Control Act 1996.**

**CARRIED on the voices**

**WDC1707/12**

Code of Conduct – June 2017  
Agenda Item 5.1.9

The report was received [WDC1707/02 refers].

The Chief Executive confirmed that this report had been covered in the Workshop held earlier.

**Resolved: (Crs Smith/Thomson)**

**THAT Council approves the draft Code of Conduct, effective immediately.**

**CARRIED on the voices**

**WDC1707/13**

**Strategy & Finance Committee**

Receipt of Strategy & Finance Committee Minutes  
Agenda Item 5.2.1

**Resolved: (Crs Gibb/Sedgwick)**

**THAT the minutes of the Strategy & Finance Committee meeting held on Wednesday 28 June 2017 be received.**

**CARRIED on the voices**

**WDC1707/14**

Solid Energy Lake Puketirini Rezoning – S&F1706/04

**Resolved: (Crs Gibb/Lynch)**

**THAT the recommendation for the Solid Energy land surrounding Lake Puketirini rezoning from recreational to rural be approved by Council for inclusion in the District Plan Review.**

**CARRIED on the voices**

**WDC1707/15**

2017 Community Projects for External Funding – S&F1706/05

**Resolved: (Crs Gibb/Patterson)**

**THAT Council adopts the 2017 projects for external funding;**

**AND THAT that the projects be included on the Council External Funding List for other funding opportunities.**

**CARRIED on the voices**

**WDC1707/16**

Request for Community Committee Grants – S&F1706/06

**Resolved: (Crs Gibb/Thomson)**

**THAT Council funds the following community committees based on the requests received subject to invoice:**

- **Newstead Resident Association Incorporated - \$500.00**
- **North East Waikato Community Committee - \$300.00**
- **Te Kowhai Community Committee – \$585.93**
- **Tamahere Community Committee - \$3,300.00**
- **Gordonton Community Committee – 4,000.00**
- **Tauwhare Community Committee - \$500.00**
- **Mercer School reimbursement of copy charges – up to \$500.00**
- **Glen Afton Community Committee - \$300.00**

**CARRIED on the voices**

**WDC1707/17**

Feedback to the Remuneration Authority on the Local Government Review Consultation Document – S&FI706/07

**Resolved: (Crs Gibb/Bech)**

**THAT Council retrospectively approves the feedback to the Remuneration Authority on the Local Government Review Consultation Document.**

**CARRIED on the voices**

**WDC1707/18**

Regional Infrastructure Technical Specification – Recommendation to Commence Public Consultation – S&FI706/09

**Resolved: (Crs Gibb/Main)**

**THAT Council release the Regional Infrastructure Technical Specification for public consultation;**

**AND THAT the consultation is undertaken by the Waikato Local Authority Shared Service (“LASS”) and any submissions addressed by the LASS.**

**CARRIED on the voices**

**WDC1707/19**

Final Statements of Intent for Council-Controlled Organisations  
Agenda Item 5.2.2

The report was received [WDC1707/02 refers].

The General Manager Strategy & Support explained the minor changes that were made since the draft statement’s release.

**Infrastructure Committee**

Receipt of Infrastructure Committee Minutes  
Agenda Item 5.3.1

**Resolved: (Crs Patterson/Sedgwick)**

**THAT the minutes of the Infrastructure Committee meeting held on Tuesday 27 June 2017 be received.**

**CARRIED on the voices**

**WDC1707/20**



Fire & Emergency NZ Transition – INFI706/04

**Resolved: (Crs Patterson/Main)**

**THAT Council grant delegated authority to the Chief Executive to negotiate the transferral or licence to use Council owned assets associated with the Rural Fire activity;**

**AND THAT Council grant delegated authority to the Chief Executive to negotiate any other process associated with the Rural Fire activity resulting from the transfer of Rural Fire responsibilities to Fire and Emergency New Zealand (FENZ).**

**CARRIED on the voices**

**WDCI707/21**

Waikato District Crime Prevention Technology Trust – Appointment of Trustees – INFI706/05

**Resolved: (Crs Patterson/Gibb)**

**THAT Council approves the following members being appointed to the Waikato District Crime Prevention Technology Trust:**

- **Two (2) council elected representatives Cr Jan Sedgwick (Whangamarino Ward) & Cr Stephanie Henderson (Awaroa ki Tuakau Ward);**
- **Three (3) council-appointed community representatives – Katrina Langlands (Huntly), Anne Ramsay (Ngaruawahia) and Clint Baddeley (Raglan);**
- **Two (2) officially appointed police representatives (Sergeant Tod Kirker for the Counties-Manukau Police District), and a police representative for the Waikato Police District (to be confirmed);**
- **A member of staff (to provide administration support).**

**CARRIED on the voices**

**WDCI707/22**

Cr Henderson and Cr Sedgwick abstained from voting on the above item.

New Road Name Proposal at 2119 Te Pahu Road, Whatawhata – INFI706/06

**Resolved: (Crs Patterson/McGuire)**

**THAT Council approves the name Glenwood Grove for the road to be vested at 2119 Te Pahu Road, Whatawhata.**

**CARRIED on the voices**

**WDCI707/23**

Housing for the Elderly – INFI706/07

**Resolved: (Crs Patterson/Bech)**

**THAT Council consider each option outlined in section 4.2 of the Infrastructure agenda report;**

**AND THAT as an interim measure while the portfolio as a whole is considered, Council approve option 2: Set one rate across the board at a rate designed to cover expenses. As an example a \$31 increase will result in \$54,808 per annum in additional income which would offset the additional depreciation cost. This increase would provide little room for increased maintenance costs, future inflationary pressure or capital improvements.**

**CARRIED on the voices**

**WDC1707/24**

Proposed stakeholder engagement in relation to any WDC wastewater overflow discharge consent application – INFI706/08

**Resolved: (Crs Patterson/Sedgwick)**

**THAT Council support staff engaging with key stakeholders in respect to Waikato District Council's intention to apply for wastewater overflow discharge consent from the Waikato Regional Council.**

**CARRIED on the voices**

**WDC1707/25**

126 Waerenga Road Te Kauwhata: s40 Public Works Act 1981 offer back obligations – INFI706/09

**Resolved: (Crs Patterson/Thomson)**

**THAT part Lot 1 DPS 50396 contained in Certificate of Title SA 44D/606 be declared surplus to Council requirements, to enable Council to carry out its offer back obligations under section 40 Public Works Act 1981;**

**AND THAT if the former owner takes up the offer, that:**

- a. the sale of the property be undertaken in terms of the provisions of the Public Works Act 1981; and**
- b. the proceeds of sale, less costs, be credited to the Te Kauwhata Structure Development Contributions reserve, to offset the original cost of acquisition;**

**AND FURTHER THAT if the former owner does not take up the offer, or an exemption to offer back applies, the land remains in Council ownership pending further decisions about its use or sale;**

**AND FURTHER THAT** the Chief Executive be delegated to sign all documents in relation to this matter.

**CARRIED on the voices**

**WDC1707/26**

Hamilton to Auckland Passenger Rail – Progress Update and Future Direction – INF1706/10

**Resolved: (Crs Patterson/Main)**

**THAT Council supports the preferred option to develop a strategic business case for a public transport link between Hamilton and Auckland.**

**CARRIED on the voices**

**WDC1707/27**

Resolution adjustment for increase to Approved Contract Sum – Contract No 14/481 Outdoor recreation signage  
Agenda Item 5.3.2

The report was received [WDC1707/02 refers] and discussion was held.

**Resolved: (Crs Fulton/Patterson)**

**THAT the approved contract sum for Contract No 14/481 Agreement to Provide Goods – Outdoor Recreation Signage be increased from \$111,100 to \$222,200.**

**CARRIED on the voices**

**WDC1707/28**

Huntly Memorial Hall Community Consultation  
Agenda Item 5.3.3

The report was received [WDC1707/02 refers].

The Programme Delivery Manager took the report as read and answered questions of Council.

**Resolved: (Crs Lynch/Church)**

**THAT Council approve the community consultation to take place for the Huntly Memorial Hall catchment area.**

**CARRIED on the voices**

**WDC1707/29**

## **COMMUNITY BOARD MINUTES**

Receipt of Onewhero-Tuakau Community Board Minutes  
Agenda Item 6.1

**Resolved: (Crs Church/Thomson)**

**THAT the minutes of a meeting of the Onewhero-Tuakau Community Board held on Tuesday 6 June 2017 be received.**

**CARRIED on the voices**

**WDC1707/30**

Receipt of Taupiri Community Board Minutes  
Agenda Item 6.2

**Resolved: (Crs Gibb/Patterson)**

**THAT the minutes of a meeting of the Taupiri Community Board held on Monday 12 June 2017 be received.**

**CARRIED on the voices**

**WDC1707/31**

Receipt of Raglan Community Board Minutes  
Agenda Item 6.3

**Resolved: (Crs Thomson/Smith)**

**THAT the minutes of a meeting of the Raglan Community Board held on Tuesday 13 June 2017 be received.**

**CARRIED on the voices**

**WDC1707/32**

Receipt of Ngaruawahia Community Board Minutes  
Agenda Item 6.4

**Resolved: (Crs Patterson/Gibb)**

**THAT the minutes of a meeting of the Ngaruawahia Community Board held on Tuesday 13 June 2017 be received.**

**CARRIED on the voices**

**WDC1707/33**

Receipt of Huntly Community Board Minutes  
Agenda Item 6.5

**Resolved: (Crs McNally/Lynch)**

**THAT the minutes of a meeting of the Huntly Community Board held on Tuesday 20 June 2017 be received.**

**CARRIED on the voices**

**WDC1707/34**

### **COMMUNITY COMMITTEE MINUTES**

Receipt of Te Kauwhata Community Committee Minutes  
Agenda Item 7.1

**Resolved: (Crs Sedgwick/Patterson)**

**THAT the minutes of a meeting of the Te Kauwhata Community Committee held on Wednesday 7 June 2017 be received.**

**CARRIED on the voices**

**WDC1707/35**

Receipt of Meremere Community Committee Minutes  
Agenda Item 7.2

**Resolved: (Crs Sedgwick/McGuire)**

**THAT the minutes of a meeting of the Meremere Community Committee held on Thursday 8 June 2017 be received.**

**CARRIED on the voices**

**WDC1707/36**

Receipt of Tamahere Community Committee Minutes  
Agenda Item 7.3

**Resolved: (Crs Bech/McGuire)**

**THAT the minutes of a meeting of the Tamahere Community Committee held on Monday 12 June 2017 be received.**

**CARRIED on the voices**

**WDC1707/37**

Receipt of Pokeno Community Committee Minutes  
Agenda Item 7.4

**Resolved: (Crs Church/Henderson)**

**THAT the minutes of a meeting of the Pokeno Community Committee held on Tuesday 9 May 2017 be received.**

**CARRIED on the voices**

**WDC1707/38**

**EXCLUSION OF THE PUBLIC**

Agenda Item 8

**Resolved: (Crs Gibb/Lynch)**

**THAT the report was received [WDC1707/02 refers].**

**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 June 2017**

**Confirmation of Extraordinary Minutes dated Wednesday 28 June 2017**

**Receipt of Minutes:**

- **Policy & Regulatory Committee dated Tuesday 20 June 2017**
- **Infrastructure Committee dated Tuesday 27 June 2017**
- **Strategy & Finance Committee dated Wednesday 28 June 2017**

**REPORTS**

**a. Rural Monthly Recycling Collection Consultation**

**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(1)(3)(a)(i)(ii)**

**b. Ngaruawahia ex-Land fill**

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)(d)(e)(g)(i)(j)

Section 48(1)(3)(a)(d)

**AND THAT Ms Parham (Tompkins Wake) be permitted to remain at this meeting, because of her knowledge of Agenda Item PEX 3.2 [Ngaruawahia Landfill].**

**CARRIED on the voices**

**WDC1707/39**

*Resolutions WDC1707/40 – WDC1707/49 are contained in the public excluded section of these minutes.*

Having resumed open meeting the following items were released into open meeting:

**REPORTS (CONTINUED)**

**Receipt of Public Excluded Minutes – Strategy & Finance Committee**

It was resolved [*Resolution No. WDC1707/46*] 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:

**“Tamahere Recreation Reserve Funding Options – S&F1706/13**

*Resolved: (Crs Bech/Gibb)*

*THAT Council endorse the proposal and community consultation be undertaken regarding the proposed increase in levels of service and associated targeted rate;*

*AND THAT the outcomes of the community consultation be included in the 2018-2028 Long Term Plan process;*

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

**CARRIED on the voices**

**WDC1707/46”**

