

Minutes of a meeting of the Waikato District Council held in the Council Chambers, District Office, 15 Galileo Street, Ngaruawahia on **MONDAY 11 DECEMBER 2017** commencing at **1.15pm**.

Present:

His Worship the Mayor, Mr AM Sanson (Chairperson)

Cr AD Bech

Cr JA Church

Cr DW Fulton *[until 3.25pm]*

Cr JM Gibb

Cr SL Henderson

Cr SD Lynch

Cr RC McGuire *[until 3.44pm]*

Cr FM McNally *[until 3.25pm and from 4.00pm]*

Cr BL Main

Cr EM Patterson

Cr JD Sedgwick

Cr NMD Smith

Attending:

Mr GJ Ion (Chief Executive)

Mrs S O’Gorman (General Manager Customer Support)

Mr T Harty (General Manager Service Delivery)

Mr TG Whittaker (General Manager Strategy & Support)

Mrs R Gray (Council Support Manager)

Ms L Shirley (Zero Harm Manager)

Ms J Remihana (Programme Delivery Manager)

Mr V Ramduny (Planning & Strategy Manager)

Ms A Diaz (Finance Manager)

Ms D Rawlings (Management Projects Team Leader)

Mr C Morgan (Economic Development Manager)

Mr K Tremaine (Future Proof Implementation Advisor)

Ms M White (Future Proof Co-ordinator)

Mr R MacLeod (Chair Raglan Community Board)

Ms C Moorby (Waikato Times)

6 members of staff

APOLOGIES AND LEAVE OF ABSENCE

Resolved: (Crs Smith/Main)

THAT an apology be received from Cr Thomson.

CARRIED on the voices

WDC1712/01

CONFIRMATION OF STATUS OF AGENDA ITEMS

Resolved: (Crs Church/Gibb)

THAT the agenda for a meeting of the Waikato District Council held on Monday 11 December 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 Committee resolves that the following item be added to the agenda as a matter of urgency as advised by the Chief Executive:

- Civil Defence – Appointment of a Local Controller.

CARRIED on the voices

WDC1712/02

DISCLOSURES OF INTEREST

There were no disclosures of interest.

CONFIRMATION OF MINUTES

Resolved: (Crs Sedgwick/McInally)

THAT the minutes of a meeting of the Waikato District Council held on Monday 13 November 2017 be confirmed as a true and correct record of that meeting.

CARRIED on the voices

WDC1712/03

COMMITTEE AND DEPARTMENTAL REPORTS

Strategy & Finance Committee

Receipt of Strategy & Finance Committee Minutes

Agenda Item 5.1.1

Resolved: (Crs Gibb/Lynch)

THAT the minutes of a meeting of the Strategy & Finance Committee held on Wednesday 22 November 2017 be received.

CARRIED on the voices

WDC1712/04

Waikato District Community Committee Plan and Administration Funding Criteria – S&F1711/05

Motion: (Crs Gibb/McGuire)

THAT Council adopts the funding criteria for the Waikato District Community Committee Plans and Administration Funding subject to the following groups being removed from the list:

- Tamahere Community Committee
- Tuakau and Districts Development Association
- Hall Committees.

Amendment: (Cr Smith/Henderson)

THAT Council adopts the funding criteria for the Waikato District Community Committee Plans and Administration Funding subject to the following groups being removed from the list:

- Tamahere Community Committee
- North West Waikato Residents and Ratepayers Committee (remove one reference within the report) and
- Hall Committees.

The Amendment was PUT and CARRIED on the voices.

The Amendment became the substantive motion and was PUT and CARRIED on the voices.

WDC1712/05

Submission for the Hamilton City Te Awa Lakes Private Plan Change – S&F1711/06

Resolved: (Crs Gibb/Bech)

THAT Council approve the submission for the Hamilton City Te Awa Lakes Private Plan Change.

CARRIED on the voices

WDC1712/06

Hearing Commissioners for Plan Change 20 and 21 – S&F1711/07

Resolved: (Crs Gibb/Sedgwick)

THAT an independent hearing panel comprising Dr Phil Mitchell (Chair), Alan Watson and Linda Te Aho be appointed for Plan Change 20 and that this panel be delegated authority to hear and decide on all submissions received;

AND THAT Alan Watson be appointed as sole commissioner to hear and decide on all submissions received on Plan Change 21.

CARRIED on the voices

WDC1712/07

Plan Change 20 Submission – Retrospective Approval – S&F1711/08

Resolved: (Crs Gibb/Church)

THAT the Waikato District Council submission on Plan Change 20 – Lakeside Development, as attached to the Strategy & Finance agenda, be retrospectively approved.

CARRIED on the voices

WDC1712/08

Wastewater Generator Budget Transfer – S&F1711/09

Resolved: (Crs Gibb/Henderson)

THAT a budget transfer of \$86,427 to purchase a standby generator and trailer be approved by Council;

AND THAT Council approve the release of \$25,000 operational budget no longer needed in order to realise a portion of operational savings commitment made in the 2016/17 Annual Plan.

CARRIED on the voices

WDC1712/09

Raglan Visitor Infrastructure Study – S&FI711/10

Motion: (Crs Gibb/Patterson)

THAT the recommendations in the Raglan Visitor Infrastructure Study are adopted by Council;

AND THAT Council consider making provision for the recommendations through the Long Term Plan.

Amendment: (Crs Smith/Sedgwick)

THAT the recommendations from the Raglan Visitor Infrastructure Study that include transport, carparks, walkways/cycleways and wayfinding signage be adopted;

AND THAT Council consider making provision for the recommendations through the Long Term Plan.

The Amendment was PUT and CARRIED on the voices.

The Amendment became the substantive motion and was PUT and CARRIED on the voices.

WDC1712/10

Future Proof Strategy Phase One Review – Final Document For Adoption
Agenda Item 5.1.2

The report was received [WDC1712/02 refers] and taken as read.

The Planning & Strategy Manager provided background information on the Future Proof Strategy advising that the review incorporates part of the previous Franklin District which Council inherited in 2010 and related cross-boundary issues. The Planning & Strategy Manager also advised that the North Waikato Integrated Growth Management Programme Business Case has been incorporated into the review to reflect the expected impact of growth. The Planning & Strategy Manager introduced Mr Tremaine (Future Proof Implementation Advisor) and Ms White (Future Proof Co-ordinator).

Mr Tremaine spoke of the milestone made with the strategy. Questions were raised regarding specifics of the Te Kowhai map and it was confirmed that there is sufficient flexibility in the Future Proof Strategy to accommodate future growth in Te Kowhai.

Resolved: (Crs Bech/Church)

THAT Council adopt the Phase One Review of Future Proof Strategy.

CARRIED on the voices

WDC1712/11

Whatawhata Public Toilet and Tourism Infrastructure Fund Application – Request For Funding
Agenda Item 5.1.3

The report was received [WDC1712/02 refers] and taken as read.

The Management Accountant provided a brief summary on the application.

Resolved: (Crs Smith/Bech)

THAT funding of \$30,000 be made available from the Aspirational Projects Feasibility Studies (account 2M121000) budget to fund an operating project code ITO-10071-E0-1202-0000 to perform the work as follows:

to scope, site and design a public toilet and to work through the resource consent process. This includes project management costs, design costs and costs associated with the consents process;

AND THAT once the site is deemed appropriate, a resubmission to the Tourism Infrastructure Fund is made for the Whatawhata public toilet project.

CARRIED on the voices

WDC1712/12

Policy & Regulatory Committee

Receipt of Policy & Regulatory Committee Minutes
Agenda Item 5.2.1

Resolved: (Crs Sedgwick/Main)

THAT the minutes of a meeting of the Policy & Regulatory Committee held on Tuesday 21 November 2017 be received.

CARRIED on the voices

WDC1712/13

Amendment of Schedule One of the Dog Control Bylaw 2015 following Community Engagement – P&R1711/03

Resolved: (Crs Sedgwick/Church)

THAT Schedule One of the Dog Control Bylaw be amended to include Kowhai Reserve (subject to contamination issues being investigated) and Centennial Park as off leash dog exercise areas;

AND THAT Centennial Park playground be fenced to exclude dogs;

AND FURTHER THAT Council approves that funding is made available to complete the required works;

AND FURTHER THAT the works be loan funded, with principal repayments from the Parks & Reserves Replacement Fund and interest repayments from general rate.

CARRIED on the voices

WDC1712/14

Vehicle Dimension and Mass (VDAM) Rule Implementation and Annual Bridge Posting – P&R1711/05

Resolved: (Crs Sedgwick/Gibb)

THAT Council approves the posting of the following 13 bridges to a maximum gross weight limit of 44 tonnes:

Buckland Road 6201 Bridge, Coalfields Road 5643 Bridge, Glen Murray Road 133 Bridge, Highway 22 20276 Bridge, Horotiu Bridge Road 724 Bridge, Maxwell Road 2067 Bridge, Mercer Ferry Road 11 Bridge, Pioneer Road 313 Bridge, Proctor Road 4773 Bridge, River Road (Onewhero) 2924 Bridge, Riverview Road 00 Bridge, Wainui Road 957 Bridge, Waiterimu Road 126 Bridge.

CARRIED on the voices

WDC1712/15

Adoption of Section 10A Report – P&R1711/04

Resolved: (Crs Sedgwick/McGuire)

THAT Council approves the Section 10A Report for release to the Secretary for Local Government.

CARRIED on the voices

WDC1712/16

District Wide Minor Improvement Programme Policy - P&R1711/06

Resolved: (Crs Sedgwick/McGuire)

THAT Council approves the amended District Wide Minor Improvements Policy as attached to these minutes.

CARRIED on the voices

WDC1712/17

Waikato District Crime Prevention Technology Trust – Amendment to Trust Deed – P&R1711/07

Resolved: (His Worship the Mayor/Cr Patterson)

THAT Council approves an amendment to the composition of the trustees of the Trust by removing representatives of the NZ Police as a Trustees of the Waikato District Crime Prevention Technology Trust, with a subsequent amendment being made to the Trust Deed in this regard.

CARRIED on the voices

WDC1712/18

Receipt of Hearing Minutes – Amendments to 2011 Speed Limit Bylaw
Agenda Item 5.2.2

Resolved: (Crs Sedgwick/McGuire)

THAT the minutes of a Hearing by the Policy & Regulatory Committee - Amendments to 2011 Speed Limit Bylaw held on Monday 27 November 2017 be received.

CARRIED on the voices

WDC1712/19

Recommended 2017 Amendments to 2011 Speed Limit Bylaw Hearing- P&R1711/03

Motion: (Crs Sedgwick/McGuire)

THAT pursuant to sections 83 of the Local Government Act 2002, the Committee consider and, where requested, hear submissions on the notified Proposed 2017 Amendments to the Waikato District Council Speed Limit Bylaw 2011;

AND THAT Council adopts the 2017 Amendments to the Waikato District Council Speed Bylaw 2011, noting that the signage of Tuakau Road, Ray Wright Road, Bayly Road, Burrow Road and Upper Queen Street in Pukekohe will be installed to coincide with the adoption of Auckland Transport proposed Speed Limit Bylaw Change;

AND FURTHER THAT the Committee chooses Option 4 of the Agenda report:
To keep the status quo of 100km/h from Tuakau Bridge to Te Kohanga village, to reduce Te Kohanga village to 80km/h (800m), Te Kohanga village to Klondyke Road – 100km/h, from Klondyke Road to the Port Waikato Village – 80km/h (1.2km from Maunsell Road);

AND FURTHER THAT the Waikato District Council Speed Limit Bylaw Amendment 2015 be revoked on the day the Waikato District Council Speed Limit Bylaw Amendment 2017 comes into effect.

Amendment: (Crs Fulton/Gibb)

THAT Council defers adopting the amendments to the Waikato District Council Speed Bylaw 2011, until after a workshop has been held to further discuss the principles and guidelines set out in the Council adopted Speed Management Guide.

The Amendment was PUT and CARRIED on a show of hands 8 voting in FAVOUR and 5 voting AGAINST.

The amendment became the substantive motion and was PUT and CARRIED on a show of hands 8 voting in FAVOUR and 5 voting AGAINST. WDC1712/20

Cr Church requested her dissenting vote be recorded.

Zero Harm

Agenda Item 5.2.3

The report was received [WDC1712/02 refers] and taken as read.

The Chief Executive introduced the newly appointed Zero Harm Manager, Lynn Shirley to the Councillors.

Questions were asked of the Chief Executive in general on health and safety matters raised, and specifically in relation to:

- Contractors - the Chief Executive explained that all contractors register or pre-qualify prior to working on specific work and have a site specific zero harm plan available in relation to the work to be undertaken. Random audits of contractors are carried out, safety conversations are held and contractors are subject to annual review in relation to their health and safety plans. A full review of the contracts register was carried out three months ago resulting in some follow up action being taken in relation to a few contractors.
Slow Drivers – request for Council drivers to drive to the speed limit on open roads. The Chief Executive explained that drivers are encouraged to drive to the conditions, within the speed limit and at a speed they are comfortable with. A driver education programme is in place to assist where needed.

Civil Defence – Appointment of a Local Controller

Add.Item

The report was received [WDC1712/02 refers] and taken as read.

Resolved: (Crs Church/Main)

THAT Council approves the appointment of Will Gauntlett as a Civil Defence Local Controller.

CARRIED on the voices

WDC1712/21

Infrastructure Committee

Receipt of Infrastructure Committee Minutes
Agenda Item 5.3.1

Resolved: (Crs Fulton/Patterson)

THAT the minutes of a meeting of the Infrastructure Committee held on Tuesday 28 November 2017 be received.

CARRIED on the voices

WDC1712/22

Consenting Methodology to Obtain Waikato Regional Council Discharge Consents for Non-Routine Discharges (insignificant network overflows) – INF1711/04

Resolved: (Crs Fulton/Patterson)

THAT Council support the proposed Waikato Regional Council discharge consent consultation methodology where a Wastewater Advisory Group is formed to support and advise Council through the consulting process;

AND THAT Council support the approach of investigating longer term sustainable wastewater treatment options for the district, through the consolidation of wastewater treatment plants over the long term.

CARRIED on the voices

WDC1712/23

Te Awa/Horotiu Cycle Bridge Crossing Increase Approved Contract Sum – Contract 15/288 – INF1711/05

Resolved: (Crs Fulton/Gibb)

THAT Council approve the increase for the Contract Sum for Contract 15/288 from \$2,461,969 to \$2,867,358.

CARRIED on the voices

WDC1712/24

Approval of Proposed Te Kauwhata Community Committee/Developer's Road Name List – INF1711/06

Resolved: (Crs Fulton/Sedgwick)

THAT Council approves the November 2017 “Approved Road Name List” for the above property be restricted to the one name submitted - Murray Ward Drive.

CARRIED on the voices

WDC1712/25

North Waikato Integrated Growth Management Programme Business Case – In Principle Approval – INF1711/07

Resolved: (Crs Fulton/Church)

THAT Council approve, in principle, the North Waikato Integrated Growth Management Programme Business Case on the understanding that it will be used to inform the development of upcoming long term plans of the Council.

CARRIED on the voices

WDC1712/26

North Waikato Public Transport Review and Options – INF1711/08

Resolved: (Crs Fulton/Church)

THAT the preferred North Waikato short-term public transport options (as determined through the North Waikato Public Transport Review) be received by Council and that the associated costs be noted;

AND THAT the preferred options be considered in upcoming Council long-term plans.

CARRIED on the voices

WDC1712/27

Razorback Road Spring Site – INF1711/09

Resolved: (Crs Fulton/McGuire)

THAT part Allotment 116 Suburban Section 1 Parish of Mangatawhiri contained in Computer Interest Register 43747, and easements created by Proclamation B131440.1, be declared surplus to Council requirements, and Council carries out its offer back obligations under section 40 Public Works Act 1981;

AND THAT if the former owner/s, or their successor/s, take up the offer, that the proceeds of sale, less costs (including costs associated with the decommissioning of the site) are to be credited to the Property Proceeds Reserve;

AND FURTHER THAT if the former owner/s, or their successor/s, do not take up the offer that the land remains in Council ownership pending further decisions about its use.

CARRIED on the voices

WDC1712/28

2017/18 Inorganic Collection – INF1711/12

Resolved: (Crs Fulton/Patterson)

THAT Council support the same service as was provided for the 2016/17 year (option 3) as follows:

“District-Wide Kerbside Collection. Staff have commenced investigating the possibility of the collections being undertaken using the method where the inorganics are placed outside the property during set and limited collection weeks. Undertaking the collection this way is more cost effective and will result in a reduced collection timeframe. This would be a new collection method for the North Waikato residents, but has been used for the last 15 plus years in the Central area”;

AND THAT the timing of the collection be subject to confirmation and report back to Council.

CARRIED on the voices

WDC1712/29

Rural Monthly Recycling Collection – INF1711/14

Motion: (Crs Fulton/Sedgwick)

THAT Council supports the option set out in the report attached to the agenda as it does exactly what the Council agreed to originally on 3 July 2017 workshop.

AND THAT Council contact those residents who have been removed from the service area by formal letter to advise them of the decision.

Amendment: (Crs Church/Main)

THAT Council support Option 1 as recommended in the report; a monthly drop-off service of recyclable materials only at Glen Murray Hall for those ratepayers in the refined service area;

AND THAT no dwelling is charged twice for the recycling service in this collection area.

The amendment was PUT and CARRIED on the voices.

The amendment became the substantive motion and was PUT and CARRIED on the voices.

WDC1712/30

Update on Options for Community Facility at Port Waikato and Approval for Further Consideration – INF1711/15

Resolved: (Crs Fulton/Gibb)

THAT the framework for assessing the Port Waikato Hall be confirmed by Council as the Community of Interest Approach, as adopted for consideration of new halls within the Districts' Halls network;

AND THAT Council direct that staff investigate options to reduce the estimated spend for a community facility at Port Waikato and report those findings back to a future meeting of the Infrastructure Committee.

CARRIED on the voices

WDC1712/31

Ngaruawahia Community Facility – INF1711/17

Resolved: (Crs Fulton/Patterson)

THAT the Ngaruawahia Community Board resolution is supported by Council;

AND THAT staff work with the Ngaruawahia Community Board to scope and price the required upgrades for the War Memorial Hall to make it fit for purpose and report back to Council as soon as possible for approval to proceed with works out of the 2017/18 approved budget;

AND FURTHER THAT staff proceed and scope the Ngaruawahia Library future upgrade and land requirement needs and present back to Council as soon as possible for approval to proceed with works out of the 2017/18 approved budget.

CARRIED on the voices

WDC1712/32

Contract 11/064 - UGL (NZ) Limited - Increase in Approved Contract Sum
Agenda Item 5.3.1

The report was received [WDC1712/02 refers] and taken as read. The Programme Delivery Manager provided a brief overview of the contract.

Resolved: (Crs McGuire/Bech)

THAT the increase of \$259,218.66 in Approved Contract Sum for Contract 11/064 be approved.

CARRIED on the voices

WDC1712/33

Discretionary & Funding Committee

Receipt of Discretionary & Funding Committee Minutes
Agenda Item 5.4.1

Resolved: (Crs Lynch/McGuire)

THAT the minutes of a meeting of the Discretionary & Funding Committee held on Monday 13 November 2017 be received.

CARRIED on the voices

WDC1712/34

Receipt of Discretionary & Funding Committee Extraordinary Minutes
Agenda Item 5.4.2

Resolved: (Crs Lynch/McGuire)

THAT the minutes of an extraordinary meeting of the Discretionary & Funding Committee held on Monday 28 November 2017 be received.

CARRIED on the voices

WDC1712/35

OTHER COMMITTEES

Receipt of Draft Minutes of the Waikato Raupatu River Trust and Waikato District Council Co-Governance Committee
Agenda Item 5.5.1

Resolved: (Cr Fulton/His Worship the Mayor)

THAT the draft Minutes of the Waikato Raupatu River Trust and Waikato District Council Co-Governance Committee meeting held on 31 October 2017 be received.

CARRIED on the voices

WDC1712/36

COMMUNITY BOARD MINUTES

Receipt of Onewhero-Tuakau Community Board Minutes
Agenda Item 6.1

Resolved: (Crs Church/McGuire)

THAT the minutes of a meeting of the Onewhero-Tuakau Community Board held on Monday 6 November 2017 be received.

CARRIED on the voices

WDC1712/37

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 13 November 2017 be received.

CARRIED on the voices

WDC1712/38

Receipt of Raglan Community Board Minutes
Agenda Item 6.3

Resolved: (Crs McGuire/Gibb)

THAT the minutes of a meeting of the Raglan Community Board held on Tuesday 14 November 2017 be received.

CARRIED on the voices

WDC1712/39

Receipt of Ngaruawahia Community Board Minutes
Agenda Item 6.4

Resolved: (Crs McGuire/Patterson)

THAT the minutes of a meeting of the Ngaruawahia Community Board held on Tuesday 14 November 2017 be received.

CARRIED on the voices

WDC1712/40

Receipt of Huntly Community Board Minutes
Agenda Item 6.5

Resolved: (His Worship the Mayor/Cr McNally)

THAT the minutes of a meeting of the Huntly Community Board held on Tuesday 21 November 2017 be received.

CARRIED on the voices

WDC1712/41

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 1 November 2017 be received.

CARRIED on the voices

WDC1712/42

Receipt of Meremere Community Committee Minutes
Agenda Item 7.2

Resolved: (Crs Sedgwick/Church)

THAT the minutes of a meeting of the Meremere Community Committee held on Thursday 9 November 2017 be received.

CARRIED on the voices

WDC1712/43

Receipt of Tamahere Community Committee Minutes
Agenda Item 7.3

Resolved: (Crs Bech/Patterson)

THAT the minutes of a meeting of the Tamahere Community Committee held on Monday 6 November 2017 be received.

CARRIED on the voices

WDC1712/44

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 14 November 2017 be received.

CARRIED on the voices

WDC1712/45

EXCLUSION OF THE PUBLIC

Agenda Item 8

Resolved: (Crs McInally/Patterson)

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 13 November 2017

Receipt of Minutes:

- **Strategy & Finance Committee dated Wednesday 22 November 2017**
- **Infrastructure Committee dated Tuesday 28 November 2017**
- **Raglan Community Board dated Tuesday 14 November 2017**

REPORTS

a. Selected Supplier Contract Award

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)(c)(i)(ii)(f)(i)(ii)(h)(i)

Section 48(1)(3)(d)

b. Professional Negligence and Weathertight Homes Claims – Six-Monthly Report

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)

Section 48(1)(3)(a)(i)

c. Mayoral Delegation to China – October 2017 Report

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

