

Minutes of a meeting of the Waikato District Council held in the Council Chambers, District Office, 15 Galileo Street, Ngaruawahia on **MONDAY 7 OCTOBER 2019** commencing at **1.01pm**.

Present:

His Worship the Mayor, Mr AM Sanson (Chairperson)
Cr DW Fulton
Cr JM Gibb
Cr SL Henderson
Cr SD Lynch
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 TG Whittaker (Chief Operating Officer)
Mr C Morgan (General Manager Community Growth)
Mrs S O’Gorman (General Manager Customer Support)
Ms A Diaz (Chief Financial Officer)
Mr N Wells (Acting General Manager Service Delivery)
Ms L Shirley (Zero Harm Manager)
Mr V Ramduny (Planning & Strategy Manager)
Mrs C Pidduck (Legal Counsel)
Mrs P Collin (Solicitor)
Ms M Russo (Corporate Planning Team Leader)
Ms S Solomon (Corporate Planner)
Mr C Bailey (Finance Manager)
Ms D Tracey (Strategic Planning Team Leader)
Ms T Hancock (Senior Communications & Engagement Advisor)
Mr B Stringer (Democracy Manager)

Ms E O’Dwyer (Waikato Times Reporter)

APOLOGIES AND LEAVE OF ABSENCE

Resolved: (Crs Thomson/Sedgwick)

THAT an apology be received from Councillors Bech and Church.

CARRIED on the voices

WDCI910/01

CONFIRMATION OF STATUS OF AGENDA ITEMS

Resolved: (Crs Gibb/Patterson)

THAT the agenda for a meeting of the Waikato District Council held on Monday 7 October 2019 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 9.12 the Committee resolves that the following items be added to the agenda as a matter of urgency as advised by His Worship the Mayor and the Chief Executive:

- *Contribution to infrastructure constructed by Rangitahi Limited on behalf of Council,*

and that this item replaces the current Item 4.3 in the Public Excluded Agenda (*Development Agreement Rangitahi*).

CARRIED on the voices

WDCI910/02

DISCLOSURES OF INTEREST

Councillors Henderson, Sedgwick and Thomson advised that they would declare a non-financial conflict of interest in item 8.1 [*Waikato District Crime Prevention Technology Trust – Retrospective exemption from being classified as Council Controlled Organisation*].

Councillors Fulton, Gibb and Sedgwick advised that they would declare a non-financial conflict of interest in item 8.4 [*Submissions on the National Policy Statements – Urban Development and Highly Productive Land*] and item 2.1.2 in the Public Excluded Agenda [*RE Request by Builtsmart Limited for a Private Plan Change for an area of land in Huntly South – Plan Change 22 (S&F1909/12)*].

Councillors Sedgwick and Smith advised that they would declare a non-financial conflict of interest in item 8.6 [*End of Triennium Delegations and governance matters*].

Minute Note: Councillor Thomson declared a non-financial conflict of interest in item 4.1 in the Public Excluded Agenda [*Raglan Papahua Holiday Park Board – Appointment of Community Representative*] at the time that item was considered.

CONFIRMATION OF MINUTES

Resolved: (Crs McNally/McGuire)

THAT the minutes of a meeting of the Waikato District Council held on Monday 9 September 2019 be confirmed as a true and correct record of that meeting.

CARRIED on the voices

WDC1910/03

COMMITTEE AND DEPARTMENTAL REPORTS

Policy & Regulatory Committee

Receipt of Policy & Regulatory Committee Minutes
Agenda Item 5.1.1

Resolved: (Crs Sedgwick/Thomson)

THAT the minutes of a meeting of the Policy & Regulatory Committee held on Tuesday 20 August 2019 be received.

CARRIED on the voices

WDC1910/04

Policy & Regulatory Committee Recommendations – 17 September 2019
Agenda Item 5.1.2

Approval for Revocation of Policies (P&R1909/05)

Resolved: (Crs Sedgwick/Patterson)

THAT Council revoke the policies listed below:

- **As Built Service Plans for subdivision Policy,**
- **Voting as a Ratepayer Policy,**
- **Conservation Lots – fencing of Stands of Native Bush and Other Landscape or Biological Features Swimming Pools – Supervision Standards Policy,**
- **Town Halls – Hire Charges Policy,**
- **Cemeteries – Memorial Headstones Policy,**
- **Funding of amenity and under-verandah lighting Policy,**
- **Out of District fees for Cemeteries Policy,**
- **Community Board and Community Committee Discretionary Funds Policy,**
- **Tree Guideline Policy,**
- **Community Engagement Policy,**
- **Customer Complaints & Compliments Policy,**
- **Working Alone Policy, and**
- **Heavy vehicle impact fee assessment policy.**

CARRIED on the voices

WDC1910/05

Strategic Land Acquisition and Disposal Policy (P&R1909/06)

Resolved: (Crs Sedgwick/Gibb)

THAT Council adopts the amended Strategic Land Acquisition and Disposal Policy (attached to Agenda Item 6.2 in the Policy & Regulatory Committee agenda).

CARRIED on the voices

WDC1910/06

Review of Parking in Raglan (P&R1909/07)

Resolved: (Crs Sedgwick/Thomson)

THAT Council adopts the amendments to Schedule I of the Public Places Bylaw 2016, as detailed in Attachment I of Agenda Item 6.3 in the Policy & Regulatory Committee agenda.

CARRIED on the voices

WDC1910/07

Zero Harm Update
Agenda Item 5.1.3

The Zero Harm Manager highlighted, and responded to questions, in relation to the following issues:

- Decrease in the number of safety engagement conversations.
- Launch of '10 Healthy Habits' by the Wellbeing Collective.
- Ongoing work for managing controls of critical risks; reference made to the trespass register and a security audit undertaken at Raglan Camp.
- Update on removal of asbestos from the Port Waikato Hall.
- Workplace violence covered all customer interactions (i.e. phone, email or in person). Key control processes were in place to categorise and respond appropriately.
- Feedback expected from KPMG's audit on role of elected members under the Health & Safety at Work Act 2015. It was noted elected members were considered "officers" under the Act. A case study would be useful to provide a practical example of elected members' responsibilities.
- Zero Harm team had yet to audit the 40 Hazardous Substances controls (refer to Dashboard) to determine whether they were actually in place; the focus had been on high-priority issues.
- All 14 critical risks would be eventually displayed in the Zero Harm Dashboard.
- For audit purposes, the same standards were expected for sites operated by contractors as for Council owned and operated facilities.

Resolved: (Crs McGuire/Sedgwick)

THAT the report from the Chief Executive be received.

CARRIED on the voices

WDC1910/08

Strategy & Finance Committee

Receipt of Strategy & Finance Committee Minutes

Agenda Item 5.2.1

Resolved: (Crs Gibb/Main)

THAT the minutes of a meeting of the Strategy & Finance Committee held on Wednesday 28 August 2019 be received.

CARRIED on the voices

WDC1910/09

Committee Recommendations to Council – 25 September 2019

Agenda Item 5.2.2

Waikato District Library Strategy 2019-29 (S&F1909/05)

Resolved: (Crs Gibb/Lynch)

THAT the Waikato District Library Strategy 2019-29 be adopted.

CARRIED on the voices

WDC1910/10

Notice of Requirement for Rotokauri Greenway Stormwater Designation (S&F1909/06)

Resolved: (Crs Gibb/Patterson)

THAT Council retrospectively approves the Waikato District Council's submission on Hamilton City Council's Notice of Requirement for the Rotokauri Greenway (Item 6.2 in the Strategy & Finance Committee Agenda);

AND THAT Council delegates authority to the General Manager Community Growth, or his nominee, to speak to the Council's submission at the hearing for the Rotokauri Greenway Notice of Requirement.

CARRIED on the voices

WDC1910/11

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 27 August 2019 be received.

CARRIED on the voices

WDCI910/12

ACTION: Staff to consider how best to record and report on actions recorded in Council and Committee minutes.

Committee Recommendations to Council – 24 September 2019
Agenda Item 5.3.2

Approval for Public Consultation on the Draft Woodlands Reserve Management Plan and Concept Plan (INF1909/04)

Resolved: (Crs Fulton/McGuire)

THAT following the October 2019 local authority elections, the Council:

- a. appoint a hearings panel, if required, to hear any submissions received on the Draft Woodlands Reserve Management Plan and Woodlands Concept Plan; and
- b. appoint a representative from Waikato Tainui to be a member of the hearings panel.

CARRIED on the voices

WDCI910/13

New Community Lease – Huntly Mining and Cultural Museum Society Incorporated, 148 Main Street, Huntly (INF1909/05)

Resolved: (Crs Fulton/Lynch)

THAT Council grant a community lease to the Huntly Mining and Cultural Museum Society Incorporated for three years with two rights of renewal for three years each. The lease is to be for part of the Civic Centre as delineated in red on the building plan attached to the staff report (Item 5.3 in the Infrastructure Committee Agenda);

AND THAT Council approves that all documents required to give effect to this resolution are executed in accordance with the provisions of the relevant legislation.

CARRIED on the voices

WDCI910/14

New Ground Lease – Tuakau Combined Sports Society Incorporated, Dr Lightbody Reserve (INF1909/06)

Resolved: (Crs Fulton/Main)

THAT Council grants a lease for the land described below in the second and third Schedule and indicated in red on the aerial photograph located in Attachment I to the staff report (Item 5.4 in the Infrastructure Committee Agenda), to Tuakau Combined Sports Society Incorporated for an initial term of three years with two further rights of renewal of three years each;

AND THAT Council approves that all documents required to give effect to this resolution are executed in accordance with the provisions of the relevant legislation.

SCHEDULE

First all the land legally described as Lot 1 DP 164972 and Pt allot 14 Tuakau Parish (“the Reserve”).

Second the footprint under the building “Clubrooms” as indicated in red on the aerial overview attached to Agenda Item 5.4 (Infrastructure Committee Agenda).

Third the footprint under the building “Storage Sheds” as indicated in red on the aerial overview attached to Agenda Item 5.4 (Infrastructure Committee Agenda).

CARRIED on the voices

WDC1910/15

New Ground Lease – Raglan Rugby Sports Club, 33 Cross Street, Raglan (INF1909/07)

Resolved: (Crs Fulton/Thomson)

THAT Council grants a lease for part of the land described in the Schedule and indicated in red on the aerial photograph attached to the staff report (Item 5.5 in the Infrastructure Committee Agenda), to Raglan Rugby Sports Club for an initial term of three years with two rights of renewal for three years each;

AND THAT Council approves that all documents required to give effect to this resolution are executed in accordance with the provisions of the relevant legislation.

SCHEDULE

Allotment 272 Whaingaroa Parish SO Plan 50346 comprising 0.933 hectares and physically located at 33 Cross Street, Raglan.

CARRIED on the voices

WDC1910/16

Resolved: (Crs Fulton/Patterson)

THAT Council approves:

- a. acquiring the lands described in the FIRST and SECOND SCHEDULES subject to:**
 - i. an agreement being reached with the registered owners of the lands as to the areas of the lands being acquired (supported by registered survey); and**
 - ii. an agreement being reached with the registered owners of the lands as to the value of the compensation for the lands being acquired (supported by registered valuation); and**
- b. if acquired, that the lands described in the FIRST and SECOND SCHEDULES are declared to be road pursuant to the Public Works Act 1981; and**
- c. that the costs incurred to give effect to this resolution are paid from the existing ‘Historic Road Legalisation’ Strategic Property budget.**

AND THAT the Chief Operating Officer be delegated authority to execute all relevant documentation necessary to give effect to the resolution.

FIRST SCHEDULE (“the Plateau Road Acquisition”)

All the land shown in green on the ‘Plateau Land Requirement Plan’ (refer appendix 1), being a portion of the land legally described as being Part Section 4 Block X Karioi Survey District held in Record of Title 579396 (comprised as part of the total landholdings for 652 Kawhia Road, Te Mata).

SECOND SCHEDULE (“the Klondyke Road Acquisition”)

All the land shown in green on the ‘Klondyke Land Requirement Plan’ (refer appendix 2), being a portion of the land legally described as being Section 3 Block X Onewhero Survey District held in Record of Title SA272/273 (comprised as part of the total landholdings for 654 Klondyke Road, Tuakau).

CARRIED on the voices

WDC1910/17

Resolved: (Crs Fulton/Patterson)

THAT Council approves:

- a. acquiring the land described in the SCHEDULE subject to:**
 - i. an agreement being reached with the registered owners of the land as to the area of land being acquired (supported by registered survey); and**
 - ii. an agreement being reached with the registered owners of the land as to the value of the compensation for the land being acquired (supported by registered valuation); and**
- b. if acquired, that the land described in the SCHEDULE is declared to be road pursuant to the Public Works Act 1981; and,**
- c. that the costs incurred to give effect to this resolution are paid from existing roading budgets.**

AND THAT the Chief Operating Officer be delegated authority to execute all relevant documentation necessary to give effect to the resolution.

SCHEDULE

All the land shown on the ‘Land Requirement Plan’ (refer appendix I to the staff report (Item 5.7, Infrastructure Committee Agenda)), being a portion of the land legally described as being Lot 1 DP 17542 held in Record of Title SA484/167 (“9 Puriri Street”).

OTHER COMMITTEES AND DECISION-MAKING BODIES

Receipt of Minutes of the Waters Governance Board
Agenda Item 5.4.1

Resolved: (His Worship the Mayor/Cr Gibb)

THAT the minutes of a meeting of the Waters Governance Board held on Thursday 29 August 2019 be received.

CARRIED on the voices

WDC1910/18

Minutes of the Future Proof Implementation Committee meeting – 15 August 2019
Agenda Item 5.4.2

Resolved: (His Worhsip the Mayor/Cr Fulton)

THAT the report from the Chief Executive be received.

CARRIED on the voices

WDC1910/19

COMMUNITY BOARD MINUTES

Receipt of Taupiri Community Board Minutes
Agenda Item 6.1

Resolved: (Crs Gibb/Patterson)

THAT the minutes of a meeting of the Taupiri Community Board held on Monday 12 August 2019 be received.

CARRIED on the voices

WDC1910/20

Receipt of Raglan Community Board Minutes
Agenda Item 6.2

Resolved: (Crs Thomson/Mayor)

THAT the minutes of a meeting of the Raglan Community Board held on Tuesday 13 August 2019 be received.

CARRIED on the voices

WDC1910/21

Receipt of Ngaruawahia Community Board Minutes
Agenda Item 6.3

Resolved: (Crs Patterson/Gibb)

THAT the minutes of a meeting of the Ngaruawahia Community Board held on Tuesday 13 August 2019 be received.

CARRIED on the voices

WDCI910/22

Receipt of Huntly Community Board Minutes
Agenda Item 6.4

Resolved: (Crs McInally/Lynch)

THAT the minutes of a meeting of the Huntly Community Board held on Tuesday 20 August 2019 be received.

CARRIED on the voices

WDCI910/23

COMMUNITY COMMITTEE MINUTES

Receipt of Meremere Community Committee Minutes
Agenda Item 7.1

Resolved: (Crs Sedgwick/Thomson)

THAT the minutes of a meeting of the Meremere Community Committee held on Thursday 8 August 2019 be received.

CARRIED on the voices

WDCI910/24

Receipt of Pokeno Community Committee Minutes
Agenda Item 7.4

Resolved: (Crs Henderson/McGuire)

THAT the minutes of a meeting of the Pokeno Community Committee held on Tuesday 13 August 2019 be received.

CARRIED on the voices

WDCI910/25

REPORTS

Waikato District Crime Prevention Technology Trust – Retrospective exemption from being classified as Council Controlled Organisation

Agenda Item 8.1

Councillors Henderson, Sedgwick and Thomson each declared a conflict of interest and did not speak to, or vote on, this item.

The Legal Counsel summarised the purpose of the report.

Resolved: (Crs Lynch/Patterson)

THAT the report from the Chief Executive be received;

AND THAT pursuant to section 7(3) of the Local Government Act 2002 (“LGA”) Waikato District Council, as at 28 May 2019, exempt the Waikato District Crime Prevention Technology Trust (the “Trust”) from being classified as a council controlled organisation, for the purposes of section 6(4)(i) of the LGA;

AND FURTHER THAT on reaching its decision, the Council has taken the following matters into account:

- a) **The Trust is not a council-controlled trading organisation;**
- b) **The Trust is a small organisation with charitable objectives to contribute to the safety and wellbeing of the Waikato District;**
- c) **There is a cost benefit to the Trust and Council not having to comply with the statement of intent and monitoring provisions set out in Part 5 of the LGA; and**
- d) **The Trust’s activities are restricted to the Waikato District and are confined in nature.**

CARRIED on the voices

WDC1910/26

Adoption of the Annual Report and Summary 2018/19
Agenda Item 8.2

The Corporate Planner spoke to the staff report and confirmed that Audit NZ had provided its clearance in relation to the Annual Report and Summary.

In response to questions, the following matters were discussed:

- Recap provided on the discussion at the September 2019 Strategy & Finance Committee, and that the feedback from elected members in relation to SWAPS and the introduction to financial statements had been reflected in the updated Annual Report and Summary.
- Concern with the lack of reference to Council's partnerships with iwi in the Summary document.
- Hardcopies of the Annual Report and Summary would be available through the Council's libraries to facilitate engagement with communities.
- The Annual Report was only for a distinct financial year, though there was a move in the sector towards integrated reporting.

Resolved: (Crs Gibb/Sedgwick)

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

AND THAT the audited Annual Report and Summary 2018/19 be adopted.

CARRIED on the voices

WDC1910/27

Funding for Karioitahi Hall
Agenda Item 8.3

The Finance Manager summarised the background to the Hall funding, and contents of the report. In response to questions, the Finance Manager and Chief Financial Officer noted the following:

- Such funding requests were not expected for the hall in future financial years.
- An explanation was provided of the affected Waikato residents' concerns should the proposed funding not be approved.
- Staff would continue working to address boundary issues in relation to the hall.

Resolved: (Crs Lynch/McGuire)

THAT the report from the Chief Executive be received;

AND THAT Council approves that the Karioitahi Hall shortfall in funding of \$2,906 per annum for the 2018/19 and 2019/20 rating years be funded from the General Accounting Reserve Fund.

CARRIED on the voices

WDC1910/28

Council Submissions on Proposed National Policy Statements for Urban Development and Highly Productive Land – For Approval
Agenda Item 8.4

Councillors Fulton, Gibb and Sedgwick each declared a conflict of interest and did not speak to, or vote on, this item.

The Strategic Planning Team Leader introduced the report.

Resolved: (Crs Lynch/McGuire)

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

AND THAT Council's submission on the proposed National Policy Statement for Urban Development (Attachment A to the staff report) is approved and lodged with the Ministry for the Environment;

AND FURTHER THAT Council's submission on the Proposed National Policy Statement for Highly Productive Land (Attachment B to the staff report) is approved and lodged with the Ministry of Primary Industries.

CARRIED on the voices

WDC1910/29

Adoption of Cemeteries Bylaw
Agenda Item 8.5

The Corporate Planning Team Leader summarised the bylaw consultation process, noting that:

- the one submitter who did not support the proposed change was seeking a crematorium at cemeteries, which was a matter that could be considered outside of the bylaw.
- targeted consultation was undertaken, including with funeral directors.

Resolved: (Crs Patterson/Sedgwick)

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

AND THAT Council approve the following amendment to clause 6.2 of the Cemeteries Bylaw:

Any person is entitled to purchase an exclusive right of burial for no more than two plots. ~~Any relative of a person who has bought such right may purchase two adjacent plots at the time of burial only.~~

CARRIED on the voices

WDC1910/30

End of Triennium Delegations and Governance Matters
Agenda Item 8.6

Councillors Sedgwick and Smith each declared a conflict of interest and did not speak to, or vote on, this item.

The Democracy Manager summarised the purpose of the report.

Resolved: (Crs Patterson/Main)

THAT the report from the Chief Executive be received;

AND THAT, except as otherwise recorded in this resolution, the Council extends the Chief Executive's current delegations (detailed in the Council's Delegations Register) to include all of Council's responsibilities, duties, and powers currently retained by the Council or delegated to the Council's standing Committees (except the District Licensing Committee), subject to the following conditions:

- a. the extended delegations will have effect only for the period from 12 October 2019 until the swearing in of the new Council, which is proposed to be 30 October 2019;
- b. the extended delegations do not include a delegation of any Council responsibilities, duties or powers which are prohibited by law from delegation - including, without limitation, those set out in clause 32(1) of Schedule 7 to the Local Government Act;
- c. the Chief Executive may only exercise the extended delegations for those matters that cannot reasonably wait until the first meeting of the new Council;
- d. where reasonably practicable, the Chief Executive must, before exercising an extended delegation responsibility, duty or power, first consult with the Mayor-elect and Councillors Bech and Sedgwick (being the two current Councillors who will be re-elected unopposed in the 2019 local authority elections); and
- e. the Chief Executive must report all matters relating to the exercise of an extended delegation to the incoming Council at the first meeting following the local authority elections;

AND FURTHER THAT, in accordance with section 34A of the Resource Management Act 1991, the Council delegates to the Chief Operating Officer the responsibility, duty and power to appoint (an) independent commissioner(s) for the purpose of a hearing of an application under the Resource Management Act, subject to the following conditions:

- a. this delegation will have effect only for the period from the date after the day that the local authority election results are declared by public notice (scheduled for 21 October 2019) until such time as this function is formally delegated by the newly-elected Council; and

- b. the Chief Operating Officer must report any appointments made under this delegation to the incoming Council at its first formal meeting after the inaugural meeting of Council following the local authority elections.

AND FURTHER THAT, in accordance with section 193 of the Sale and Supply of Alcohol Act 2012 and in the event that Councillor Noel Smith is not re-elected to the Council in the October local authority elections, the Council authorises the Chief Executive to appoint Mr Noel Smith as an independent Commissioner to the role of the chairperson of the District Licensing Committee from the date after the day on which the official result of the local authority election is declared by public notice (scheduled for 21 October 2019) until such time as a new chairperson is appointed by the newly-elected Council.

AND FURTHER THAT, in accordance with clause 30(7), Schedule 7 of the Local Government Act 2002, the Council resolves that the following committees, subcommittees and subordinate decision-making bodies continue (and are not deemed to be discharged) on the coming into office of the members of the Council elected at the 2019 local authority elections:

- a. District Licensing Committee;
- b. Waters Governance Board; and
- c. for the avoidance of doubt, the Panel of Commissioners for the Proposed District Plan.

CARRIED on the voices

WDC1910/31

EXCLUSION OF THE PUBLIC

Agenda Item 9

Resolved: (Crs Gibb/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 Council minutes dated 9 September 2019

Receipt of Minutes:

- **Strategy & Finance Committee – 28 August 2019**
- **Infrastructure Committee – 27 August 2019**
- **Waters Governance Board – 29 August 2019**

Committee Recommendations:

- **Strategy & Finance – 25 September 2019**
- **Infrastructure – 24 September 2019**

REPORTS

a. Raglan Papahua Holiday Park Board – Appointment of Community Representative

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

Section 7(2)(a)

Section 48(1)(a)

b. Pokeno Private Wastewater Drainage Connections – Phase 3

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

Section 7(2)(h)

Section 48(1)(a)

Section 7(2)(i)

Section 7(2)(j)

c. Contribution to infrastructure constructed by Rangitahi Limited on behalf of Council

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

Section 7(2)(b)(ii)

Section 48(1)(a)

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

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

Section 48(1)(a)

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

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

Section 48(1)(a)

CARRIED on the voices

WDC1910/32

Resolutions WDC1910/33 – WDC1910/43 are contained in the public excluded section of these minutes.

REPORTS (CONTINUED)

It was resolved [WDC1910/35; WDC1910/37; WDC1910/38; WDC1910/40; WDC1910/41 and WDC1910/42] during the public excluded section of the meeting that the following resolutions be released into open meeting but the respective reports remain confidential and unavailable to the public:

Committee Recommendations to Council – 25 September 2019 **Agenda Item 2.1.2**

Request by Builtsmart Limited for a Private Plan Change for an area of land in Huntly South – Plan Change 22 (S&F1909/12)

Resolved: (Crs Smith/Lynch)

THAT Council accepts the request for Plan Change 22 – Builtsmart Ltd to the Operative Waikato District Plan in whole for processing, and notification as soon as practicable, pursuant to clause 25(2)(b) of Schedule 1 to the Resource Management Act 1991.

CARRIED on the voices

Committee Recommendations to Council – 25 September 2019 **Agenda Item 2.2.2**

Te Awa Cycleway (Ngaruawahia to Horotiu Section) 42 Thomas Street, Ngaruawahia – Land Acquisition (INF1909/12)

Resolved: (Crs Fulton/Gibb)

THAT Council approves:

- a. the land described in the Schedule be acquired for Recreation Reserve at a price to be established by agreement and in accordance with Council policy; and**
- b. the acquisition is funded from the existing Minor Maintenance Upgrade Works budget;**

AND THAT the Chief Executive be delegated authority to sign all relevant documentation to give effect to this resolution;

SCHEDULE

All that land shown as Section 1 on Survey Office Plan 536284 comprising 5 square metres more or less on Record of Title SA9A/1332 physically located at 42 Thomas Road, Ngaruawahia, and shown bordered in blue on the aerial photograph (Land Requirement Plan) attached to the staff report (Item 2.1 in the Infrastructure Committee's Public Excluded Agenda).

CARRIED on the voices

Koppens Road, Tamahere – Land Acquisition for Road (INF1909/13)

Resolved: (Crs Fulton/Patterson)

THAT Council approves:

- a. the land described in the Schedule be acquired for roading purposes at a price to be established by agreement and in accordance with Council policy; and**
- b. the acquisition is funded from the existing Minor Maintenance Upgrade Works budget;**

AND THAT the Chief Executive be delegated authority to sign all relevant documentation to give effect to this resolution;

SCHEDULE

Firstly all that land shown as Section 2 on Survey Office Plan 537768 comprising 141 square metres more or less on Record of Title 676499 physically located on Devine Road, Tamahere, and shown bordered in yellow on the aerial photograph attached to the staff report (Item 2.2 in the Infrastructure Committee's Public Excluded Agenda).

Secondly all that land shown as Section 1 on Survey Office Plan 537768 comprising 7 square metres more or less on Record of Title 676500 physically located on Koppens Road, Tamahere, and shown bordered in red on the aerial photograph attached to the staff report (Item 2.2 in the Infrastructure Committee's Public Excluded Agenda).

CARRIED on the voices

Raglan Papahua Holiday Park Board – Appointment of Community Representative
Agenda Item 4.1

Resolved: (Crs McGuire/Lynch)

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

AND THAT Mr Geoffrey Kelly be appointed as the Community Representative to the Raglan Papahua Holiday Park Board for a term of three years with effect from 16 October 2019, and with a right to stand for reappointment in accordance with the Raglan Papahua Holiday Park Board Charter.

CARRIED on the voices

Pokeno Private Wastewater Drainage Connections – Phase 3
Agenda Item 4.2

Resolved: (Crs McGuire/Henderson)

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

AND THAT the Council approves that the Wastewater Scheme Construction - Pokeno project phase 3 budget be set for an amount up to \$235,000.00 plus \$34,000.00 for Watercare Infrastructure Growth Charges and fully funded from the Pokeno Structure Plan Reserve;

AND FURTHER THAT the Council approves that the additional 15 properties referenced in Attachment 1 of this report, be charged at the 2015/16 50% subsidised capital works charge of \$13,619.00.

AND FURTHER THAT no further subsidy to connect to the wastewater reticulation scheme for Pokeno Village will be offered to the remaining existing properties.

CARRIED on the voices

Contribution to infrastructure constructed by Rangitahi Limited on behalf of Council
Agenda Item 4.3 (ref WDC1910/02)

Resolved: (Crs Gibb/McGuire)

THAT the report from the Chief Operating Officer be received;

AND THAT the Rangitahi Wastewater Upgrade Project (“the Project”) be established with an approved budget of \$496,690.16 plus GST;

AND FURTHER THAT the Project be funded \$196,690.16 from the Development Contributions Reserve and \$300,000 from loan funding to be repaid by targeted rate reserves;

AND FURTHER THAT payment for works undertaken by Rangitahi Limited in relation to the construction of the Rangitahi wastewater network, be paid subject to receipt of a valid invoice;

AND FURTHER THAT progress payment of \$1.5 million plus GST for works undertaken by Rangitahi Limited for construction of the water main, be paid subject to meeting the following conditions:

- a. Satisfactory pressure testing results,**
- b. Evidence of clear title to the pipe,**
- c. An agreement to grant an easement,**
- d. Evidence of mortgagee consent and registration of a caveat, or other agreed security instrument,**
- e. Receipt of valid tax invoice;**

CARRIED on the voices

At the resumption of the Open session of the meeting, His Worship the Mayor invited each Councillor to provide their reflections on the triennium. Councillor Fulton gave a valedictory speech with it being his last Council meeting.

There being no further business the meeting was declared closed at 3:38pm.

Due to the 2019 local authority elections, His Worship the Mayor, as Chair, and the Chief Executive Mr GJ Ion, signed off the ‘end of term’ Waikato District Council Minutes, in accordance with Standing Order 27.4.

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His Worship the Mayor
CHAIRPERSON

.....
GJ Ion
CHIEF EXECUTIVE