

Minutes for a meeting of the Waikato District Council held in the Council Chambers, 15 Gallileo Street, Ngaruawahia on **MONDAY, 23 MAY 2022** commencing at **9.30am**.

Present:

His Worship the Mayor, Mr AM Sanson (Chairperson)
Cr AD Bech
Cr JA Church
Cr JM Gibb (*from 9.37am – Item 7.4*)
Cr SL Henderson
Cr SD Lynch
Cr RC McGuire (*until 11.20am*)
Cr FM McNally
Cr EM Patterson
Cr JD Sedgwick
Cr NMD Smith
Cr LR Thomson (*via Audio Visual Conference*) (*until 9.41am – after Item 7.4*)
Cr CT Woolerton

Attending:

Mr GJ Ion (Chief Executive)
Mr TG Whittaker (Chief Operating Officer)
Ms A Diaz (Chief Financial Officer)
Ms L Shirley (Zero Harm Manager)
Ms M May (Community Connections Manager)
Mr P Henderson (Roading Development Projects Manager)
Ms S Baker (Community Venues and Events Team Leader)
Mrs GJ Kanawa (Democracy Team Leader)
Mr M Horsfield (Democracy Advisor)

APOLOGIES AND LEAVE OF ABSENCE

Resolved: (Crs Sedgwick/Henderson)

THAT the apologies from Cr Eyre for non-attendance; Cr Thomson for early departure; and Cr Gibb for lateness be accepted.

CARRIED

WDC2205/01

CONFIRMATION OF STATUS OF AGENDA ITEMS

Resolved: (Crs Church/Lynch)

THAT the agenda for a meeting of the Waikato District Council held on Monday, 22 May 2022 be confirmed:

- a. with all items therein being considered in open meeting with the exception of those items detailed at agenda items 8, which shall be considered with the public excluded;
- b. receives the replacement report (circulated under separate cover) for item 6.3 – Strategy & Finance Committee Recommendations – 11 May 2022;
- c. all reports be received; and
- d. in accordance with Standing Order 9.4 the order of business be changed with the following agenda items being considered after item for Confirmation of Minutes:
 - i. agenda item 7.4 - Raglan Food Waste Collection Targeted Rate Adoption;
 - ii. agenda item PEX 4.1 Northgate Development Ltd, Development Agreement, Road 2 Construction Cost Claim, Invoice-0040; and
 - iii. agenda item PEX 4.2 Remuneration of Waikato Local Authority Shared Services (WLASS) Board Chair.

CARRIED

WDC2205/02

DISCLOSURES OF INTEREST

There were no disclosures of interest.

CONFIRMATION OF MINUTES

Agenda Item 4

Resolved: (Crs Bech/Sedgwick)

THAT the minutes for the Waikato District Council meeting held on Monday, 11 April 2022 be confirmed as a true and correct record.

CARRIED

WDC2205/03

REPORTS

Raglan Food Waste Collection Targeted Rate Adoption Agenda Item 7.4

The report was received [*WDC2205/02 refers*] and the following discussion was held:

- Appreciate the work from staff regarding enabling the Raglan Community Board to advocate for the continuation of the food waste collection in the Raglan Community.
- More comprehensive and inclusive consultation process utilised this year.
- Noted that this collection would meet the direction of Central Government regarding climate change.
- Interested that people could not opt out and requested more information around this – staff responded to the issues that would occur if there was the ability to opt out.
- Concern over summer season with people coming into baches and use of the food waste process, therefore there needs to be information going out just prior to summer to highlight awareness of the service.

Resolved: (Crs Thomson/Bech)

That the Waikato District Council adopts the proposed targeted rate for the Raglan Food Waste collection service of \$72.90 per annum from 1 July 2022.

CARRIED

WDC2205/04

ACTION: Staff to undertake the necessary action to implement the new targeted rate for the Raglan Food Waste collection service.

EXCLUSION OF THE PUBLIC

Agenda Item 8

Resolved: (Crs Patterson/Woolerton)

THAT the public be excluded from the following parts of the proceedings of this meeting.

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

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
Item PEX 4.1 Northgate Development Ltd, Development Agreement, Road 2 Construction Cost Claim, Invoice 0040	Good reason to withhold exists under Section 6 or Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
Item PEX 4.2 Remuneration of Waikato Local Authority Shared Services (WLASS) Board Chair		

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

Item No.	Section	Interest
Item PEX 4.1 Northgate Development Ltd, Development Agreement, Road 2 Construction Cost Claim, Invoice 0040	7(2)(g)	To protect legally privileged information.
	7(2)(h)	To enable commercial activities to be carried out without prejudice or disadvantage.
Item PEX 4.2 Remuneration of Waikato Local Authority Shared Services (WLASS) Board Chair	7(2)(a)	To protect information that would otherwise unreasonably prejudice a person's commercial position
	7(2)(i)	To enable negotiations to carry on without prejudice or disadvantage.

CARRIED

WDC2205/05

ACTION REGISTER

Agenda Item 5

The report was received [*WDC2205/02 refers*] and no further discussion was held.

COMMITTEE RECOMMENDATIONS

Agenda Item 6

Policy & Regulatory Committee Recommendations – 3 May 2022

Agenda Item 6.1

Adoption of the Reviewed Speed Limits Bylaw 2011 (P&R2205/05)

The report was received [*WDC2205/02 refers*] and no further discussion was held.

Resolved: (Crs Sedgwick/Lynch)

THAT the Waikato District Council adopts the 2022 amendments to the Speed Limits Bylaw 2011, as set out in Attachment A on page 64 of the Policy & Regulatory Committee agenda.

CARRIED

WDC2205/09

Infrastructure Committee Recommendations – 9 May 2022

Agenda Item 6.2

Gordonton Road, Taupiri – Land Acquisition for Cemetery Purpose (INF2205/04)

The report was received [*WDC2205/02 refers*] and the following discussion was held.:

- Concern had been raised at the Taupiri Community Board that the area of land needed to be extended as there were unmarked graves in areas other than marked on the map for the report.
- It was noted that Waka Kotahi would need to investigate this and resolve it prior to the land being vested back to Council.

ACTION: Staff to advise Waka Kotahi regarding the feedback from the local farmer that there are further unmarked graves outside of the mapped area being vested to Council and should investigate further prior to this occurring.

Resolved: (Crs Patterson/Gibb)

THAT the Waikato District Council:

- a. approves the acquisition of that part of PT Lot 2 DP 10101 (0.1515 ha subject to survey) at 2196 Gordonton Road, Taupiri for cemetery purposes as shown on the Land Requirement Plan appended to this report at a price established by valuation and in accordance with Council's Strategic Land Acquisition and Disposal Policy 2019 and to be funded by the Strategic Land Purchase budget IPG-19100-CO-0000-0819.
- b. delegates to the Chief Executive the authority to conclude an agreement and execute all relevant documentation to give effect to this resolution.

CARRIED

WDC2205/10

Lake Kainui drainage project 2021- Update April 2022 (INF2205/05)

The report was received [WDC2205/02 refers] and no further discussion was held.

Resolved: (Crs Patterson/Gibb)

THAT the Waikato District Council approves a portion of the WDC funds, of up to \$210,000 from budget line 1LA10024-C0-1499-0222, to be used for the removal and replacement of private assets.

CARRIED

WDC2205/11

Strategy & Finance Committee Recommendations – 11 May 2022

Agenda Item 6.3

Conservation Funding Report (S&F2205/04)

The report was received [WDC2205/02 refers] and the following discussion was held:

Resolved: (Crs Gibb/Patterson)

THAT the Waikato District Council:

- a. approves funding of \$4,999.00 from the Council Conservation Fund to Greg Townsend to assist with the protection and restoration of the bush and forest, including its native wildlife at 138 Tauhei Road, Ngaruawahia; and
- b. approves funding of \$14,999.00, spread over a three-year period, from the Council Conservation Fund to Pukemokemoke Reserve Trust to assist with the three-year planting programme at Pukemokemoke Reserve.

CARRIED

WDC2205/12

REPORTS

Zero Harm Update

Agenda Item 7.1

The report was received [WDC2205/02 refers] and the following discussion was held:

- Zero Harm engagement conversations, would anticipate an increase in February due to people coming back from holiday but this is not what the statistics show? Correct, the issue was more around safety conversations being recorded in the system, for which the ELT were following up on with people leaders.
- Asbestos – could we move this issue along as quickly as possible?

ACTION: Zero Harm Manager to provide an updated timeline on dealing with asbestos in Council buildings/facilities.

- Watercare –subcontractor of subcontractor event? Yes, the issue was escalated within required timeframe and Worksafe have confirmed they were comfortable with the reporting process undertaken.
- Concerned to see increased aggression towards frontline staff, do Council have any initiatives planned? ELT very conscious of the issue and have received a benchmark report from others in the sector. Training had been provided to customer delivery staff on how to deal with problematic and aggressive customers, with further training scheduled that had to be cancelled due to COVID.
- The staff are clear with what was acceptable behaviour and what was not.
- Customer experience strategy was working on nipping the frustration in the bud and thereby addressing their concerns earlier.

ACTION: Zero Harm Manager to share benchmarking report with Councillors.

- Uncontrolled hazard identified – what do we do with this information? The Zero Harm Manager provided an example of an identified hazard and how it was mitigated.
- The entrance to the building from the Councillor carpark is often utilised as a storage area. Not only is it unprofessional but a mess which was not good for our corporate image and poses trip hazards when people are walking through the area.

ACTION: Staff to remove the items stored at the Councillor carpark entrance to mitigate the identified hazard.

- Councillors requested a brief update on discharge issues at elbow boat ramp.

ACTION: Staff to provide update on discharge issues at elbow boat ramp.

Local Government NZ (LGNZ) Conference 2022

Agenda Item 7.2

The report was received [*WDC2205/02 refers*] and the following discussion was held:

- His Worship the Mayor advised that he had sent Councillors an email regarding the additional recommendation to include Cr Thomson as she would already be at the Te Maruata Hui for Maaori elected members the day before the conference.
- It was noted that the Council policy clearly advises that community board members expenses for conferences need to come from their discretionary funds and therefore the request from the two (2) community board members for assistance with funding was declined.
- It was further noted that both community board members should only attend the YEM Hui (pre-conference one day registration) and not the LGNZ conference itself.

ACTION: Democracy Team Leader to advise the community board members that they would need to seek community board discretionary funding, noting that their registration should only be for the pre-conference hui.

Resolved: (Crs Lynch/Bech)

That the Waikato District Council:

- a. approves the attendance of Cr Thomson to attend the Te Maruata Hui for Maaori elected members prior to the commencement of the LGNZ conference;**
- b. confirms the following delegation to attend the LGNZ Conference 2022; would be His Worship the Mayor, Councillor Eyre, Councillor Patterson, Councillor Thomson and the Chief Executive; and**

CARRIED

WDC2205/13

The meeting was adjourned at 10.53am and resumed at 11.14am.

Councillor McGuire left the meeting during the adjournment.

Request for operational grant for the Huntly War Memorial Hall

Agenda Item 7.3

The report was received [*WDC2205/02 refers*] and no further discussion was held:

- Where was the proposed funding coming from? Reserves created from the targeted rate currently collected.
- Section 5.2 of the report incorrect – for transparency purposes it should state \$26 and note that this would be insufficient as a targeted rate going forward as anything less than the \$45-\$50 mark was insufficient and sets the Hall Committees up to fail.
- Concern raised about the amount being sufficient without compromising on quality.
- Supportive but concerned about setting a precedent, timing of payment and timing of consultation – any idea when this would be or how much? No.
- Consultation process will occur around July this year and cover the issue of the targeted rate.

Resolved: (Crs Lynch/McInally)

That the Waikato District Council approves the payment of a one-off grant of \$38,000 to assist with the Huntly War Memorial Hall Committee 2022/2023 operational costs.

CARRIED

WDC2205/14

Proposed Road Name for Subdivision 0091/20 212 Newell Road, Tamahere

Agenda Item 7.5

The report was received [*WDC2205/02 refers*] and the following discussion was held:

- Community Committee did not believe the word “landing” was appropriate unless the developer was to enable access to the “landing” area.
- The purpose of the Road Naming Policy was to listen to the community as they were the ones that lived there.

Resolved: (Crs Bech/Smith)

That the Waikato District Council approves Manuwai Lane as submitted by the Tamahere Community Committee for SUB0091/20 212 Newell Road, Tamahere (ROAD I).

CARRIED

WDC2205/15

ACTION: Staff to advise the developer of the approved road name.

EXCLUSION OF THE PUBLIC

Agenda Item 8

Resolved: (Crs Gibb/Lynch)

THAT the public be excluded from the following parts of the proceedings of this meeting.

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General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
Item PEX 1 Confirmation of Minutes Item number PEX 2 Action Register	Good reason to withhold exists under Section 6 or Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
Item PEX 3.1 Policy & Regulatory Committee Recommendations – 3 May 2022		
Item PEX 3.2 Infrastructure Committee Recommendations – 9 May 2022		

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

Item No.	Section	Interest
Item PEX 1 Confirmation of Minutes		Refer to the previous Public Excluded reason in the agenda for this meeting.
Item PEX 2 Action Register		Refer to the previous Public Excluded reason in the agenda for this meeting.
Item PEX 3.1 Policy & Regulatory Committee Recommendations – 3 May 2022		Refer to the Infrastructure Committee agenda for 3 May 2022 for Public Excluded reasons.

<p>Item PEX 3.2 Infrastructure Committee Recommendations – 9 May 2022</p>		<p>Refer to the Infrastructure Committee agenda for 9 May 2022 for Public Excluded reasons.</p>
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CARRIED

WDC2205/21

Resolutions WDC2205/06 – WDC2205/08 and WDC2205/17 – WDC2205/?? are contained in the public excluded section of these minutes.

Having concluded the public excluded meeting the following resolutions were released into the open section of the minutes.

Northgate Development Ltd, Development Agreement, Road 2 Construction Cost Claim, Invoice-0040
PEX Agenda Item 4.1

It was resolved [Resolution No. WDC2205/06] during the public excluded section of the meeting that the following resolution be released into open meeting but the report remain confidential and unavailable to the public:

“Resolved: (His Worship the Mayor/Cr McGuire)

THAT the Waikato District Council approves:

- a. approves the payment of Invoice Number INV-0040 for [REDACTED], (copy of which is attached to the staff report) in accordance with the terms and conditions of the Development Agreement between Northgate Developments Ltd and Waikato District Council;
- b. approves that the payment be funded from the approved budgets (refer to table in financial section) to the value of [REDACTED], and the amount exceeding the budget of [REDACTED], be funded from the Roading Upgrading Contributions reserve (9309); and
- c. agrees to release the resolution to pay the invoice into open meeting but the report and quantum of payment remain confidential and unavailable to the public.”

Remuneration of Waikato Local Authority Shared Services (WLASS) Board Chair
PEX Agenda Item 4.2

It was resolved [Resolution No. WDC2205/07] 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:

