

**Confirmed Minutes of Ordinary Meeting Of Kaipara District Council In The Council
Chambers, Station Road, Dargaville On Wednesday 29 April 2009 Commencing 1.00 pm**

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Confirmed

Minutes: 29 April 2009**1 Opening : Cr Sutherland**

Councillor Taylor to open the 27 May 2009 meeting.

1.1 Present

Mayor N Tiller, Councillors R Alspach, B Burnett, J Geange, W Guest, B McEwing, T Smith, J Sutherland, G Taylor

1.2 In Attendance

J McKerchar, B Holden, S Soole, F Vessey, M Vincent, C Lichtwark McInnes, B Ware

2 Confirmation of Minutes**2.1 Ordinary Council Meeting : 25 March 2009****Governance Manager 1601.13**

A copy of the minutes was circulated.

Resolved Sutherland/Alspach

That the minutes of the Ordinary Meeting of Council 25 March 2009, as circulated, be confirmed as a true and correct record, with the addition of papers tabled by Councillor Guest prior to moving into 'Public Excluded' meeting.

3 Policy**3.1 Keeping of Minutes****Governance Manager 1203.01; 1601.13**

A report by the Governance Manager was circulated as Council was considering how in-depth the record of the Minutes of its Council meeting should be. The depth of Minute-taking ranged from verbatim through to recording only the decisions made by Council. The vast majority of the councils contacted did not record meetings and firmly believed less was best. There can be very little argument if all that was recorded were the decisions that had been made. The greater the depth of Minute-taking and the more this was attributed to one particular Councillor or other the more dissension occurred with Councillors often disputing what they said or saying that what they really meant had been something else.

It was the responsibility of the Minute-taker to listen to what was being said and to summarise the main points and herein lay the potential for dissension. It was one person's interpretation and the more in-depth a set of Minutes the more the Minute-taker's interpretation of a series of comments became subjective and disagreements were almost guaranteed to occur. Everyone heard differently and each person interpreted what he/she heard in a slightly different way.

Minutes should be a recording of the proceedings of a meeting that were kept to preserve a brief, accurate and clear record of the business transacted.

Resolved McEwing/Geange

That Council not only records the information set out in 3.17.2 of the Standing Orders NZS 9202:2003 but notes the reports given to Council, the reason a particular decision was made and any points that change direction. Only members moving or seconding motions and making points of order have their names recorded.

Reason for the decision

Minutes taken this way will be more concise and accurate than verbatim. It will also give some understanding of the nature of the debate.

Councillor Guest voted against the motion

3.2 Dargaville Information Centre Update Closure

Stakeholder Engagement Manager 2124.03; 2124.04.03; 2132.03.01

A report from the Stakeholder Engagement Manager was circulated updating Council on the Dargaville Information Centre discussions regarding its continuation as a business in Dargaville. Council had been considering over several months proposed changes to the delivery of visitor information and particularly the Dargaville Information Centre.

Investigating a proposal to merge Library and information services to address an issue of rising costs and declining use in the information service had uncovered a range of alternative proposals all of which had pros and cons.

Options investigated included Status Quo, combined services housed in the Town Hall, Council ceasing to provide an information centre, handing over to a promotion society or to a private business, combining with other services either in the current location, increased use of volunteers.

This report recommended Council ceasing to operate a local information centre. If operating an I-site provided a benefit to the tourist industry it will move to fill the gap. Other information can be more effectively dispensed via the customer services and library teams.

Uncertainty had a detrimental effect on staff motivation and health. Council had a responsibility as a good employer to make a decision as soon as possible and communicate it to the staff.

Resolved Taylor/Alspach

That Council ceases to provide information from the current Dargaville Information Centre site from 1 July 2009 and that the provision of tourist information be absorbed into Council's existing information outlets which are Kaiwaka Information Centre Customer Services and Library.

Reason for the decision

The centre is not used by sufficient numbers to justify the cost.

Resolved Guest/Smith

That Council staff report back to Council on future options for the Dargaville Information Centre building.

Reason for the decision

To enable Council to use this building to the best possible benefit to the people of Kaipara.

3.3 Borrowing Programme

Finance Manager 2305.01

A report from the Finance Manager was circulated which recommended the raising a loan of \$5,787,000 by the issue of stock or any other means to be known as the Kaipara District Council Infrastructure Loan 2009 - \$5,787,000.

Resolved Taylor/Burnett

That in pursuance of the powers conferred on it by the Local Government Act 2002 and the regulations made thereunder, and any other powers enabling it the Kaipara District Council

Hereby resolves to raise a loan of \$5,787,000 by the issue of stock or any other means to be known as the Kaipara District Council Infrastructure Loan 2009 - \$5,787,000 - for the following purpose:

	\$
a) <i>The upgrading of Stormwater Services in the Dargaville Urban Area</i>	(218,000)
b) <i>The upgrading of Stormwater services in the Mangawhai Area</i>	(332,000)
c) <i>The upgrading of Stormwater services in the Baylys Area</i>	(40,000)
d) <i>The upgrading of Wastewater services within the Glinks Gully Effluent Disposal Area</i>	(56,000)
e) <i>The upgrading of Wastewater services within the Maungaturoto Urban Area</i>	(1,253,000)
f) <i>The upgrading of Water supply services within the Dargaville Water Supply Area</i>	(108,000)
g) <i>The upgrading of Water supply services within the Glinks Gully Water Supply Area</i>	(64,000)
h) <i>The upgrading of Water supply services within the Maungaturoto Water Supply Area</i>	(2,108,000)
i) <i>The upgrading of Water supply services within the Ruawai Water Supply Area</i>	(63,000)
j) <i>The replacement of bridges within Kaipara District</i>	(105,000)
k) <i>The Conversion of Hakaru Landfill to Transfer Station</i>	(200,000)
l) <i>The Upgrade of Drainage at Memorial Park, Dargaville</i>	(240,000)
m) <i>The Contribution to replacement of Dargaville Swimming Pool</i>	(1,000,000)

And that the Chief Executive and the Finance Manager be delegated authority to determine the conditions of the said loan.

And that security for the loan and interest thereon shall be as follows:

a) *Dargaville Stormwater Upgrading* \$ 218,000

A targeted annual recurring rate of such amount each year on the rateable value of all rateable property in the Dargaville Stormwater Area as may in that year provide sufficient revenue for the payment of annual charges in respect of the loan plus 10%.

b) *Mangawhai Stormwater Upgrading* \$ 332,000

A targeted annual recurring rate of such amount each year on the rateable value of all rateable property in the Mangawhai Stormwater Area as may in that year provide sufficient revenue for the payment of annual charges in respect of the loan plus 10%.

- c) *Baylys Stormwater Upgrading* \$ 40,000

A targeted annual recurring rate of such amount each year on the rateable value of all rateable property in the Baylys Stormwater Area as may in that year provide sufficient revenue for the payment of annual charges in respect of the loan plus 10%.

- d) *Glinks Gully Wastewater Upgrading* \$56,000

A targeted annual recurring rate of such amount each year on the rateable value of all rateable property in the Glinks Gully Effluent Disposal Area as may in that year provide sufficient revenue for the payment of annual charges in respect of the loan plus 10%.

- e) *Maungaturoto Wastewater Upgrading* \$1,253,000

A targeted annual recurring rate of such amount each year on the rateable value of all rateable property in the Maungaturoto Urban Area as may in that year provide sufficient revenue for the payment of annual charges in respect of the loan plus 10%.

- f) *Dargaville Water Supply Upgrading* \$108,000

A targeted annual recurring rate of such amount each year on the rateable value of all rateable property in the Dargaville Water Supply Area as may in that year provide sufficient revenue for the payment of annual charges in respect of the loan plus 10%.

- g) *Glinks Gully Water Supply Upgrading* \$64,000

A targeted annual recurring rate of such amount each year on the rateable value of all rateable property in the Glinks Gully Water Supply Area as may in that year provide sufficient revenue for the payment of annual charges in respect of the loan plus 10%.

- h) *Maungaturoto Water Supply Upgrading* \$2,108,000

A targeted annual recurring rate of such amount each year on the rateable value of all rateable property in the Maungaturoto Water Supply Area as may in that year provide sufficient revenue for the payment of annual charges in respect of the loan plus 10%.

- i) *Ruawai Water Supply Upgrading* \$63,000

A targeted annual recurring rate of such amount each year on the rateable value of all rateable property in the Ruawai Water Supply Area as may in that year provide sufficient revenue for the payment of annual charges in respect of the loan plus 10%.

- j) *District Bridge Replacement* \$105,000

A general annual recurring rate of such amount each year on the rateable value of all rateable property in the Kaipara District as may in that year provide sufficient revenue for the payment of annual charges in respect of the loan plus 10%.

k) *Conversion of Hakaru Landfill to Transfer Station* \$200,000

A general annual recurring rate of such amount each year on the rateable value of all rateable property in the Kaipara District as may in that year provide sufficient revenue for the payment of annual charges in respect of the loan plus 10%.

l) *Drainage Upgrade at Memorial Park, Dargaville* \$240,000

A general annual recurring rate of such amount each year on the rateable value of all rateable property in the Kaipara District as may in that year provide sufficient revenue for the payment of annual charges in respect of the loan plus 10%.

m) *Contribution to Replacement of Dargaville Swimming Pool* \$1,000,000

A targeted annual recurring rate of such amount each year on the rateable value of all rateable property in the former Dargaville Borough as may in that year provide sufficient revenue for the payment of annual charges in respect of the loan plus 10%.

And that *if raised by local authority stock, that a sinking fund be established, and that the sum be lodged annually with the Sinking Fund Commissioner during the currency of the loan, and such sinking fund to be adequate with accumulated interest to repay the loan over the maximum term of the loan.*

And that *the Chief Executive and Finance Manager be delegated authority to select the appropriate institution with which to establish the sinking fund, provided such selection complies with Clause 3.4 of the Investment Policy.*

And that *due and careful consideration has been given, both at the time of inclusion of this loan in the 2008/2009 Annual Plan, and again at the date of this resolution, to both the risks, and benefits, of the loan.*

And that *satisfactory explanations have been obtained that the general terms and conditions of the loan and the security given in relation to the loan are in accordance with the current Liability Management Policy of Council.*

3.4 State Highway 12, Matakohe Realignment Project

Community Infrastructural Assets Manager **4106.03.02**

A report by the Community Infrastructural Assets Manager was circulated relating to the commitment of the Council and the community to progressing the State Highway 12 Matakohe Realignment Project. The project will improve safety, reduce travel time and delays, improve access for all users and ensure route security. This project would improve the current poor horizontal and vertical geometry and replace two single-lane bridges to provide two lanes throughout this section of the State Highway.

URS recommendation was that the project proceeds to the Investigation and Reporting phase. As a result of the Peer Review by GHD, URS recommendation reconfirmed that the State Highway 12 Matakoho Improvements Project proceed to the Investigation and Reporting phase.

Resolved Alspach/Taylor

That Council endorses and supports URS recommendation to proceed with the investigation and design phase for the State Highway 12 Matakoho realignment project; and

That the R Funding committed to State Highway 12 Matakoho Realignment Project be used to fund the Investigation and Reporting phase.

Reason for the decision

To again reconfirm Council's direction to see the State Highway 12 Matakoho Realignment project proceed, as per agreements with NZ Transport Agency and Northland Regional Council.

3.5 Te Kopuru Wastewater Treatment Plant: Proposal To Investigate Feasibility Of Land Disposal

Community Infrastructural Assets Manager 4502.0

A report from the Community Infrastructural Assets Manager was circulated, the purpose of which was to provide Council with an outline of cost estimates for carrying out an investigation into land disposal options for discharging treated wastewater from the Te Kopuru wastewater treatment plant and assessing the potential impact of such a project on ratepayers.

Resolved McEwing/Taylor

That Council does not proceed with the proposal to assess land disposal options for Te Kopuru Wastewater Treatment Plant.

Reason for the decision

Monitoring information collected to date indicates that the practice of discharging treated wastewater to water from the Te Kopuru Wastewater Treatment Plant is not having a significant adverse effect on the environment. The treatment facility is also considered to be the best practicable option for the foreseeable future. As the current practice aligns with Regional Policy and is not contradictory to Council's LTCCP objectives, an assessment of land disposal options is not considered necessary.

Councillor Guest voted against the motion

3.6 Maungaturoto Water Supply: Brooklands Irrigation Dam and Raw Water Pipeline

Community Infrastructural Assets Manager

4807.01

A report from the Community Infrastructural Assets Manager was circulated that sought Council's final approval to proceed with the construction of a new raw water pipeline for the Maungaturoto Water Supply from Brooklands Irrigation Dam (off Baldrock Road) to Council's existing raw water pipeline on State Highway 1. After five years of planning and negotiations the Maungaturoto Water Supply, Brooklands Irrigation Dam and Raw Water Pipeline project is nearing construction. The Water Take and Supply Agreements are ready for Council's execution. Once executed Fulton Hogan will begin construction of the pipeline which will be completed prior to summer 2009.

Council requested that all potentially affected parties be notified.

Resolved Taylor/McEwing

That Council executes the Maungaturoto Water Supply Agreement to Acquire Right to Take Water From Dam ("Water Take Agreement"); and

That Council executes the Maungaturoto Water Supply Agreement ("Supply Agreement"); and

That Council awards Contract 529 - Maungaturoto Water Supply Raw Water Pipeline to Fulton Hogan Limited for the sum of \$1,382,139.

Reason for the decision

To provide the Maungaturoto Water Supply greater surety of supply in drought conditions.

3.7 Maungaturoto Wastewater Treatment Plant: Notice of Requirement: Proposed Alteration to Designation

Development Manager

4506.0

Council needed to confirm a Notice of Requirement made under the provisions of Section 181 of the Resource Management Act (1991) to make a minor alteration to the boundary of an existing designation. The Notice of Requirement was circulated separately with this agenda.

This Notice of Requirement met all of the requirements under Section 181(3) and as such only needed to be confirmed by Kaipara District Council to be made operative in the District Plan. The altered boundary to the existing designation was minor in nature and will not result in any additional significant adverse effect on the environment. The altered boundary was reasonably necessary to give effect to new resource consent conditions and to protect public health of downstream users.

The Maungaturoto Wastewater Treatment Plant operated under a variety of consents, including a designation for sewage treatment works under the Kaipara District Plan. The current upgrade of the treatment plant includes the installation of a membrane filtration plant, storage pond and new discharge structure. This additional plant was located outside the area currently designated for sewage treatment works. It was therefore necessary to alter the boundaries of the existing designation to incorporate the additional treatment plant being installed. Such a boundary adjustment was provided for in Section 181 of the Resource Management Act (1991).

Section 181 of the Resource Management Act (1991) provided for the minor adjustment of a designation boundary, provided that there were no additional adverse effects on the environment and the owner / occupier of the land directly affected agreed. In this case, the owner / occupier of the land was the Kaipara District Council and the circulated Notice of Requirement provided an assessment of effects, which confirmed that there will be no additional adverse effects on the environment.

The upgrade of the Maungaturoto Wastewater Treatment Plant is identified within *Kaipara's Future - Working Together* (LTCCP). The recommendations within the Notice of Requirement fitted within the levels of service and community outcomes identified in *Kaipara's Future - Working Together*, including the provision of wastewater reticulation, treatment and disposal facilities to identified communities to protect public health and environmental health.

Resolved Taylor/Smith

That Council receives Duffill Watts Consulting Group Notice of Requirement and Assessment of Effects report dated 31 March 2009; and

That Council adopts the Notice of Requirement to alter the boundaries of the Maungaturoto Wastewater Treatment Plant for the purposes of treating sewage.

Reason for the decision

The Notice of Requirement needs to be adopted by Council before it can be made operative in the District Plan; and

The alteration of the designation boundary is reasonably necessary to ensure that the upgraded Maungaturoto Wastewater Treatment Plant is operating under appropriate land use consents.

3.8 Road Legalisation: Wairere Road, Paparoa

Community Infrastructure Assets Manager

4102.08

Council had been approached by Birt and Currie Surveyors Ltd who was currently subdividing a property on Wairere Road for K Hames. As part of the surveying Birt and Currie Surveyors Ltd had found that the road formation had encroached onto the land owned by Mr Hames. This was shown as Lot 4 DP416369 on the circulated plan, as Vesting on Deposit for Road. The area of land involved amounts to 350 square metres.

On behalf of K Hames, the Surveyor had asked whether Council will accept the land as Road to Vest. The amount proposed for this land was \$350.00 plus GST, to which K Hames was agreeable. A formal valuation was not warranted, as the cost to obtain one would exceed the value of the land.

To undertake this formalisation work at a later date was likely to be at a greater cost to Council.

Resolved Geange/Burnett

That Council agrees that \$350.00 plus GST be paid to K Hames for the 350 square metres of land to vest as road, shown as Lot 4 DP 416369.

Reason for the Decision

To formalise a situation where private land is on Council road by working in conjunction with the private land owner.

3.9 Road Legalisation: Pahi Road, Paparoa

Community Infrastructure Assets Manager

4102.08

Council recently undertook reconstruction work to Pahi Road, which involved taking of land from R Smellie and Thomson Wilson Trustees Ltd. A survey was commissioned from Stratton Bentley Surveyors. This showed that 21 square metres of land was required for road being Section 1 Part Allotment 4, Parish of Paparoa.

Negotiations had been held with Mrs Smellie for the purchase of this land and the sum of \$100.00 plus GST had been agreed to. This sum was based on a per hectare rate of \$25,000 which was in line with current values in the area.

A Memorandum of Agreement Pursuant to the Public Works Act 1981 had been signed by the land owner. It was recommended that Council accepts this offer and confirms the agreement. Entering into this agreement will enable legalisation of land taken for reconstruction on Pahi Road, Paparoa.

Council's approval was required to finalise the agreement.

Resolved Geange/Sutherland

That Council accepts the conditions set out in the Memorandum of Agreement Pursuant to the Public Works Act 1981 in relation to the area of land to be taken as road for reconstruction on Pahi Road, Paparoa, being 21 square metres (Section 1, Part Allotment 4 Parish of Paparoa); and

That Council pays compensation to the property owner of \$100.00 plus GST as agreed.

Reason for the decision

To formalise a situation where land has been taken for reconstruction work under Section 17 of the Public Works Act 1981

3.10 Expenses Policy: Elected Members

Governance Manager 1801.0

At its meeting dated 25 April 2009 Council considered and adopted the proposed Remuneration Pool for 2009/2010. It was now appropriate that Council re-confirmed its Expenses Policy.

There were no changes proposed to the Expenses Policy previously adopted by Council in November 2007.

Resolved Guest/Smith

That Council will reimburse actual reasonable:

- a) *Expenses incurred by Councillors attending pursuant to a resolution of the Council or of a Committee: National Conferences or Zone Meetings of the New Zealand Local Government Association or when carrying out any similar work pursuant to a resolution of the Council.*
- b) *Registration, travel (economy airfares in the case of air travel), accommodation, meal and related incidental expenses incurred by members in attendance at conferences, courses, seminars and training programmes.*

Provided:

- *the related expenditure can be accommodated within existing budgets*
- *the major subject of the event (conference, course, seminar or training programme etc) is of significant relevance to the Council and includes a significant policy/governance content*

- *attendance at the event is relevant for obtaining an understanding of policies and initiatives taken by other local authorities relevant to the Council's activities*
 - *in selecting which member(s) should attend the event, preference is given to those members who have a responsibility for or who take a lead on the issues which the event is related to.*
- c) *The Council will pay a kilometre allowance when Councillors are:*
- i. *attending meetings of the Council or any Committee thereof*
 - ii. *attending Council or Committee Workshops and Open Days*
 - iii. *representing the Council at meetings called by other organisations and bodies at which the particular Councillor has been appointed as its representative (or to attend), or attending such meetings when requested by the Mayor or Chief Executive*
 - iv. *representing the Council pursuant to a resolution of the Council or a Committee at a public meeting called by the Council/Committee*
 - v. *attending Hearings Committee and District Plan Committee site visits*
 - vi. *attending meetings of ratepayer associations etc within the ward which they represent*
 - vii. *attending informal meetings but only when the meeting has been requested or been authorised in advance by the Mayor and Chief Executive.*
- d) *When Councillors are travelling to areas outside the Kaipara district they are expected to ensure that an unnecessary number of vehicles do not travel to the same destination.*
- e) *The Council will reimburse reasonable meal and/or morning/afternoon tea costs in those instances where a kilometre allowance is payable and the meeting or site visit necessitates the meal and/or morning/afternoon tea being purchased (receipts to be provided).*
- f) *The Council will provide stationery necessary for Councillors in their role as Councillors, on request.*

That *no Mayoral vehicle be purchased and the Mayor continues to claim mileage on his private vehicle.*

That *Council policy is to pay Mayor and Councillors \$0.70 per kilometre for approved mileage.*

Reason for the decision

The rules for reimbursing expenses to elected members are simple, easy to apply and, as they are the same for all elected members, they meet the requirement of not distorting the Remuneration Authority determination on remuneration.

3.11 Local Government New Zealand Conference 2009 Christchurch “Local Government: Our Place in the World” 26 to 29 July 2009

Governance Manager 2113.02

Registrations were now open for the Conference to be held at the Christchurch Convention Centre in July 2009. Council had usually sent the Mayor, Deputy Mayor and Chief Executive along with a small number of other Councillors to gain a wider local government experience.

The theme of the Conference was “Local Government: Our Place In The World”. Sessions take place on Monday 27 and Tuesday 28 July and those attending needed to choose one session from each Stream.

The Stream One sessions include:

- World economy: challenges and opportunities
- Local democracy: an endangered species?
- Treaty settlements: ensuring effective co-management
- Climate change: you might need more than a raincoat!

Stream Two sessions include:

- RMA policy statements and plans: what have we learnt, where are we heading?
- Rugby World Cup 2001: ensuring a legacy
- Alcohol in our communities: are we past the tipping point?
- Using your Community Boards for added value.

Resolved Smith/Alspach

That the Mayor and Chief Executive attend the Local Government New Zealand Conference (Sunday 26 July 2009 to Wednesday 29 July 2009).

Reason for the decision

To ensure that the Kaipara District is adequately represented at this important forum while recognising the need to reflect the direction indicated in the Draft *Kaipara’s Future - Working Together 2009/19* of reduced conference cost..

3.12 Notice of Motion: Mangawhai Transport Network Study

Community Infrastructural Assets Manager 4106.01

“Notice of Motion to 29 April meeting of the Kaipara District Council, lodged under the terms of 3.10 of the Council’s standing orders, by the Joint Roding Portfolio Holders, Councillor Tom Smith and Councillor Richard Alspach.

Cames Road had been the subject of considerable Council angst over the years. As a result of continuous complaints about dust and misuse Council took the action of closing through access on Cames Road. Further disgruntled ratepayers petitioned Council to lift the blockade. This resulted in the Mayor and local Councillors holding meetings with the locals.

1601.13

cminutes April 29, 2009 public confirmed

These meetings, together with ongoing discussions with a number of individuals, had resulted in a better understanding of the constraints facing Council, but more importantly a willingness to see if there was a “community based” way of solving the problem.

To meaningfully engage with the community on this issue Council needed to complete the Mangawhai Transport Network Study, which will outline the extent of the work required and the possible cost.

This study had already been included in Kaipara’s Future - Working Together (LTCCP) for the 2009 year, at an estimated cost of \$20,000.

The movers maintain that to wait until next year will disastrously harden attitudes and fail to capitalise on the communities’ willingness to find a solution.

Hence the resolution.

Moved Smith/Sutherland

That the Mangawhai Transport Network Study be commenced immediately, subject to NZ Transport Agency funding, and deficit funded to the order of \$20,000, using the money already allocated in the draft Kaipara’s Future - Working Together (LTCCP) for the 2009 year.

The Motion was carried.

Reason for the motion

To be able to more quickly engage with the community to possibly find a solution to a long standing problem. “

The following comment was made on the Notice of Motion

Council decided in December 2008 that adequate planning was required to identify the future transport needs for Mangawhai. This was planned for in the draft *Kaipara’s Future - Working Together 2009/19* due for implementation in 2009/10. The Notice of Motion proposed to bring the Mangawhai Transport Network Study forward and commence the scope preparation, expressions of interest and award process into this financial year. This will require deficit funding of \$20,000 for a project that did not yet have NZ Transport Authority Approval. However, funding approval from NZ Transport Agency was expected for Council’s three year roading programme prior to the Council meeting on 29 April 2009. It was expected this project will be approved but there was a risk. Council was also hoping to get assistance from the Agency for this study and the Kaiwaka Transport Network Study so getting the study underway early could impact on that understanding. This was a strategic piece of work requiring a high level of planning and dedicated resource to ensure it is progressed in a timely manner.

4 Reports

4.1 Mayor's Report

1701.02.03

The Mayor tabled his report on matters of interest.

4.2 Councillors Portfolio Reports

Councillors 1904 (various)

The following Councillors gave written reports on portfolio matters and other items of interest.

Cr Burnett

- Refuse
- Economic

Cr Smith

- Roading
- Planning

Cr Guest

- Finance
- Stormwater - Northern
- Regulatory

4.3 Chief Executive's Report: April 2009

Chief Executive 2002.02.08

The Chief Executive's report for April 2009 was circulated separately.

Resolved Geange/Smith

That the Chief Executive's report for April 2009 be received.

5 Receipt and Adoption Items

5.1 Road Naming: Road to Vest located off Marshall Road, Kaiwaka: Paikea Lane

Community Infrastructure Assets Manager 4102.09

Council had previously received an application from Te Uri O Hau, who was completing a 15 lot subdivision located off Marshall Road in Kaiwaka. Lot 14 is road to vest to Council to become a public road. The developer's first preference was for Paikea Lane. The name Paikea was that of a well recognised early chief from the first settlement of the area. The name had great historical and cultural significance to Te Uri O Hau and the surrounding area. Descendants of the chief had also been representatives in parliament. The second choice was Paraire Paikea Lane and the third was Te Uri O Hau Lane. All names had historical and cultural significance to the area.

Paikea Lane complied with the Council's Road Naming Policy and was endorsed.

Resolved Sutherland/Geange

That the information be received.

5.2 Road Naming: Private Right of Way off View Street, Maungaturoto: Vickas Way

Community Infrastructure Assets Manager 4102.09

Council's mapping database had a road off View Street in Maungaturoto, which some time in the past had been named. Further research had not been able to locate the Council resolution which officially named or designated the street as a private right of way. Historically the road was part of land that belonged to the old Dairy Company and a number of houses in the area were originally dairy company owned, but were now in private ownership. Maungaturoto residents believed that the road was named after a tanker driver who died in a tanker accident. His name was Murray Parson and he was colloquially known as the Vicar. Murray's widow still lives in Maungaturoto.

Although under current Rooding Policy the name Vicka would not be recognised as it was a nickname. This road was already sign posted and was known to the local community as Vickas Way, to change now would cause confusion to locals.

Therefore Vickas Way was recommended as it was significantly different to any other in the District and was offered as having historical relevance to the community.

Resolved Sutherland/Geange

That the information be received.

5.3 Remuneration Authority: Mileage Allowance Discussion Paper

Governance Manager 1801.0

The Council considered the Remuneration Authority's Mileage Allowance Discussion Paper at its workshop held 25 March 2009. Submissions close 01 July 2009. The Remuneration Authority proposes as follows:

- *Remove the mileage allowance leaving elected representatives to claim the costs of vehicle use as part of their taxation arrangements*
- *Provide for explicit recognition of travelling time from home to Council business activities in Council's expenses policy*
- *Make explicit reference to the conditions under which the actual costs of travel on public transport may be met by Council in Council's expenses policy.*

The Council indicated that it was not in favour of the proposal preferring instead to retain the current system of \$0.70c per kilometre payable if using own vehicle on Local Authority business.

A draft submission had been prepared on behalf of Council and was circulated for approval.

Resolved Sutherland/Geange

That Council receives and endorses the submission prepared on it's behalf in response to the Remuneration Authority's Mileage Allowance Discussion Paper dated 28 January 2008.

Reason for the decision

Council considered the proposal put forward in the Remuneration Authority's discussion paper on Mileage Allowance but preferred to remain with the status quo.

6 Information Items

6.1 Delegated Authority: Schedule of Decisions

Development Manager 3803.0

A schedule of decisions that had been made under delegated authority was circulated. The purpose of this was not for Council to review the detail of those decisions as they had already been made under delegated authority, but rather to give an indication of the nature and scale of developments taking place within the District in a reasonably concise way.

Resolved Sutherland/Geange

That the Delegated Authority Schedule of Decisions be received.

6.2 Northland Regional Road Safety Plan 2009/2012

Community Infrastructural Assets Manager 4102.13

The Northland Regional Road Safety Plan 2009/2012 had been prepared by RoadSafe Northland of which Council was a member. The overarching philosophy of the strategy was sound. However, there were some concerns about the prescriptive nature of the goals and strategic actions. These had been outlined in the attached submission to the Northland Regional Council dated 13 March 2009, in discussion with the Road Safety Portfolio Holder.

Resolved Sutherland/Geange

That the information be received.

6.3 Department of Conservation: Proposal to Remove Fire Safety Margins: Kaipara District Council Objection

Community Infrastructural Assets Manager 6208.0

The Department of Conservation's proposal to remove Fire Safety Margins was discussed at a Council workshop on the 25 March 2009. As a result of that workshop and in discussion with the Emergency Management Portfolio Holder an objection to the proposal had been prepared and submitted to the National Rural Fire Authority. A copy of the letter of objection to the National Rural Fire Authority dated 27 March 2009 was circulated for the information of Councillors.

Resolved Sutherland/Geange

That the information be received.

6.4 Government Policy Statement (revised): Land Transport Funding 2009/10 to 2018/19

Community Infrastructural Assets Manager 2110.21

The Government released its revised Government Policy Statement (GPS2) on Land Transport Funding 2009/10-2018/19 on 19 March 2009. Local Government New Zealand had requested Council's comments on GPS2 no later than Wednesday 25 March 2009.

In discussion and agreement with the Roding and Road Safety Portfolio Holders the letter of 25 March 2009, which was circulated, outlined Council's comments on GPS2 and was forwarded to Local Government New Zealand on Wednesday 25 March 2009.

Also circulated was Local Government New Zealand's final submission to the Minister of Transport. The submission was based on the collective comments provided to Local Government New Zealand including Kaipara's. The key points raised in this submission were:

- Government needed to work with local government collaboratively
- Planning and funding needed to be aligned across the sector
- Increased investment in the State Highway should not be at the expense of other transport activities.

Unfortunately, the uncertainty of the impact of the revised Government Policy Statement remains and was likely to continue until the National Land Transport programme is finalised in September 2009.

Resolved Sutherland/Geange

That the information be received.

6.5 Resource Management (Simplifying and Streamlining) Bill

Development Manager 3825.0

This Bill had been introduced as part of the new National Government's commitment to a '100 day plan' to bring about changes to the way the country was run. A very brief opportunity was provided for councils to have input into its contents, just before the Christmas break. A copy of the response prepared, and the Minister for the Environment's recent acknowledgement of it was circulated. Further work on the scope of the Bill was carried out by a Technical Advisory Group. In a recent presentation to industry professionals the chairman of this Group, Alan Dormer highlighted a number of the problems identified as obstructing the orderly operation of the Act. He mentioned, for instance, that the average time it took to make a plan operative was more than eight years, presumably calculated without taking into account the five councils which did not yet have operative plans. It was also apparent that the intentions of the Technical Advisory Group had not all found their way into the draft legislation in the way they envisaged; in some respects the outcome could be more complicated than the current statute. Hopefully this will be corrected before the Bill passes into law later this year.

Council can be satisfied that many of the matters identified in the letter of 18 December 2008 had been acted upon in the Bill, as the Minister acknowledges. While there was insufficient time to prepare a formal submission to the Bill, Mr Dormer's presentation provided an opportunity for informal feedback for both staff and councillors in attendance. A follow-on from that was the circulated note from the Development Manager, 'RM (Simplifying and Streamlining) Amendment Bill', which was forwarded to Mr Dormer at his request.

Resolved Sutherland/Geange

That the information be received.

6.9 Northland Speed Camera Operations 2008 Full Year

Community Infrastructural Assets Manager

4102.16

Northland Police were currently undergoing a review of our Speed Camera sites. The review looked at current sites and any others areas which they felt should become a speed camera site. Council had been invited to comment on speed camera sites by 21 April 2009. A co-ordinated response will be prepared with the Road Safety and Roothing Portfolio Holders. The following was a list of the current speed camera sites in Kaipara which showed hours and number of photos taken.

Location Description	Total Hours	Photos	Photos per Hour
State Highway 12, Ruawai. 720 mE Dunn Road/Robertson Road	65.26	900	14
State Highway 1, Kaiwaka 270mS Oneriri Road / 270mS Settlement Road	46.52	100	2
State Highway 12, Dargaville. 290mW Logan Street/Grey Street	39.18	247	6
State Highway 14, Tangowahine. Colemans Culv/Tangowahine Street	35.11	14	0
Hokianga Rd, Dargaville. Cobham Avenue/ Normanby Street	34.75	156	4
State Highway 1, Kaiwaka Baldrock Road/Mangawhai Road	24.14	6	0
State Highway 1, Kaiwaka 270mS Settlement Road/Forest Headquarters	18.57	8	0
Hokianga Rd near Dargaville Primary School	9.15	160	17
State Highway 1, Brynderwyn Quarry 1.14 kmN Mountain Road	7.54	3	0
State Highway 14 near Tangiteroria Primary School	6.20	59	10
State Highway 12 near Ruawai Primary School	3.55	15	4
State Highway 12 near Ruawai Primary School	1.02	0	0

Resolved Sutherland/Geange

That the information be received.

7 Public Excluded Council Items 29 April 2009

Resolved McEwing/Sutherland

That the public be excluded from the following part of the proceedings of this meeting namely, Cemetery Fees and Charges Proposed Increase; Kaiwaka Accommodation Project Update, Public Excluded Minutes 25 March 2009: Amendment,

The general subject matter of each matter to be considered while the public is excluded, the reasons 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:

<i>Subject matter to be considered:</i>	<i>Ground(s) under Section 48 (1) for the passing this resolution:</i>
<i>Cemetery Fees and Charges Proposed Increase</i>	<i>Section 48 (1)(a), Section 7, Section 7(2)(b)(ii)</i>
<i>Kaiwaka Accommodation Project Update</i>	<i>Section 48 (1)(a), Section 7, Section 7(2)(b)(ii)</i>
<i>Public Excluded Minutes 25 March 2009: Amendment</i>	<i>Section 48 (1)(a), Section 7, Section 7(2)(b)(ii)</i>

Reason for passing this resolution in relation to each matter

This resolution is made in reliance of Section 48 (1)(a) of the Local Authority Official Information and Meetings Act and the particular interest or interests protected by Section 7 of that Act Section 7 of the Official Information Act 1982, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public.

Section 7 (2)(b)(ii) would be unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.

Open Council Meeting 29 April 2009

Resolved **Sutherland/McEwing**

That the resolutions made whilst in Public Excluded, be confirmed.

7.1 Cemetery Fees and Charges: Proposed Increase

Community Spaces Manager **4601.11**

Resolved **Alspach/Smith**

That the 'Cemetery Fees and Charges Proposed Increase' item lie on the table, pending further information on Out of Districts, and provision for ongoing maintenance and development.

7.2 Kaiwaka Accommodation Project Update

Stakeholder Engagement Manager **2131.05**

Resolved **Alspach/Guest**

That the 'Kaiwaka Accommodation Project Update' item be brought back to the July 2009 meeting of Council.

Reason for the decision

To determine if it is still appropriate to have the project on hold or reactivate.

7.3 Public Excluded Minutes 25 March 2009

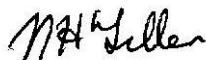
Resolved **Alspach/Geange**

That the Public Excluded minutes for 25 March 2009, as amended and tabled, be confirmed.

Closure

The meeting closed at 3.45 pm

Confirmed this 27th day of May 2009



Mayor Tiller