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Not for Publication until after Commencement of Meeting

Notice Of Ordinary Meeting Of Council

Date 10.00 am on Wednesday 26 March 2008
Venue Council Chambers, Station Road, Dargaville

Timetable

- 9.45 am Morning Tea
- 10.00 am Workshop
- 10.00 am 1 Mayor and Councillors (Informal public excluded meeting)
- 10.30 am 2 Mangawhai EcoCare (workshop)
Item 4.5 refers. Mike Ritchie of EPS Consultants will discuss Mangawhai EcoCare Rates and Charges with Council to ensure it is fully informed before it makes a decision under item 4.5.
- 12.15 pm Lunch
- 1.00 pm Commencement of Council Meeting: Public Forum
- 3.00 pm Afternoon Tea
- 3.15 pm Recommencement of Council Meeting, if required

Ordinary Meeting Of Kaipara District Council In The Council Chambers, Station Road,
Dargaville On Wednesday 26 March 2008 Commencing 1.00 pm

Recommendations contained in the order paper and reports are NOT Council decisions
Please refer to Council minutes for Resolutions.

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Order Paper - 26 March 2008**1 Opening : Cr Burnett**

Councillor to be selected to open the April 2008 meeting.

1.1 Present**1.2 In Attendance****1.3 Apologies****1.4 Public Forum****2 Confirmation of Minutes****P1 2.1 Ordinary Council Meeting : 27 February 2008**

Governance Manager 1601.12

A copy of the minutes is attached.

Recommended

That the minutes of the Ordinary Meeting of Council 27 February 2008, as circulated, be confirmed as a true and correct record.

3 Strategy**3.1 Judicial Committee Membership**

Development Manager 1204.0

At its February 2008 meeting Council resolved as follows:

“That Council appoint a Judicial Committee as per the last term of Council; and

That, nominations for the Judicial Committee be submitted for approval at the next meeting and that those nominated also include those prepared to undertake the Resource Management Act Making Good Decisions Programme.

That, the duly appointed Judicial Committee be asked to develop a “modus operandi” for occasional use of an independent Commissioner.”.

The Council has three current members who are experienced in conducting resource consent hearings, and who have completed the requisite Ministry for the Environment sponsored training. These are Councillors Alspach, Smith and Taylor. The Mayor agrees that these three be nominated as members of the Judicial Committee. Other members have indicated a wish to be nominated in addition, including Councillors Geange and Guest. In accepting nomination, members would be agreeing to undertake the "Good Decisionmakers" training programme sponsored by the Ministry for the Environment.

Section 39B of the Resource Management Act requires that if the resource consent decision making function is to be delegated to a committee, its chairperson must be accredited, and the majority of members must be accredited. This means that as long as two accredited members are available for a hearing, the quorum can be made up with a "trainee" member.

Resource consent hearings have been conducted since the conclusion of the last term of Council by an interim committee consisting of a combination of past and current council members. Apart from one hearing which is to resume in early April, the new committee will take its place.

Recommended

That Councillors Alspach, Smith and Taylor be appointed as members of the Council's Judicial Committee; and

That Councillors Geange and Guest be appointed as members provided they undertake to carry out the necessary training to become accredited; and

That the interim arrangement for conducting of resource consent hearings be terminated, save for any current hearings which stand adjourned.

Reason for the recommendation

To give effect to Council's resolution.

4 Policy

P18 4.1 Plan Change N°25: Request to the Kaipara District Plan by Totara Park Limited, Gorge Road, Maungaturoto

Policy and Planning Manager 3809.25.04

A report by the Council's Consultant Planner is attached, together with associated documentation on whether to accept a private plan change request by Totara Park Limited for processing under the First Schedule of the Resource Management Act 1991. The proposal involves the rezoning of Lots 3-5 DP344966 and part of Lot 3 DP360270, Gorge Road, Maungaturoto, from Rural and Commercial to Residential under the Operative Kaipara District Plan. This will enable approximately 27 new lots to be created.

Recommended

- 1** *That the request for a plan change to the Operative Kaipara District Plan by Totara Park Limited be accepted by Council for processing under the First Schedule of the Resource Management Act 1991, as a private plan change; and*
- 2** *That Council authorises the Policy and Planning Manager to commence the necessary statutory procedures for the public notification of the private plan change.*

Reason for the recommendation

It is considered this proposal is neither frivolous nor vexatious and may have some worth. This will be determined once a full assessment of the plan change has been carried out by Council following the notification period; and

The Resource Management Act 1991 expressly provides for privately initiated plan changes and to refuse a request that meets the tests set out in the First Schedule of the Resource Management Act 1991 would be contrary to the intentions of the Act.

P28 4.2 STX Holdings Ltd Subdivision: Partial Waiver of Development Contribution

Development Manager RM070272

The report from Council's engineers, attached, explains some circumstances which justify a partial remission of the development contribution required in accordance with the Otamatea Ward Development Contributions policy, which states: "A Development Contribution may be remitted in whole or in part where and to the extent that the developer has provided and/or funded the same infrastructure as the Development Contribution is intended to fund."

Also attached are revised scheme plans for a 14 lot subdivision on Oruawharo Road. The applicant has been very co-operative in amending the subdivision application to provide for Council's need to upgrade the road in the near future.

The report recommends that an Advice Note be appended to the resource consent decision stating that the total development contribution payable will be reduced by the value of the land to vest in accordance with clause 2.5.1 of Council's Roding Development Contributions policy. Council's engineers estimate the value of the 1.0 hectare to vest would be only a small portion of the total Development Contribution of \$97,116. The land is not required to mitigate any direct effect of the subdivision, so this is taking the opportunity with the co-operation of the developer to assist with future works planned for the road. In addition to the balance of the development contribution payable, the applicant will also be required contribute to the upgrading of Nukuroa Road and Syd Smith Road as conditions of the subdivision consent.

Our engineers will be recommending to Council that the road realignment be included as a Minor Safety project in Council's *Kaipara's Future - Working Together* in advance of the planned seal extension (the seal extension including realignment would not satisfy the b/c criteria).

The scheme plans correctly show the land needed for the road improvements.

Recommended

That the total development contribution payable in respect of the application by STX Holdings Ltd to subdivide Lots 3 and 6 DP 67784 and Lot 2 DP49181 be reduced by the value of the land to vest as road as shown on Lamb and Associates plan ref: 7429 revision G.

Reason for the recommendation

It is in accordance with clause 2.5.1 of Council's Roding Development Contributions policy.

P33 4.3 A and P Ter Veer: Request for Remission of Development Contribution Requirement

Development Manager RM070083

A report is attached from the Development Manager. Mr and Mrs Ter Veer lodged an application to subdivide their Parekura Road property at the end of March 2007. There were delays in the issuing of the decision in part occasioned by Council's planners, and in part by the applicants themselves in responding to a further information request. As a result, the decision was not issued until 13 July 2007, and the proposal was thus caught by the new Otamatea Ward Development Contributions Policy which took effect from 1 July 2008.

Mr and Mrs Ter Veer were surprised to learn that their proposed subdivision would be liable to payment of a roading contribution in accordance with Council's Otamatea Ward Development Contributions Policy. The basis for this request is the assertion that the Council did not properly publicise the introduction of the policy, and that Council's planner's were slow to process their application. In fact a lengthy public consultation process foreshadowed the introduction of the policy, including providing information to their agents specifically. The processing of the subdivision application did meet statutory timeframes although with the use of section 37. The Council's Development Contributions Policy has quite a narrow scope for allowing a waiver of the policy, circumstances which do not apply in this case. While it is possible to make a decision contrary to a Council policy, it is not recommended in this case.

Recommended

That the request by A and P Ter Veer for waiver of the Development Contributions Policy in respect of their application to subdivide Lot 4 DP185039 granted consent on 13 July 2007 be declined, and that they be advised that they should look to their agents rather than Council for relief from the imposition of the policy.

Reason for the recommendation

The introduction of the policy was well publicised, and the applicants should have been made aware of it by their agents who had been provided with information about it from Council.

While the application took more than 20 working days to process, this was done so in accordance with statutory time frames.

P47 4.4 International Rally of Whangarei 2008

Development Manager 3208.01

Rally New Zealand is seeking approval in principle for road closures associated with the International Rally of Whangarei 2008, to be held 06 to 08 June 2008. Rally New Zealand is the same organisation that has run the previous World Rallies in our area.

The regime now in place of Council continuing with normal maintenance before the rally and the rally organiser paying for any necessary remedial additional work afterwards, has proved successful and is to be followed again this year. As with previous rallies the organisers suggested that the normal roading maintenance and grading be reviewed to make allowance for the rally, with no additional preparation prior to the rally including no grading in the six weeks beforehand. This has been reiterated in the current application. It is suggested that the pre- and post rally inspections and necessary maintenance and repairs after the rally be the responsibility of the roading contractor. All charges will be met by the rally organisation.

Over the years Rally New Zealand has improved and enhanced their organisation of these events, and a very professional approach is taken. This includes sending letters to all residents in the affected areas setting out details of the road closure and then a second letter ten days before the event.

The organisers have also undertaken to:

- a) Erect information signs during the month before the rally setting out the road closures and the permitted reconnaissance days and times.
- b) Erect official "Road Closed" signs during the period of closure and provide marshals at each affected intersection.

- c) Provide full emergency services and advise residents how to contact these services in an emergency.
- d) Authorise Police to open closed roads for emergency access.
- e) Repair damage to fences and private property and roading.
- f) Pay the full cost of advertising the closure.

Rally New Zealand has established liaison committees with property owners throughout the route to deal with issues associated with the organisation and running of the event, and these liaison groups have proved very successful in dealing with any concerns arising from the public.

Payment of a \$500 deposit toward the Temporary Road Closure fee has been made.

Recommended

***That**, subject to the requirements of the Transport (Vehicular Traffic) Road Closure Regulations and the appropriate public notifications, Council approves, in principle, the necessary temporary road closures to enable the International Rally of Whangarei 2008 to take place on Kaipara District Council roads on 06 to 08 June 2008, subject to the following conditions:*

- 1 ***That** the organisers meet the full cost of carrying out any repairs or maintenance to the roads utilised for the rally which relates to the event.*
- 2 ***That** the organisers reimburse Council for all administrative costs, including advertising, which relates to the temporary road closure.*
- 3 ***That** the organisers be required to consult with the Police and other relevant emergency agencies to discuss issues of concern well prior to the event dates and to address these issues in a positive manner.*
- 4 ***That** liaison be established with the rally organisers by appointing up to two Councillors to discuss the organisation of the event and address any issues of concern.*
- 5 ***That** discussions take place between the rally organisers and the Council's engineers and contractors relating to the road maintenance regime to be carried out on roads affected prior to the event.*

Reason for the recommendation

Council is satisfied with previous events and the general professional approach taken by rally organisers. It is generally considered that the holding of this stage of the event in Kaipara District results in favourable publicity and benefits to many groups and organisations in the District.

P48 4.5 Mangawhai EcoCare Rates and Charges

Chief Executive 4505.01

A report is attached regarding Mangawhai EcoCare Rates and Charges to enable Council to consider the final rating figures Annual Uniform Charge, Targeted Rates and Development Contributions for the Mangawhai EcoCare Sewerage Drainage District.

The EcoCare Project continues to operate within Council's publicly adopted parameters. This has resulted in the Uniform Charge, Targeted Rate and Development Contribution being within the inflationary guidelines set by Council and accepted by the community.

Recommended

That the following rates and charges be adopted for Mangawhai EcoCare and that the properties to be serviced in stage 1 be charged 4/12 of the appropriate Uniform charge and the total Uniform Targeted Rate spread over the 6 instalments of the 2008/2009 rating year:

Rates And Charges GST Included	Recommended Approach 4,500 sections
Uniform Annual Charge	\$ 692.90
Uniform Targeted rates	\$ 7,516.60
Development Contribution	\$ 12,183.80
Uniform Targeted Rates (pre 2002 Ratepayers)	\$ 2,654.10
Variation to Escalated Charges %	
Uniform Annual Charge	1.0%
Uniform Targeted rates	1.0%
Development Contribution	1.0%
Uniform Targeted Rates (pre 2002 Ratepayers)	0.9%

That ratepayers charged the \$7,516.60 Uniform Targeted rate be given the opportunity to pay this as an annual charge of \$517.60 for 25 years.

That the interest rates applicable to the Land Acquisition Facility and the for the construction period between Commercial Acceptance Date No 1 and Commercial Acceptance Date No 2 be fixed for the period up to August 2009.

Reason for the recommendation

The recommended rates and charges:

- Have been calculated using the model developed by PricewaterhouseCoopers (PwC) for Mangawhai EcoCare;
- Are within 1% of CPI escalation and hence are in line with community expectations;
- Are based on conservative long term estimates of section numbers at Mangawhai;
- Are consistent with previous methodologies adopted; and
- Is in line with previously recommended approaches by PwC New Zealand to be consistent with New Zealand legislation.
- Consistent with Council's adopted Policies.
- New Zealand Interest Rates are unlikely to fall until the last quarter of 2009 based on advice from Reserve Bank and ABN Amro.

P53 4.6 Mangawhai Urban Stormwater: Extension to Rating Area

Finance Manager 2306.12; 4404.0

A report is attached that recommends the boundary of the existing stormwater rating area be extended. Rapid subdivisional growth within the Mangawhai Rural rating valuation roll number 1220 has rendered the existing stormwater rating catchment (Roll 1221: Mangawhai Urban) out-of-date, and inadequate, particularly in terms of an equitable spreading of the soon-to-increase rating load.

A new stormwater catchment boundary is needed, and the logical selection is the adoption of the present EcoCare boundary, giving on single drainage district, is common to both wastewater and stormwater.

Recommended

That the boundary of the present Mangawhai Urban Stormwater Rating Area be extended to align with that of EcoCare, denoted by bold black line on the Mangawhai Development and EcoCare Maps 1 to 3 dated 28 February 2008 and

That the new boundary first apply for the rating year commencing 1 July 2008.

Reason for the recommendation

Equity and fairness to existing stormwater ratepayers at Mangawhai, by incorporating new residential land, thereby equitably spreading the rating load, particularly given the significant capital upgrading programme adopted in the 2006/16 *Kaipara's Future - Working Together*.

P58 4.7 Contribution to Te Uri O Hau's Costs in Assessing Resource Consent Applications

Development Manager 3826.0

A report from the Development Manager, and the associated letter from Environs Holdings, are attached. Environs Holdings, the subsidiary of Te Uri O Hau (TUOH) charged with overview of environmental issues on behalf of its stakeholders, has written to Council seeking acceptance of a "look fee" being paid in respect of resource consent applications submitted within its rohe. This is to enable them to check applications for impacts on their culture and traditions, and liaise with elders in affected areas, separately from any consultation being conducted directly with the resource consent applicant.

There is a strong statutory and policy basis for supporting this request. Section 6(e) of the Resource Management Act 1991 requires Council to "recognise and provide for" ... "the relationship of Maori and their culture and traditions with their ancestral lands, water, sites, waahi tapu, and other taonga." This is also supported by the memorandum of understanding which Council has with Te Uri O Hau, Ngati Whatua.

Given that the fee would not be incurred but for the application being lodged, it follows that the cost should be met by the applicant. This can be implemented without further delay in relation to applications which fall within Te Uri O Hau's rohe, with no impacts on current Council budgets.

Recommended

That Council agrees to the request by Environs Holdings acting for Te Uri O Hau to charge a fee for reviewing resource consent applications relating to land within their rohe;

That the amount of the fee be \$50.00 including GST;

That the fee be recovered from the applicants as part of the cost of processing the application;

That the fee be charged with effect from 1 May 2008.

Reason for the recommendation

Acceding to this request is consistent with s6(e) of the Resource Management Act and the Memorandum of Understanding which Council has with Te Uri O Hau.

P63 4.8 Kaipara District Elected Members Remuneration: 2008/2009

Governance Manager 1801.0

The Remuneration Authority (RA) has released its indicative pool for 2008/2009 which for Kaipara is \$267,887, 3.33% higher than last year. A copy is attached which shows how this figure is calculated. Council needs to again recommend to the Remuneration Authority how it would like this pool divided among its members.

The Authority has made two changes to the calculation of the indicative pools for 2008/09.

Previously the value of land under roads was deducted from the total Council assets. This figure has proved increasingly difficult to obtain and the currency of the valuation figures varies widely between councils. Accordingly it was decided to cease making that particular deduction from the gross assets figure supplied by councils. The second change was to move from gross assets to net assets, ie total assets minus total liabilities. These changes have resulted in a slight increase to Kaipara's indicative pool.

The Mayor's salary is set by the Authority at \$65,117. Council's recommendation for the remainder is needed by 01 April 2008. The current division was recommended by Council taking into account that unless a very complicated structure was developed there would always be some workload remuneration imbalance. The current division is working well and therefore the recommendation of this report is to use the same formula which would result in the following application of the pool.

Recommended

That Council recommends that the Remuneration Authority apply the \$267,887 pool for its elected members for 2008/2009 as follows:

<i>Mayor (set by the Remuneration Authority)</i>	\$	65,117
<i>Deputy Mayor (one portion of equal division of remainder)</i>	\$	29,954
<i>Councillors (one portion each of equal division of remainder)</i>	\$	24,688

Reason for the recommendation

To provide an equitable division of the remuneration pool that is simple and low cost to administer.

cir 4.9 Local Governance Statement March 2008: Adoption

Governance Manager 1203.01.01

The Kaipara District Council is required to adopt a Local Governance Statement under the Local Government Act 2002 within six months after a general triennial election. The prime purpose of a Local Governance Statement is to demonstrate how Council makes decisions, how citizens can influence those decisions and more generally how Council functions as an organisation, or where this information can be obtained.

The Local Governance Statement of March 2008 is circulated separately with the agenda.

Recommended

That Council adopts the Local Governance Statement dated March 2008.

Reason for the recommendation

This provides information for the public in a single document as required by the Local Government Act 2002.

5 Reports

5.1 Mayor's Report

1701.02.03

The Mayor to report, for information, on matters of interest.

5.2 Councillors Portfolio Reports

Councillors 1904 (various)

The Councillors to give written reports, for information, on matters of interest.

Cr Alspach

Cr Burnett

Cr Geange

Cr Guest

Cr McEwing

Cr Smith

Cr Sutherland

Cr Taylor

5.3 Chief Executive's Report: March 2008

Chief Executive 2002.02.08

The Chief Executive's report for March 2008 is circulated separately.

Recommended

That the Chief Executive's report for March 2008 be received.

6 Receipt and Adoption Items

- P67 6.1 Transit New Zealand Draft 2008/09 Land Transport Programme and 10 Year Financial Forecast: Kaipara District Council Submission
Community Infrastructural Assets Manager 4103.04

A report is attached. Annually Transit New Zealand releases a consultation document calling for submissions on its Land Transport Programme. Unfortunately, the release of the document and submission timeframes is such that there is not sufficient time to seek Council's approval prior to making a submission. Therefore the following submission was developed with the Roding Portfolio Holders and Chief Executive to meet Transit's submission closure timeframes.

Transit New Zealand requires feedback on the Draft 2008/09 Land Transport Programme and 10 Year Financial Forecast prior to 7 March 2008. This timeframe does not allow sufficient time to seek Council approval prior to making the submission. Therefore a submission is developed with the Roding Portfolio Holders and Chief Executive and submitted on Council's behalf to meet Transit New Zealand timeframes. This submission requires endorsement by Council.

Recommended

That Council endorses the submission entitled "Kaipara District Council Submission on Transit New Zealand's Draft 2008/09 Land Transport Programme and 10 Year Financial Forecast" dated 7 March 2008 to Transit New Zealand.

Reason for the recommendation

Submitting formally to Transit New Zealand's Draft 2008/09 Land Transport Programme and 10 Year Financial Forecast is an opportunity to seek clarification and raise local issues on Transit New Zealand's planned work programme.

P70 6.2 Ministry of Transport 'Sustainable Transport' Update of the New Zealand Transport Strategy Discussion Paper : Kaipara District Council Submission

Community Infrastructural Assets Manager 2110.21

A report is attached. The Ministry of Transport called for submissions on 'Sustainable Transport' Update of the New Zealand Transport Strategy. Unfortunately, the release of the document and submission timeframes was such that there was not sufficient time to seek Council's approval prior to making a submission. Therefore, the following submission was developed with the Roding Portfolio Holders to meet the Ministry's submission closure timeframes.

The Ministry of Transport was seeking feedback on 'Sustainable Transport' Update of the New Zealand Transport Strategy discussion paper before 29 February 2008. This timeframe did not allow sufficient time to seek Council approval prior to making the submission. Therefore, a submission was developed with the Roding Portfolio Holders and submitted on Council's behalf to meet the Ministry's submission closure timeframes. The submission requires Council endorsement.

Recommended

That Council endorses the submission entitled "Kaipara District Council Submission on Sustainable Transport: Update of the New Zealand Transport Strategy Discussion Paper" dated 29 February 2008.

Reason for the recommendation

Submitting formally to the Ministry of Transport's 'Sustainable Transport': Update of the New Zealand Transport Strategy Discussion Paper is an opportunity to seek clarification and raise local issues for national consideration.

P73 6.3 Road Naming: Private Accessways for Duck Nominees Subdivision, Mangawhai: Robert Hastie Drive, Lakeview Lane and Woodleigh Lane

Community Infrastructural Assets Manager 4102.09

The developers of the Duck Nominees ('The Sanctuary') subdivision are completing the works associated with this rural lifestyle development located off Cove Road at the base of the Brynderwyn Hills. The access arrangement is for a central main roadway coming off Cove Road, with two subsidiary shared accesses branching off it. A copy of the subdivision plan is attached.

Mr Nathan has explained the preference for the name 'Robert Hastie Drive' because of historical associations that the Hastie family have with the land (see attached letter). There are two complications with this; there is already a Hastie Lane located in Kaiwaka, and the term "Drive" is normally reserved for public roads. In terms of Council's current policy, Hastie Lane should in fact be named Hastie Street, as it is a public urban street; it would add to the confusion to name the new roadway Robert Hastie Lane, so a deviation from Council's usual approach in that regard could be accepted in this case to help reinforce the distinction between the two. There is a particularly strong connection between the proposed name and the site, and there is sufficient difference between it and Hastie Lane. Because of the nature of the ownership structures being set up for the subdivision, there is little risk that the owners will be in any doubt about who is responsible for the maintenance of this private gated access.

The names 'Lakeview Lane' and 'Woodleigh Lane' reflect the physical attributes of the site as explained in Mr Nathan's letter, and are not replicated elsewhere in the district.

It is therefore recommended that Council accepts the names Robert Hastie Drive, Lakeview Lane and Woodleigh Lane being used for the internal accessways in the Duck Nominees subdivision.

Recommended

That the information be received and adopted.

6.4 Contract 565 Garbolino Road Seal Extension 2007/08

Community Infrastructural Assets Manager 4104.144

Garbolino Road Seal Extension is on the approved seal extension programme for 2007/08. Tenders were called for in January 2008 and closed in February 2008. Five tenders were received with the tender price ranging from \$725,050.50 to \$1,006,249.15. All tenders were assessed against six non-price attributes listed in the Land Transport New Zealand Manual of Competitive Pricing Procedures. The successful tender is Donovan Drainage and Earthmoving Ltd which is acceptable in terms of non price attributes and is the lowest price conforming tender. Tenders for Contract 565: Garbolino Road Seal Extension 2007/08 were assessed using the Lowest Price Conforming Method of tender evaluation as outlined in the Land Transport New Zealand Manual of Competitive Pricing Procedures. The contract has been awarded to Donovan Drainage at a tender price of \$725,050.50.

Recommended

That Council receives and endorses Donovan Drainage and Earthmoving Ltd as the successful tenderer for Contract 565: Garbolino Road Seal Extension 2007/08.

7 Information Items

P76 7.1 2007 Triennial Local Body Elections: Report on Election Process

Stakeholder Engagement Manager 1301.01

A report prepared by Dale Ofsoske of Independent Election Services is attached, which surveys the election process, produces statistical information on the electors and identifies actions Council needs to consider during 2008 as follows:

- a) Whether Council retains the single transferable voting electoral system or adopts the first past the post electoral system for the 2010 triennial elections by 12 September 2008, but is required to place public notice of this decision by 19 September 2008;
- b) Whether Council introduces Maori representation for the 2010 triennial elections by 23 November 2008, and if so, place public notice of this decision by 30 November 2008;
- c) Whether Council undertakes a representation arrangements review in 2009 (this must be undertaken if Maori representation is introduced) or leaves it until the legally required 2012 date;
- d) Monitor progress in 2008 on the (i) Justice and Electoral Select Committee's Inquiry into the 2007 local government elections and (ii) review of the Local Government Act 2002 and the Local Electoral Act 2001 by the Local Government Commission.

Recommended

That the information be received.

P88 7.2 Maungaturoto Wastewater Treatment Upgrade: Northland Regional Council

Chief Executive 4506.0

Item 4.2 of the February 2008 Council meeting refers.

Attached for Council's information is the letter from the Northland Regional Council requested by this Council's Chief Executive to confirm in writing the Regional Council's position as advised verbally to Council.

The letter was available at the February Council meeting and also at the community meeting held in Maungaturoto following the Council meeting. There was no necessity to table the letter at either meeting. The Council meeting accepted the verbal advice received from the Regional Council and the Regional Council was present, and spoke, at the community meeting.

Council's attention is drawn to the final paragraph on the first page which indicates the close working relationship that has developed between the Councils in recent times. It also notes we are working to deal with the issue in a practical and sustainable way.

Recommended

That the Information be received.

P91 7.3 Mangawhai Club Inc/Mangawhai Bowls Inc: 2007 Annual Accounts

Finance Manager 2305.01

The Annual Accounts of both Clubs, for the year ended 31 March 2007, are attached for the information of Councillors. Council is a \$100,000 guarantor of the bank loans for the Mangawhai Club Inc.

Recommended

That the Mangawhai Club Inc, and Mangawhai Bowls Inc Annual Accounts to 31 March 2007, be received.

P111 7.4 Local Government New Zealand: Media Release on Rates Inquiry Report

Chief Executive 2113.02

Local Government New Zealand has issued a Media Release on the Report of the Local Government Rates Inquiry. This document is attached for the information of Councillors.

Recommended

That the information be received.

8 Public Excluded Items 26 March 2008

Recommended

That the public be excluded from the following part of the proceedings of this meeting namely Road Legalisation: Land Purchase, Mititai Road; Awakino Road Refuse Facility

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>Road Legalisation: Land Purchase, Mititai Road</i>	<i>Section 48 (1)(a), Section 7, Section 7(2)(b)(ii)</i>
<i>Awakino Road Refuse Facility</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 Meeting - 26 March 2008

Recommended

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

Closure

Kaipara District Council

Dargaville