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Not for Publication until after Commencement of Meeting

Notice Of Ordinary Meeting Of Council

Date 1.00 pm on Wednesday 23 March 2011

Venue Council Chambers, Station Road, Dargaville

Timetable

9.45 am Morning Tea

10.00 am Workshop

1 Code of Conduct: Review

Council is to consider amendments to its current Code of Conduct.

12.15 pm Lunch

1.00 pm Commencement of Council Meeting

3.00 pm Presentation

Presentation 3.00 pm : New Zealand Citizenship

Item 2.1 refers.

3.20 pm Afternoon Tea

3.40 pm Recommencement of Council Meeting, if required

**Ordinary Meeting Of Kaipara District Council In The Council Chambers, Station Road,
Dargaville On Wednesday 23 March 2011 Commencing 1.00 pm**

**Recommendations contained in the order paper and reports are NOT Council decisions
but are provided as advice on which the debate can begin.
Please refer to Council minutes for Resolutions.**

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Order Paper: Wednesday 23 March 2011**1 Opening: Cr Hal Harding**

Councillor John Blackwell to open the 27 April 2011 meeting.

1.1 Present**1.2 In Attendance****1.3 Apologies****2 Presentation****2.1 New Zealand Citizenship Ceremonies: March and April 2011**

Governance Manager 1401.0

At 3.00 pm Mayor Neil Tiller will be presenting Noppawun Buckthought (Thai), Viliami Kolo'i (Tongan), the Harrop Family (British), the Morley Family (Spanish) and the Rowe Family (South African) with their New Zealand Citizenship Certificates on Wednesday 23 March 2011 in Dargaville.

The Mayor will also be presenting Margit McLennan (German) with her New Zealand Citizenship Certificate at a private ceremony on Tuesday 19 April 2011 in Mangawhai.

3 Confirmation of Minutes**P1 3.1 Ordinary Council Meeting : 23 February 2011**

Governance Manager 1601.15

A copy of the minutes is attached.

Recommended

That the minutes of the Ordinary Meeting of Council 23 February, 2011 as circulated, be confirmed as a true and correct record.

4 Declaration of Conflicts of Interest

4.1 Declaration of Conflicts of Interest

Governance Manager 1902.0

Audit has asked that this item be included on Council's Agenda each month. People's personal situations change and Audit believes it is appropriate that both Councillors and Managers give regular consideration as to whether or not they have a potential conflict of interest in respect of anything before Council.

5 Policy

P21 5.1 Council Decision-making Function For Resource Consents Requiring Hearings

Development Manager 1204.0

A report dated 15 March 2011 is attached from the Development Manager regarding Council decision-making function for resource consents requiring Hearings. The new Council needs to determine how Hearings for resource consents are to be held. This report has assessed five options against several criteria. These options were: status quo (i.e. revert to Judicial Committee), revert to past arrangement i.e. full Council, appoint independent Commissioner(s), a combination of independent Commissioner(s) and Councillors, and finally as with the fourth option except appoint the Commissioner from a neighbouring Council's Judicial Committee. The criteria for considering the options were: separation of regulatory functions from other Council functions, legally sustainable decisions, takes account of Council member workloads, reflects favourably on Council, applies District Plan consistently and fairly, transparent process, and cost effective.

Taking these criteria into account it is concluded that the best solution is for Council to appoint a panel of independent Commissioners chosen for their qualifications and expertise, any one of whom would conduct the hearing. They can be assisted by a Councillor unless a party to the Hearing requests the matter to be heard by an independent Commissioner. This option can be seen to meet the Council's obligation under s39 of the Local Government Act 2002 to separate out its regulatory decision-making functions from other Council functions, and yet also limits the impact on Councillor workload in the coming term.

The Councillors could be drawn from a panel of three members who ideally have trained and qualified as 'Good Decision-makers' under the Ministry for the Environment accreditation scheme. This would allow a combination of knowledge bases and cross-pollination of ideas. The Commissioner could provide an understanding of the various statutory and legislative documents and the Councillor could provide local knowledge and ensure community representation to the decision-making process.

While using independent Commissioners, either alone or with Council members, may add to the cost of the Hearing process, Council's decision should not be primarily driven by cost in this case.

This report has been discussed with the Regulatory Portfolio Holder Councillor McEwing, who supports the recommendation, although he is interested to hear the views of others on the subject.

Recommended

That in accordance with s34 of the Resource Management Act 1991, Council appoints a panel of independent Commissioners, any one of whom will act on Council's behalf in determining resource consent applications which require a Hearing in terms of Council's delegations. Unless specifically requested otherwise by a party to an application, the independent Commissioner will be assisted by a Councillor selected from a panel of three Councillors. The independent Commissioner will chair the Hearing Panel when not sitting alone.

That the interim arrangement for Hearings is to continue until membership of the respective Panels has been formalised.

Reason for the recommendation

Having independent professionals involved should produce consistent, high quality decisions, will ensure transparency in separating the Regulatory decision-making function from Council's other roles, and the involvement of Councillors in the process will provide local knowledge and ensure community representation in resource consent decisions.

P27 5.2 Ruawai Tokatoka War Memorial Hall: Endowment Status

Community Spaces Manager 4603.12

A report from the Community Spaces Manager, dated 16 March 2011, is attached. Council resolved on 26 May 2010 to transfer the Ruawai Toka Toka War Memorial Hall (the hall) to the community and to make a grant to the Ruawai Toka Toka Hall Committee to enable payment of the purchase price. The Council's resolution was that the Sale and Purchase of the hall was conditional on all legal processes being carried out and land tenure being satisfactorily resolved.

Council has received information stating that the property was transferred by the Ruawai Settlers Club Incorporated to the Otamatea County for charitable purposes. As the transfer clearly states it was transferred for charitable purposes, this circumstance enables Council to consider the hall property as land held 'in trust or endowment' in terms of sections 140 and 141 of the Local Government Act 2002. Subject to Council complying with the processes set out in those provisions, it will then not be necessary to comply with the offer back provisions

of the Public Works Act and Council will then be able to transfer the hall property to the Committee in the existing 26 May 2010 resolution of Council.

In order to comply with Sections 140 and 141 of the Local Government Act 2002 Council must take steps to ensure that the building remains in use as a Community Hall. As an added surety, Council has an encumbrance on the property stating that if the building is no longer being used for a Community Hall, Council has first option to purchase the building back for a consideration of \$1.00. The information has been provided to the Portfolio Holder, Councillor Julie Geange.

Recommended

That Council, following legal advice, notes it holds the Ruawai Toka Toka War Memorial Hall property for the purposes of a community hall and holds the property 'in trust' for such purpose, and that Section 140 of the Local Government Act 2002 applies to this sale and that the provisions of the Public Works Act do not; and

That for the purposes of the Council resolution dated 26 May 2010 where Council requests land tenure be satisfactorily resolved, the Ruawai Toka Toka War Memorial Hall be sold to the Ruawai Toka Toka War Memorial Hall Society Incorporated under the authority of and in accordance with the processes set out in sections 140 and 141 of the Local Government Act 2002; and

That the purchase price grant provided for in Council's 26 May 2010 resolution be applied, for the purposes of compliance with section 140(4)(b) Local Government Act 2002, as 'the proceeds of sale' for the purpose of enabling the Ruawai Toka Toka War Memorial Hall to continue to be used as a community hall.

Reason for the recommendation

The report ensures that Council has complied with all statutory obligations and gives effect to Council's public intention to transfer the hall to the community.

P30 5.3 Kauri Coast Community Pool Financial Position

Community Spaces Manager 4701.03

A report from the Community Spaces Manager dated 17 March 2011 is attached. The Kauri Coast Community Pool, Northland 50 metre swimming pool is in its second successful season. It has been well used by the general public and has gained a top reputation as a competitive swimming venue with Swim Northland transferring its significant swim meets to Dargaville. This has also provided significant economic benefit to the local economy, especially the accommodation industry. It has a reputation as a "fast" pool and Swim

Northland credits the pool with creating Northland's largest swim team to travel to the Nationals.

The construction of the pool came in just over budget (3.47%) and this over-run was caused by the delay in starting construction. However, the project also gained some extra facilities not included in the contract. The most apparent was the Spray Park. This is considered a most successful outcome for a construction project

Funding of \$5,4917,064 has been confirmed leaving a shortfall of \$442,517. However, in a report to Council in December 2008 Council recognised a number of funding sources that could be used short term should fundraising not be successful. Today there are options for funding of up to \$1,940,000 previously identified as being potential sources of funds.

The Project has been successful in attracting Government funding of \$3,081,483, a Northland Regional Council Grant of \$700,000, other grants of \$60,000 as well as the ratepayer funded loan of \$1,000,000 and other Council funding of \$905,000.

Discussions with the Pool Trust are about to commence to develop a strategy for funding the shortfall which is at present being bankrolled by Council.

Operational issues, notably the heating system, have been resolved and an effective and efficient operating regime has been developed to minimise the cost of operating the pool. It appears on current evidence that the pool will operate to its business plan and will continue to be a valued facility not only for Dargaville, the Kaipara and Northland but also to the national swimming community.

Recommended

That Council underwrites the cost of the client supplied items and that the Kauri Coast Community Pool Trust repays this amount within a timeframe agreed to by both Kaipara District Council and the Kauri Coast Community Pool Trust, with a report to the Council meeting on 27 April 2011 on the timeframe for Council consideration; and

That Council requires the Kauri Coast Community Pool Trust to continue to actively fundraise in order to repay the \$169,581 to the Kaipara District Council; and

That Council continues to explore avenues to cover the shortfall at present identified as \$442,517 and this includes sale of surplus Council land, a loan raised by the Trust and the Council's reserve contribution fund; and

That the Trust reports to Council on the issues raised in the Community Spaces Manager's report dated 17 March 2011, namely the need for a windbreak, sheltering the hydrotherapy pool and the operating costs and revenue as compared to the business plan.

Reason for the recommendation

The pool has been successfully constructed and is providing an excellent amenity to Dargaville, the Kaipara District, Northland and New Zealand. It is providing Social, Economic and Cultural benefits to the community. It is a valuable facility which the Council can support.

The funding is within the scope Council considered reasonable and it is now necessary to determine the most appropriate sources of funds to enable Council to decide on its further capital funding role. Council also needs confirmation that the pool is operating to its business plan.

P43 5.4 Taharoa Domain: Works Programme Funding

Community Spaces Manager 4702.24.02

A report from the Taharoa Domain Governance Committee dated 16 March 2011 is attached regarding the Annual Works Programme funding for 2011/12 for the Taharoa Domain. The Taharoa Domain Governance Committee is charged with implementing the Reserve Management Plan Taharoa Domain, adopted by the Kaipara District Council in 2002. The Taharoa Domain Governance Committee has developed an Annual Works Programme for 2011/2012 along with the agreement for the employment of a full time person to undertake the works programme. The Committee is seeking Council funding of \$62,200 towards the total cost of plants budgeted for planting in 2011.

This funding from Council will enable the Committee to build on the planting undertaken as part of the removal and harvesting of Pine trees in 2010. The Taharoa Domain Governance Committee requires the support of and agreement from Kaipara District Council for the funding allocation and is seeking Council approval for funding from Council's Reserve Contribution in 2011/2012.

Recommended

That Council approves the funding of \$62,200 from Council's Reserves Contribution to the Taharoa Domain Governance Committee; and

That the funding be for the purchasing of plants as highlighted in the Taharoa Domain Governance Committee's Annual Works Programme 2011/2012.

Reason for the recommendation

The Taharoa Domain Governance Committee has developed and approved an Annual Works Programme for the Taharoa Domain 2011/2012, this will see a number of projects carried out that will produce immediate results for the Domain outside of the camp ground sites. To fully implement the Annual Works Programme requires extra funding of \$62,200. The Committee is seeking support and approval from the Kaipara District Council for the extra funding from Council's Reserves Contribution to enable the purchasing of plants for planting in the 2011/2012 year. This planting will build on the planting started in 2010. The allocating of funds for plants allows for the full implementation of the works programme 2011/2012.

P49 5.5 Provision of Environmental Health Officer and Liquor Licensing Inspection Services by Council

Development Manager 3602.0

A report by the Development Manager dated 16 March 2011 is attached relating to the Kaipara District Council's contract with the Northland District Health Board for the provision of Environmental Health Services in addition to Liquor Licensing Inspection services. This contract is to conclude by 30 June 2011. Local authorities have a statutory duty to provide these services. The main options for providing these services are; status quo (contract), staff appointment, and shared services arrangement with another council.

Discussions have been held with staff from both Whangarei and Far North District Councils about the possibility of joining forces to carry out this function in some way. Their circumstances are different. Whangarei provides the service by means of in-house staff, and they did examine the possibilities of extending their operations to include Kaipara. Far North District Council has the same contractor as Kaipara for health services, but use their own staff for District Licensing Agency functions. Discussions with them were positive about potentially going to the market with a single proposal to cover both Councils but it has not been possible to put a joint proposal together in time for the tendering process to be completed before the beginning of the new financial year.

A contractual arrangement is the preferred option as responsibility for coping with fluctuations in workflow rest with the contractor, and the burden of legal liability can be redistributed to a certain extent. It also means that the Council's organisational establishment and associated overheads are kept low, and the full costs of service delivery are more readily apparent. A contract also has the potential to operate as a form of shared services arrangement with a neighbouring Council should they wish to take up the opportunity.

This report has been discussed with the Regulatory Portfolio Holder Councillor McEwing, who is in agreement with the conclusions reached.

Recommended

That Environmental Health Officer and Liquor Licensing Inspection services be provided by external contractor; and

That tenders be called for a term of three years with two one-year renewal options, the term commencing on 1 July 2011.

Reason for the recommendation

Responsibility for coping with fluctuations in workflow rest with the contractor, and the burden of legal liability can be redistributed to a certain extent. It also means that the Council's organisational establishment and associated overheads are kept low, and the full costs of service delivery are more readily apparent.

P53 5.6 Proposed Baylys Community Wastewater Scheme: Postponement of Project**Community Infrastructural Assets Manager****4510.0**

A report by the Community Infrastructural Assets Manager dated 15 March 2011 is attached. On 1 June 2010 Council resolved to adopt the Baylys Community Wastewater Scheme Statement of Proposal May 2010 for public consultation. In August 2010 Council postponed the proposed communication programme until after the 2010 Triennial Local Body Elections. To put on hold the proposed Baylys Community Wastewater Scheme Council needs to rescind its resolution of 1 June 2010.

This may disappoint community advocates of a Community Wastewater Scheme at Baylys, however it is a prudent measure to take in the current recessionary environment. Council will continue to look at options that are more affordable to the community.

This item has been discussed with the Portfolio Holder.

Recommended

That Council rescinds its resolution of 1 June 2010, 'That Council adopts the Baylys Community Wastewater Scheme Statement of Proposal May 2010 for public consultation'; and

That Council continues to investigate the provision of a viable Community Wastewater Scheme for Baylys.

Reason for the recommendation

Council does not believe the Statement of Proposal May 2010 provides the community of Baylys with a viable wastewater scheme option. Council believes it needs to investigate this matter further and find a viable option before it comes back to the community.

P56 5.7 Elected Members Expenses Policy: Remuneration Authority Recommendation**Governance Manager****1801.0**

At its meeting dated 26 January 2011 Council considered a report; Elected Members Expenses Policy Update. Council resolved to submit an Elected Members Expenses Policy which met all criterion required by the Remuneration Authority with one exception. Council resolved that the "threshold distance" be five kilometres instead of the required thirty kilometres.

Council sent its Elected Members Expenses Policy to the Remuneration Authority for ratification. On 25 February 2011 Council received a letter addressed to all councils (see attached) which sets out the Authority's rationale behinds its decisions. Whilst they have

made minor concessions, the threshold distance itself is not one of them and this remains at thirty kilometres. What the Authority has agreed to in respect of threshold distance is that it would not apply it to one event but rather to each day. This means if you make several trips in one day the distance threshold need only be applied once rather than for each individual trip.

The Authority advises in the final two paragraph of its letter:

“We have been asked to approve expense rules which do not comply with the above. We will not be approving those expense rules.

Where councils have submitted expense rules which do not comply with the above, rather than the Authority declining each set individually, we would be very grateful if councils would re-submit expense rules which do comply.”

Council’s proposed Elected Members Expenses Policy has been amended to reflect the “threshold distance” of thirty kilometres in a day as required by the Remuneration Authority.

This report and the recommendation contained therein has been discussed with the Mayor and Deputy Mayor who have agreed that Council has no alternative than to comply with the direction provided by the Remuneration Authority.

Recommended

That Council submits a recommended policy for Remuneration Authority approval as follows:

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 etcetera) 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*
 - 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 etcetera 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.*
- 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.*
- g) *That Council policy is to pay Elected Members \$0.70 per kilometre for approved mileage with the first thirty kilometres of the distance travelled by the member in a day not qualifying for payment; and*
- That Council policy is to pay the first 5,000 kilometres qualifying for payment at \$0.70 per kilometre and any qualifying kilometres claim for after the threshold of 5,000 kilometres has been met be paid at \$0.35 per kilometre; and*
- That Council policy is to pay \$15.00 per hour or prorated per part portion of any hour for any travel time in excess of two hours for any one event (round trip) with a maximum payment to any one Elected Member in any financial year of 100 hours.*
- h) *That Council policy is to pay a communications allowance of up to \$500.00 to each Elected Member being a contribution towards the cost of:*
- a) *mobile telephone;*
 - b) *computer or ancillary equipment;*
 - c) *an internet connection; and*
- i) *That the communications allowance applies to the period beginning 20 October 2010 and ending 30 June 2011 provided that the Kaipara District Council does not provide the member with a mobile telephone, computer or ancillary equipment and/or an internet connection.*
- k) *That Council provides a Mayoral vehicle which may be kept at the Mayor's home should the Mayor choose to do so.*

Reason for the recommendation

The proposed Elected Members Expenses Policy meets the requirements of the Remuneration Authority.

6 Reports

6.1 Mayor's Report

1701.02.03

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

6.2 Councillors Reports

Councillors 1904 (various)

This is an opportunity for Councillors to inform Council of activities they have undertaken on behalf of Council. Written reports are preferred as these are then attached to the Minutes. Verbal reports are not recorded in accordance with Section 3.17.2 of Standing Orders.

6.3 Chief Executive's Report: March 2011

Chief Executive 2002.02.10

The Chief Executive's report is circulated separately.

Recommended

That the Chief Executive's report for March 2011 be received.

7 Information Items

P61 7.1 Correspondence Addressed to Mayor and Councillors: 9 February 2011 to 8 March 2011

Governance Manager 1701.01

For the information of Councillors, circulated were copies of all correspondence received addressed to the Mayor and Councillors, with a copy of the response where applicable, and file notes for all others.

Note the agenda timetable necessitated this information to be collated two weeks prior to the meeting. Correspondence received after that date would be reported to the next meeting along with responses which had been sent after the cut-off date.

All letters were acknowledged on receipt unless they were answered the day of receipt, or the Mayor specifically requested no acknowledgement.

Recommended

That the information be received.

P97 7.2 Delegated Authority: Schedule of Decisions

Development Manager 3803.0

A schedule of decisions that has been made under delegated authority is attached. The purpose of this is not for Council to review the detail of these decisions as they have 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.

Recommended

That the Delegated Authority Schedule of Decisions be received.

7.3 Potential New Units of Demand at Mangawhai

Development Manager 2304.11

There has been discussion around the Council table about likely future growth at Mangawhai, and the validity of projections about the number of additional Units of Demand which might be created in the next few years with implications for the amounts of development contributions and targeted rates to be collected. There is no one correct answer, the predictions will need to be modified as the future becomes the present. One indicator is the number of new units for which consent has been granted, but which have not yet been implemented. The table below does not include consents which have been completed in the same timeframe.

Decision Date	Additional Lots
July-December 2006	1
January-June 2007	129
July-December 2007	87
January-June 2008	21
July-December 2008	6
January-June 2009	3
July-December 2009	3
January-June 2010	33
July-December 2010	2
	<hr/> 285

The raw totals indicate that 27 consents were granted which will enable an additional 285 units to be created. This figure requires some interpretation however. Historically about 80% of consents have been implemented within three years. The economic situation is having an impact, and these developments are generally coming through more slowly, and indeed it is possible they may lapse as a result of bankruptcy and the like. To keep a subdivision consent live it is necessary to lodge the survey plan within five years of consent being granted, and to satisfy the conditions within a further three. For land use consents, they must be implemented within five years to avoid lapsing.

On the one hand the figures are inflated by at least one parcel of land for which several consents have been granted (only one can be implemented), on the other hand the table does not include applications which may be implemented in the next five years, but which have not yet been lodged.

Recommended

That the information be received.

P120 7.4 Liquor Advertising Kaipara District Council Submission

Development Manager 3706.0

In January 2011 Council made a submission to the Sale of Liquor Act Review. One of Council's submission points concerned liquor advertising. It was Council's view that liquor advertising should follow similar criteria to tobacco advertising as the social and health harm created by excessive alcohol consumption was similar if not worse than tobacco smoking.

A submission has therefore been made to the Advertising Standards Authority supporting Council's position on the advertising of liquor, as highlighted in the attached Sale of Liquor Review submission.

Recommended

That the information be received

P122 7.5 Awakino Road Transfer Station, Dargaville: Progress Report

Community Infrastructural Assets Manager 4202.03

A report from the Community Infrastructural Assets Manager dated 15 March 2011 is attached for information. The progress report is in regard to the Awakino Road Transfer Station in Dargaville, and Council's long term goal of contracting out the transfer station facilities in Dargaville, based on the proposal that has been received by Northland Waste Limited / Kaipara Refuse Limited. They are one of the two organisations that were shortlisted

from the Expression on Interest process that occurred early 2010. The aim from this process is to re-establish and develop a viable proposal in order to contract out the Awakino Road Transfer Station. The model that is the basis for the proposal is that which currently occurs at the Hakaru facility.

This has been discussed with the Portfolio Holder, Councillor Wade, who supports the report.

Recommended

That the information be received.

P125 7.6 M&M Power RM100116: Final decision of Commissioner

Development Manager 3837.0/RM100116

The decision of Commissioner Alan Bradbourne, in relation to the Application made by M and M Power, to exceed the site coverage standard at 11 Robert Street, Mangawhai Heads, is attached for the information of Council. The building was already under construction when the infringement was discovered.

Recommended

That the information be received.

P143 7.7 Westmoreland Developments Ltd, RM100079: Interim decision of Commissioner

Development Manager 3837.0/RM100079

The decision of Commissioner Robert Chan, in relation to the Application made by Westmoreland Developments, for a multi-unit residential development in Kawau Lane off Molesworth Drive, Mangawhai Heads, and associated plans are attached for the information of Council.

Recommended

That the information be received.

P161 7.8 2010 Local Body Triennial Elections: Summary of Kaipara District Election Process

Governance Manager 1301.01

A report from Independent Election Services Ltd dated 4 March 2011 is attached which summarises the 2010 local body triennial elections process for the Kaipara District and states they were conducted satisfactorily, on time and met all legislative and practical requirements.

Recommended

That the information be received.

P170 7.9 Northland Intersectoral Forum Achievement Report 2009

Governance Manager 1908.01.04

The Northland Intersectoral Forum Achievement Report 2009 Executive Summary is attached for information. The Mission statement is 'Working together for the wellbeing of Northlanders'.

Recommended

That the information be received.

P174 7.10 Northland Regional Council Environmental Management Committee Minutes of meeting 22 February 2011

Governance Manager 2117.01

A copy of the Northland Regional Council Environmental Management Committee meeting minutes for 22 February 2011 is attached for information. Councillor McEwing is the Kaipara Council's representative on this Committee.

Recommended

That the information be received.

P182 7.11 Northland Civil Defence Emergency Management Group Minutes: 1 March 2011

Governance Manager 6107.0

A copy of the Northland Civil Defence Emergency Management Group Minutes for 1 March 2011 are attached for information. Councillor McEwing is the Kaipara Council's representative on this Committee.

Recommended

That the information be received.

P185 7.12 Sport Northland: Taitamariki Tu Ora Initiative

Governance Manager 2122.03

Sport Northland contracted the Whariki Research Group to undertake a qualitative process and short-term impact evaluation of the Taitamariki tu Ora initiative. The purpose of the evaluation was to explore the delivery and effectiveness of that initiative. The initiative comprised the Hip Hop dance and Hga Mahi Tu Taua programmes. The evaluation focus was on programmes being delivered in the Kaitaia and Dargaville communities. The Executive Summary of the Evaluation Report September 2010 is attached for Council's information.

Recommended

That the information be received.

Circ 7.13 Baylys Beach Access Report: May 2010

Community Infrastructural Assets Manager 4104.449

Council has requested a copy of the circulated Baylys Beach Access Report May 2010. This access over the years has been problematic with weather events at times leaving the access impassable to vehicular traffic. This has led to a number of community requests for a more permanent solution that would keep the access open at all times.

Over the years Council has considered both 'hard' (rock walls) and 'soft' (planting) engineering solutions. Currently, the access is being monitored and maintenance undertaken when required. The natural forces at work here have been well documented since 1952 and the circulated report of May 2010 provides the detailed history and anecdotal evidence available to date.

Recommended

That the information be received.

Circ 7.14 Rodney–Kaipara Co-ordinating Land Use Study October 2010

Community Infrastructural Assets Manager 3802.01

In 2010 the NZ Transport Agency began the network planning for the Puhoi to Wellsford Roads of National Significance (RONS). As part of this process a study group was established to consider local connections and integration for Kaiwaka, Maungaturoto, Mangawhai, Te Hana and Wellsford. On 2 March 2010 the NZ Transport Agency held a Wellsford/Kaiwaka-Mangawhai Land Use Connections Workshop. As a result of this workshop a scoping report was developed, information gathered which resulted in the circulated October 2010 Rodney-Kaipara Co-ordinating Land Use Study (Dome-Brynderwyn sub-region).

The Rodney-Kaipara Co-ordinating Land Use Study covers the area from the Dome Forest to the Brynderwyn Range. The main settlements within the study area are Maungaturoto, Mangawhai, Kaiwaka, Te Hana and Wellsford. A brief overview of Dargaville/Ruawai, Whangarei/Marsden Point, Ruakaka/Waipu and Warkworth/Matakana is also provided to give a better understanding of the study area in a wider context. The study encompasses a good understanding of the social, cultural, economic and land use dynamics of the study area. There are aspects of this study which will be useful for the structure plan process for Kaiwaka and in the future Maungaturoto.

A structure plan discussion document is now being prepared for Council's meeting in April 2011.

Recommended

That the information be received.

Circ 7.15 Northland Civil Defence Emergency Management Group Meeting: March 2011

Community Infrastructural Assets Manager 6107.0

Council is a member of the Northland Civil Defence Emergency Management Group which meets on a quarterly basis. This group is comprised of representatives from all the Northland District Councils, the Regional Council (who co-ordinates the group), Emergency Services, Department of Conservation, Ministry of Social Development, and Northland District Health Board.

This group meets and discusses matters relating to Civil Defence Management for Northland. As the membership is diverse it offers the opportunity for information-gathering and sharing. As we have seen with recent events with the Christchurch Earthquake, Civil Defence plays an important role in the community in an emergency.

Circulated separately with the agenda are the 1 March 2011 meeting agenda and minutes. The Civil Defence group requested that the agenda be made available to Council.

Recommended

That information be received.

8 Public Excluded Council Items 23 March 2011

Recommended

That the public be excluded from the following part of the proceedings of this meeting namely, Contract 522: Road Maintenance and Management 2007/2010 Renewal, and EcoCare Complaint: Request for Independent Review.

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>Contract 522: Road Maintenance and Management 2007/2010 Renewal</i>	<i>Section 48 (1)(a), Section 7, Section 7(2)(b)(ii)</i>
<i>EcoCare Complaint: Request for Independent Review</i>	<i>Section 48 (1)(a), Section 7, Section 7(2)(g)</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.

Section 7 (2)(g) maintain legal professional privilege.

Open Council Meeting: 23 March 2011

Recommended

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

Closure

Kaipara District Council

Dargaville