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**Extraordinary Meeting Of Kaipara District Council In The Council Chambers,
Station Road, Dargaville On Thursday 19 May 2011 Commencing 9.00am
Deliberation on Submissions to Draft Annual Plan 2011/2012**

Minutes

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confirmed

Deliberation of Submissions to Draft Annual Plan 2011/12

Minutes : Thursday 19 May 2011

1 Opening: Mayor Tiller

1.1 Present

Mayor Tiller, Councillors J Blackwell, J Geange, H Harding, J Larsen, W Linton, B McEwing, J Sutherland, A Wade

1.2 In Attendance

Chief Executive, Governance Manager, Community Spaces Manager, Development Manager, Corporate Services Manager, Gary McLean of MWH

2 Declaration of Conflicts of Interest

2.1 Declaration of Conflicts of Interest

Governance Manager 1902.0

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

Councillor Geange signalled a conflict of interest in respect of Item 23 Field Days. Council Wade signalled a conflict of interest in respect of 52 Sea View Road, Chases Gorge, Baylys and Refuse (b) Increase Refuse Service: Litterbins and Extra Collections. Councillor Wade left the room while the item concerning 52 Sea View Road was discussed.

3 General

3.1 Draft Annual Plan 2011/2012: Late Submissions

Council needed to formally confirm its decision made on 4 May 2011 to not accept late submissions.

Resolved Sutherland/Geange

That Council declines to accept late submissions to the Draft Annual Plan 2011/2012.

Reason for the Decision

In order that those who adhered to the deadline are not disadvantaged and to avoid an increased number of late submissions in future, which would present logistical problems for processing within the required timeframes.

3.2 Draft Annual Plan 2011/2012: Consideration of Submissions

Council had completed three days of hearings at which submitters were given the opportunity to speak to their submissions. Councillors were given the opportunity to ensure they understood the submissions being made.

In addition the Council considered each of the submissions which were not spoken to ensure they understood the submission.

The purpose of this Council meeting was to consider each of the issues raised and make a decision on what action the Council wanted to take. It was not to draft answers for individual submissions. Consequently the issues raised had been summarised so each issue was answered. This will ensure consistent responses were given to submitters. Individual responses will be written to each submitter.

List of Issues and Options

The following papers were circulated:

Organisational Review
 52 Sea View Road, Chases Gorge, Baylys
 Cames Road, Mangawhai
 Dargaville Community cinema
 Development Contributions
 Refuse
 Mangawhai Pensioner Housing
 Commercial Water Rates

Playgrounds
 Hideaway Camp
 Toilets
 Reserves
 Grants
 Summary of Other Issues
 Summary of Safety Issues
 Summary of Roothing Issues

Council also considered the expectations of those who had not submitted. It may be an option to remove proposed activities from the Annual Plan. However, some in the community may strongly support such activities but did not see the need to submit because of Council support in promoting the activity in the Draft Annual Plan. Equally the addition of new activities raised similar but converse concerns.

Councillors were required to make their individual decisions on all items based on what each believed was the best decision for the Kaipara District.

Following consideration of all of the issues Council must consider the cost of implementing the desired decisions and determine the level of funding it was prepared to provide and the level of rating it was prepared to levy. Funding generally came from rating but another major source of funding was the Reserve Contribution Fund.

Rates for the majority of Council's works, roading, water supply, wastewater etcetera were based on Asset Management Plans adopted by Council as part of *Kaipara's Future-Working Together* 2009/19 (Council's Long Term Plan) to ensure the assets were appropriately maintained and delivered the required level of service. In addition roading must meet Government requirements administered by the NZ Transport Agency.

Any changes to General Rate requirements will see 1% added for every \$120,000 additional expenditure.

The Reserves Subdivision Contribution Fund was available for recreational activities providing they met the requirements of the fund. Council had historically allocated these funds on a geographic basis. A copy of what was currently available area by area, was circulated.

4 Issues and Options

4.1 Organisational Review

The need for change was identified in 2010 and the budget for a review was included in the 2010/11 Annual Plan. That review was reported to the Chief Executive's Performance Committee in January and it agreed the review and change process should proceed.

Council included an amount of \$250,000 in the Draft Annual Plan and the review proceeded on the premise that it would deliver better leadership to the organisation, ensure the outcomes Council required were achieved and the organisation would become more responsive to both the community and the Council.

The Chief Executive advised that the budget of \$250,000 was sufficient for the project but should Council wish to make savings it could be reduced to \$200,000 but this may impact on other budgets.

Council had recently received independent financial advice that it required specialist advice about how it managed its current debts. This advice had the potential to save Council and ratepayers money in the long term. Specialist advice would be required from time to time and did not constitute a full time position. Council agreed that the scope and role of Treasury Advisor would come back to Council for consideration before any further decisions were made.

Resolved: Linton/McEwing

That Council funds the implementation of the organisational review to the sum of \$200,000; and

That Council funds the employing of a Treasury Advisor up to the sum of \$50,000, and that the scope and role of the position would come back to Council before anyone was employed.

Reason for the Resolution

The Council has identified that the performance of the organisation is not meeting expectations and having undertaken a review the Chief Executive and his advisors have identified a course of action which will see the level of service to the community, the Council and the organisation improve to meet the Council's expectations.

4.2 52 Sea View Road, Chases Gorge, Baylys

Council purchased the section in 2007 on the understanding at that time that there was a high demand for better parking facilities and a playground area at Baylys and the section was in a prime location with a lot to offer. The community was not consulted at the time of purchase. The community has since the time of purchase been divided on its use, however the majority of submissions to the Annual Plan from the community believed that the section was not suitable for the construction of either a carpark, toilet or playground as the section was in a residential area, and that the section should be sold with the proceeds being used to fund other projects.

Councillor Wade advised that he had been in discussions with staff member, Paul Dieben who advised that there was a possibility that six more car parks could be created if a tidy up of the area in front of the rubbish bins took place and the buildup of sand removed. This work could be done within existing budgets.

Resolved Linton/Harding

That Council sells the section at 52 Sea View Road, Chases Gorge, Baylys and that \$100,000 of the sale proceeds be refunded back into the Reserves Contribution Fund and the balance of the sale proceeds be used to support community activities/groups within the Baylys community after consultation with the community.

Reason for the Resolution

The Baylys community has been very clear in its views that 52 Sea View Road is in a residential area of the community and that the section should remain as residential property and not be used to develop community facilities on. Funds from the sale of the section can be targeted towards specific facilities and organisations that have widespread community support

4.3 Cames Road, Mangawhai

The feedback received on Cames Road as part of the Annual Plan was inconclusive. Any option to open Cames Road is unlikely to qualify for NZ Transport Agency funding.

Resolved Sutherland/Linton

That Council reconfirms its decision to open Cames Road, Mangawhai for restricted use; and

That Council receives the information necessary in respect of its options to specify the type of traffic permitted to use the road and to this end requests a full report to the June 2011 Council meeting; and

That Council enters into negotiations with Mangawhai Ridge Limited over the maintenance of the section of the road constructed and maintained by Mangawhai Ridge Limited; and

That any maintenance of the approximately 400 metre strip from the western boundary of Mangawhai Ridge be funded from existing road maintenance budgets

Reason for the Resolution

Council has agreed to open Cames Road, Mangawhai in principle and to conclude this issue actions must be taken of a fair and equitable nature.

4.4 Dargaville Community Cinema

Council had indicated its intention to support this project and it has received a strong message from the community that it has the approval. The recommendation ensured that Council can do so and still meet its legal and financial obligations

Resolved McEwing/Wade

That Council agrees to fund the Dargaville Community Cinema up to \$200,000; and

That Council re-allocates Forestry funds from the Kauri Coast Community Pool to the Dargaville Community Cinema Charitable Trust and balances this with a corresponding grant from the Reserves Fund to the pool; and

That the Reserves Contribution Fund to the pool of \$200,000 be made up as follows:

\$100,000 from Dargaville Reserves Fund

\$ 50,000 from Baylys Reserves Fund

\$ 50,000 from West Coast Reserves Fund;

and

That Council requires the Dargaville Community Cinema Charitable Trust to pay a rental equivalent to the cost of servicing the loan replaced by the above funding, such agreement to be negotiated between Council and the Trust.

Reason for the Resolution

To ensure the success of a well supported community project

4.5 Development Contributions

Council had an obligation to review its Development Contributions Policy, and because of its relationship to the Long Term Plan, it was agreed that this should be carried out as part of that Special Consultative Procedure.

It was drawn to Council's attention that this resolution excludes Wastewater.

Resolved Geange/McEwing

That the Development Contributions Policy requiring development contributions to road upgrading in the Otamatea and Mangawhai areas be suspended for new applications received from 1 July 2011 until such time as Council has completed a formal review of the Policy in accordance with the provisions of the Local Government Act 2002 and in association with the Long Term Plan process.

Reason for the Resolution

The Development Contributions Policy is predicated on certain assumptions about rates of growth, which are very different from actual rates of growth. The contribution amounts themselves are considered to be a barrier to development at this time while such activities are at such a low ebb. The Policy should be reviewed comprehensively along with the preparation of the next Long Term Plan, which may reveal that activity levels are too low to justify having a policy for roading.

4.6 Refuse

a) Hakaru Landfill

Half of the submissions received supported digging out the closed Hakaru Landfill site and therefore eliminating the ongoing leachate issue at Hakaru.

An initial cost estimate of \$550,000, to dig out Hakaru was obtained. Since then, a measure of the closed landfill had been undertaken to establish the volume of the waste contained in Hakaru. Two companies had been approached to provide a more indepth cost estimate to dig out, transport and dispose the closed landfill site. One contractor had estimated this work to cost upwards of \$1.5 million. The other contractor estimated the job to cost \$2 million plus GST. Due to the size of this work, this will need to go to the open market for tendering.

Council believed that in order to understand just what it would cost to dig out the contents of the closed landfill site, it needs to call for tenders. It would then be in the position to make an informed decision.

Resolved **Geange/Blackwell**

That Council seeks tenders for removing the refuse from the Hakaru Landfill and that the information gathered be reported back to Council before proceeding.

Reason for the Resolution

To provide a realistic costing which will enable Council to make an informed decision as to whether digging out the refuse from the Hakaru landfill as a one off cost is a viable option as opposed to an ongoing annual cost.

b) Increase Refuse Service: Litterbins and Extra Collections

More litterbin collections were requested at Baylys during the Christmas Holiday period. For the last two years an extra collection has been provided between Christmas and New Year to Baylys and Glinks Gully before the Beach Bonanza and Picnic Day that occurs on New Years Day. Litterbins were cleared six times a week in Mangawhai from October through to about the end of February.

Councillors questioned why it was that Council was paying for replacement bins and not the contractors that supplied these. Council staff advised that this was a one off cost paid by Council due to Council's high usage and the above average wear and tear on the bins. This was a one off cost because of a specific set of circumstances.

Council asked that staff request that all bins be removed promptly at the end of the holiday season when no longer required to prevent Council from incurring extra unnecessary costs.

Resolved Geange/Harding

That litterbin collections are increased at Baylys for a period of four weeks from the middle of December to the middle of January each year beginning December 2011 and that this be funded out of existing budgets.

Reason for the Resolution

Baylys is an area of the District that experiences increased visitors in the summer months. As such an increase in service at the peak time can be accommodated at a reasonable price.

c) Illegal Dumping

Illegal dumping was always a contentious issue. Finding a “silver bullet” fix for illegal dumping had proved impossible for Council. The most recent development had been to offer a finders’ fee to the contractor who collected the illegally dumped rubbish. If a name and address can be found in illegally dumped rubbish, Council will issue an infringement notice. There had not been much of an incentive in the past for the contractor to search bags. This was because it had added extra time for little reward on tight collection schedules.

Resolved Wade/Geange

That Council trials for the next financial year, a finder’s fee system with the Refuse Contractor for identifying people who are dumping illegally. Once identification can be made of offenders, Council issue infringement notices under Section 14(1) and (2) of the Litter Act 1979.

Reason for the Resolution

Council needs to be vigilant and keep trying different tactics to combat illegal dumping.

d) Rubbish Cages and Litterbins (other)**Cages**

Rubbish cages were another contentious issue. Discussions had been held with the Portfolio Holder and the contractor regarding collection cages. The contractor believed that King Road, Tara Road, Coal Hill Road in Mangawhai and Logan Street in Dargaville collection cages could be removed. Initially the cages provided a collection point for the surrounding area, however kerbside collections were undertaken in these areas and therefore the cages were now deemed as unnecessary.

Resolved Wade/Geange

That Council advertises through signage at King Road, Mangawhai, that the rubbish cage will be removed on 1 August 2011.

Reason for the Resolution

The need no longer exists for this cage as collections are performed along these roads now.

Litterbins (other)

A request was received to trial the removal of bins at the corner of Alamar Crescent and North Avenue, Mangawhai. The dumping at this spot looked to be by people who were using this area to launch boats. A similar circumstance occurred at the Ruawai Wharf. The removal of the litterbin here encouraged boaties and general users to take rubbish with them and had tidied the area. Nationwide there was a movement to remove bins from specific areas because of misuse.

A request for the installation of four rubbish bins outside the Three Furlongs Hotel in Kaiwaka. This request benefitted the business owner and it cannot be proven that this will benefit the wider community. Other business owners in the District take care of the rubbish that was produced through operating and this should be the case for the Three Furlongs Hotel. They stated that foliage was removed and rubbish located. This was possibly the result of wind blow and not littering.

Two submissions asked for a litterbin at Tinopai. This can be accommodated for in the next financial year.

4.7 Mangawhai Pensioner Housing

Eight submissions were received to the Draft Annual Plan 2011/12 regarding the elderly pensioner housing in Fagan Place, Mangawhai.

Resolved Geange/Sutherland

That further consultation with the community is carried out as part of the Long Term Plan Process to discuss additional options before any final decisions regarding the development of Fagan Place, Mangawhai are settled.

Reason for the Resolution

The submissions received by Council indicate that a section of the community wants Fagan Place for elderly housing.

4.8 Commercial Water Rates

Silver Fern Farms again requested that Council consider a commercial water rate for users over 200,000 cubic metres.

Resolved Larsen/Mayor Tiller

That Kaipara District Council adopts a commercial water rate of \$1.50 per cubic metre for all users with water consumption of over 200,000 cubic metres and that this is to be reviewed annually.

Reason for the Resolution

Silver Fern Farms is a valuable business in the Kaipara District being the biggest employer in Dargaville. The loss of this business would have a negative impact on this area.

Note: Council rescinded this resolution at the 25 May 2011 Council meeting. Additional information became available which had a significant affect on the decision previously made.

4.9 Playgrounds

Twenty submissions were received to the Draft Annual Plan 2011/12 regarding Playgrounds. Of the twenty submissions received, thirteen were regarding the playground at Tinopai, two were regarding new playgrounds at the Kauri Museum, Matakohu and Kaiwaka underpass area, three were for upgrades of existing playgrounds, one was for the installation of shade over Kaipara playgrounds and one was for the use of confidence and challenging type equipment when installing playgrounds.

Council had been involved in a number of playground projects which had included both minor upgrades and new playground installations. These had all been carried out in partnership with the community or where there was widespread community support.

All projects to date had been carried out with funding coming from Council's Reserves Contribution Fund and the community itself. Council had also investigated possible new locations for playground equipment within some communities, where it had been asked.

Council undertook a playground safety audit and based on this audit report did immediate maintenance works, where recommended, which had improved many existing playground facilities. Council continued to undertake regular maintenance of playground equipment. Council's playground facilities range in age from over ten years to less than twelve months.

Council considered the submission from the Kauri Museum requesting the development of a new playground. Council felt unable to grant this request because the playground currently was and would remain situated on road reserve which it did not condone.

The Tinopai community had discussed the need for a replacement playground for several years. It had identified the current location as its preferred location. The equipment was very basic and of an age that required urgent replacement.

Resolution One Geange/Harding

That Council funds the upgrade of the Tinopai playground at its existing location next to the Tinopai Hall in Komiti Road, including the installation of a safety fence and that Council staff work with the Tinopai community on the preferred equipment to be used for the playground and that it is funded from Council's Reserves Contribution Fund with the costs coming back to Council for final approval.

Reason for Resolution One

Council has consulted with the community a number of times on the preferred location for a playground in Tinopai. Thirteen submissions this year favour the upgrading of the playground equipment.

The current location has ample parking and is close to Council's public toilet facilities.

Resolution Two Geange/Sutherland

That Council works with Progressive Paparua and the Mangawhai Activity Zone on the installation of playground equipment that is focused towards an older age group than is currently catered for, final equipment design coming back to Council for its approval before agreeing to any funding from its Reserves Contribution Fund.

Reason for Resolution Two

Progressive Paparua and the Mangawhai Activity Zone have recognised the need for playground equipment that is currently not available, that caters for older children in the area.

Council's Reserves Contribution can be used for the upgrading of playground equipment.

4.10 Hideaway Camp

Thirty five submissions were received to the Draft Annual Plan 2010/11 for the Licence to Occupy for Esplanade Reserve neighbouring the Hideaway Holiday Park on Estuary Drive in Mangawhai. The number of submissions indicated that there was a high level of interest in the community about this issue.

The Hideaway Holiday Park has held a Licence to Occupy the Esplanade Reserve situated next to their property on Estuary Road in Mangawhai since 2003 for a peppercorn rental. The Footes, who own and run the Holiday Park, asked for this agreement to be renewed for a further five year period. During this time period the Footes had maintained the reserve to a high standard at no cost to Council.

Harold and Hazel Foote and Council have agreed that ultimately the caravans should be removed from the reserve. The issue for Mr and Mrs Foote has been the timeframe for removal. The Footes have at all times maintained positive communication with Council and worked towards finding a mutually satisfactory outcome.

Council suggested that a way forward might be to charge the owners of the Hideaway Holiday Park a fee for leasing the land on an annual basis. The lease option would cease when the Council was able to extend the public's ability to walk around Moir Point. The proceeds could then be used by the local walking group to improve existing walking tracks and to establish others in and around Mangawhai. Council asked that the Community Spaces Manager hold initial talks with the groups involved so as to understand if this was a possible solution. Council noted that any potential lease arrangement would need to be fully consulted on with the local Mangawhai community

Council agreed that its previous decision in respect of Hideaway Holiday Park should remain unchanged until Council considered the matter further as part of its 27 July 2011 agenda.

Resolved Geange/Linton

That Council looks at the Hideaway Holiday Park issue in full at its 27 July 2011 Council meeting.

Reason for the decision

To find a way forward that will suit all parties.

Confirmed

4.11 Toilets

Twelve submissions were received to the Draft Annual Plan 2011/12 regarding upgrading of toilets in the District. Ten submissions were for the upgrading of toilets in different places in the district and two people also mentioned that Tinopai was in need of a new toilet.

Communities had recognised the importance of having clean and tidy facilities for both locals and visitors to the District. Council had received an Audit Report and had prioritised which toilets need to be upgraded first.

Council agreed that discussions needed to take place with the Mangawhai Activity Zone and other interested parties over the placement of new toilets in Mangawhai.

Resolved Geange/Sutherland

That Council continues with the programme currently underway for the upgrade and building of new toilets in the Kaipara District.

Reason for the Resolution

Council has agreed to the priority list for upgrading and building new toilets in the district.

4.12 Reserves

Thirteen submissions were received to the draft Annual Plan 2011/12 relating to reserves matters. Of the thirteen submissions received, six of the submissions were to do with reserves management plans and planning. Two submissions were regarding reserves contributions. Three were relating to development of general reserves. One submission was regarding Council acquiring a property to secure a waterfront area and one submission from the Department of Conservation, Northland Conservancy which covered many issues relating to both governance and operational reserve matters.

Council believed that communities needed to be involved in the development and implementation of reserve management plans and the funds need to be used directly back in the areas they were collected from.

Resolved Geange/Sutherland

That Council continues to develop reserve management plans where appropriate with the support of the community and stakeholder groups and that consideration of funding the implementation of reserve management plans be considered before any management plan development is undertaken

That Council actively engages with submitters and other interested parties to involve them in the development and coordination of the Mangawhai Park Reserve Management Plan.

Reason for the Resolution

Council has a contract with the community for the development of Reserves Management Plans for three premier sites these are at a variety stages in their development. The use of community in the development of the plans is vital to community ownership of the plan and its successful implementation.

4.13 Grants

Council contributes to the social fabric of the community through the allocation of grants to community group are in line with its Grants policy.

The following grants were made for the 2011/2012 year:

Pahi Walkway	\$1,500.00
Surf Lifesaving New Zealand (Northern Region)	\$19,000.00
Wellsford Citizens Advice Bureau	\$900.00
Mangawhai Information Centre	\$3,700.00
Dargaville and Districts Citizens Advice Bureau	\$3,000.00
Sport Northland	\$26,000.00
Peer Support Awards (three High Schools)	\$700.00
Dargaville Information Centre	\$1,000.00
Kumerani Productions Trust	\$1,500.00
Kellys Bay Improvements Society	\$6,000.00

The following grant from the Subdivision Reserves Contribution Fund was also made for the 2011/2012 year

Mangawhai Track Charitable Trust	\$5,000.00
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Resolved Harding/Sutherland

That Council makes the following Grants from General Rates for the 2011/2012 year:

<i>Pahi Walkway</i>	<i>\$1,500.00</i>
<i>Surf Lifesaving New Zealand (Northern Region)</i>	<i>\$19,000.00</i>
<i>Wellsford Citizens Advice Bureau</i>	<i>\$900.00</i>
<i>Mangawhai Information Centre</i>	<i>\$3,700.00</i>
<i>Dargaville and Districts Citizens Advice Bureau</i>	<i>\$3,000.00</i>
<i>Sport Northland</i>	<i>\$26,000.00</i>
<i>Peer Support Awards (three High Schools)</i>	<i>\$700.00</i>
<i>Dargaville Information Centre</i>	<i>\$1,000.00</i>
<i>Kumerani Productions Trust</i>	<i>\$1,500.00</i>
<i>Kellys Bay Improvements Society</i>	<i>\$6,000.00</i>

; and

That Council makes the following Grants from the Subdivision Reserve Contributions Fund for the 2011/2012 year:

<i>Mangawhai Track Charitable Trust</i>	<i>\$5,000.00</i>
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Reason for the Resolution

These organisations are delivering to Council objectives.

Summary of Other Issues

4.14 Kauri Coast Community Swimming Pool

Seven submissions were received to the Draft Annual Plan 2011/12 regarding the Kauri Coast Swimming Pool. Of the submissions received, all seven submissions were of a different nature regarding the swimming pool.

Council supports the pool but it does not own it therefore all seven submissions will be forwarded to the Kauri Coast Pool Committee for their information.

Staff continue to work with the Committee to ensure the best possible running of the facility for the benefit of the Kaipara community.

Council staff were working with the Committee on a financial wash up of the costs of the construction with this information coming to Council for consideration.

4.15 Bus Shelter at Baylys

Resolved **Geange/Harding**

That the Submitter be advised that no-one wants a bus shelter at Baylys outside their place however if a spot can be found that adjacent owners do not object to there is a shelter available to put there.

4.16 Information Centre

A submission was received requesting the Council revisit its decision to close the information centre.

Resolved

That that there be no change.

4.17 Genetic Engineering

Council received 13 submissions regarding Genetic Engineering.

All submitters thanked Council for the precautionary Genetic Engineering Policy Statement in the Draft Annual Plan 2011/12 and asked that Council continue supporting it as a community priority. They asked that the precautionary Genetic Engineering Policy be retained and strengthened.

Concerned submitters would like to see Council work collaboratively with other Northland Councils to put in place strong and robust local regulation through a District Plan change. They would also like Council to establish a watching brief and closely monitor Genetic Engineering developments.

4.18 Mangawhai Service Centre

There does appear to have been confusion regarding the suggestion that this would be an investment for the Mangawhai Endowment Fund. In some cases this was interpreted as a proposal to use the Endowment fund to provide a facility, and thereby reduce the community grants benefits currently enjoyed.

Council decided to park this proposal indefinitely.

4.19 Rugby World Cup

Three submissions were received all of which were in favour of the Rugby World Cup. One submitter stressed the importance of keeping tourists in the district, one supported toilets adjacent to the Kaiwaka Hall and also in the Council office for north bound tourists, and the third hoped that the investment in the Rugby World Cup would have legacy value beyond the six weeks of the Rugby World Cup.

Council had already made a decision regarding the Welcome Centre

4.20 Freedom Camping

Submitters indicated they supported Council developing a Freedom Camping Policy and Bylaw to manage the perceived issues around freedom camping. These perceived issues included campers leaving behind human waste and rubbish, parking for long periods in parking spaces in busy areas and these issues were expected to increase.

Resolved Sutherland/Mayor Tiller

That Council develops an additional Bylaw to address the issues around freedom camping.

Reason for the Resolution

This will allow for Council to consider nominating areas for freedom camping to occur while prohibiting elsewhere within the district.

4.21 Business Development Rate

One submitter suggested this, two asked for differentials for rural land.

Council believed it should consult on the need for a comprehensive rating review including the possibility of differentials as a part of the Long Term Plan consultation.

4.22 Multi-Use Sports Facility Dargaville

Eighty eight submitters commented on this some said good idea, some said bad idea, some felt not enough information had been provided.

Council believed that this proposal should be included as a part of the Long Term Plan consultation.

4.23 Rates 7.47%

Forty nine submitters commented. The majority urged Council to consider the question of affordability in times of recession.

4.24 Speed Limits

Seven submitters requested speed restrictions.

4.25 Library

Thirty four submitters commented on this. Thirty supported free membership and of these, two said \$10,000 was not enough, one also wanted improvements to the Mangawhai Library, one wanted the amount spread over five years, one suggested making it up by charging non-residents for other services such as internet and one suggested encouraging donations or koha to help pay. Of the remaining four submitters one was concerned that the Paparoa Library lease

was expiring (further information regarding this requested by Councillors was circulated with the agenda), one did not use the Library, one questioned the review and one submitter suggested that this was intended to apply only to Dargaville.

A full report of the strategic review of libraries and library issues will be coming to Council in June and the recommendations from this will be included in the Long Term Plan consultation. However the \$10,000 suggested in the Draft Annual Plan was based on the amounts the Libraries had advised they currently collected from membership

One submitter also suggested that Council negotiate free membership to Whangarei Libraries for Mangawhai residents. This would need to be further investigated, however it did provide a possible cost effective alternative to a fully staffed library in Mangawhai given that the current cost of Whangarei membership for out of town members was \$30.00. This suggestion was to be included in the matters being considered in the strategic library review.

Resolved Harding/Sutherland

That Council works with the Community libraries to agree on a method and criteria that money could be applied to free membership and allocate \$10,000 in order that this can be achieved if agreement is reached. All other comments should inform the current review.

4.26 Website

Council included an amount of \$60,000 to upgrade the website and many people had expressed concern that this was an excessive amount. Council would not know the real cost until it received responses to a call for tenders. Council hoped to have the proposal stage completed by the end of July 2011.

4.27 Rail

Two submitters commented. One expressed concern at the Government's proposed plan to mothball the Northland Rail, the other agreed and also did not think that cycleways were an appropriate reason to remove rail lines.

4.28 Streetlight

Council noted that it had frequently received a request for a streetlight between the Paparoa Hall and Pahi Road. Council instructions in respect of this were "make it happen".

4.29 Kaiwaka Structure Plan

A draft discussion document on this will come to Council in the May 2011 agenda.

4.30 Gordon Street Dargaville Project

Council asked that the submitter be made aware of the background of the Gordon Street project.

4.31 Omamari Land Drainage

As part of its Treaty Settlement process Te Roroa received land in Omamari. There has been a concern expressed regarding access to the Omamari Stream for cleaning.

Council had asked Te Roroa if they will work with Council and offer access for machine cleaning of the stream if required. Te Roroa's Governance Committee will meet to discuss options for this and indications were that the Committee was happy to work with Council towards a resolution of the issue of access.

To date no solutions had been provided regarding the maintenance for Omamari Stream. Due to contour, certain areas of the stream prove impossible to machine clean.

4.32 Kaihu Land Drainage

One submitter would like landowners to take this responsibility back. Drainage districts had been around a number of years. These districts were based on land area and drainage of properties and were the most fair and equitable way to deal with areas that did not have urban stormwater capabilities. This was a matter for the Drainage Committee to discuss and if appropriate bring a recommendation to Council.

4.33 Arts Heritage

Three submitters commented on this, one wanted more money on heritage and arts generally one wanted an increase to the contestable funds, one did not.

Council did not believe there was any reason to amend its current position.

4.34 Field Days

One submitter asked that Council recognised this important community event. Council agreed that the Northland Field Days Inc be recognised in the Mayor's Summary of the final Annual Plan document. The ASB Community Trust had advised that it was reviewing its grants criteria. One of the changes it planned to make was that only those groups and organisations mentioned as being supported by Council in its Annual Plan will be considered for a grant should an application be made.

4.35 Economic Development

Council received nine submissions relating to Economic Development, five were keen on Council involvement and four against. Of those against Council involvement; one made the point that 'you can't buy economic development' citing Enterprise Northland funding over the years. One maintained that involvement should be limited to high level liaison, leadership and facilitation.

Of the submitters who supported Council funded economic development most (three) wanted support for the 'not for profit' sector. Of the other two; one maintained that more advertising was required to attract business to the area and the other called for co-ordination with Enterprise Northland and the offer of help with business development work.

4.36 Mangawhai Harbour Restoration

One submitter questioned the reason for this rate. This had been correctly established.

4.37 Septic Tank Bylaws

Council sought the views of the community about a possible septic tank bylaw to deal with the effects of wastewater on the quality of the water in our harbours. While there were six submissions in response to this issue. There seemed to be an acceptance of the Council's proposition that "doing nothing is not an option". Approximately ten years ago the then Policy Leader prepared a comprehensive report comparing and evaluating the options available in this regard. While the focus of this report was on an interim arrangement for Mangawhai until the community scheme became operational, Council believed the framework could be used as the basis of further consideration and have requested that it be updated accordingly.

4.38 Dargaville Kindergarten Trees

One submitter wanted action on trees on Council property. Council officers had developed a draft Tree Policy that was still to come before Council for its consideration. Council has been working with the Dargaville Kindergarten and has provided the names of arborists.

Resolved McEwing/Mayor Tiller

That the submitter be advised that Council is currently developing a Policy on trees on Council property and will be able to make decisions within the framework that the Policy provides as soon as it is adopted.

4.39 Kellys Bay Gabions

Around 30 years ago Council, with the assistance of local residents and bach owners, erected a gabion wall approximately 330 metres long, topped with a concrete footpath, to prevent erosion along the beach foreshore. The wire gabion baskets, although coated with corrosion-proofing material, have slowly rusted away. While Council staff have carried out localised repairs with wire netting, this is no longer feasible as the rusting is too widespread. Locals request that Council repair the wall to retain this valuable asset and avoid future erosion. The worst section is the central 110 metres. If this is repaired, the other sections would likely last another ten to fifteen years. Options below relate to the central 110 metres.

A number of options were considered with the successful option being a mesh wall. This option involved a facing of new high strength galvanised and plastic coated gabion mesh. This would be held against the existing wall with longitudinal strained wires, and galvanised waratahs driven down at one to two metre centres, and tied back to the ground behind the concrete path with galvanised wire placed under the path or through it using saw cuts. This option is much cheaper than others considered with materials priced at under \$4,000. The main costs would be labour, roughly estimated at \$8,000 (three men x two weeks), with another \$2,000 for cartage and travel, all up around \$14,000.

MWH Consultants have advised that this work is necessary and should be completed over the next few months. Council agreed that Councillor Harding is to speak with the Kellys Bay community to discuss the work programme and the possibility of the community providing the labour. Council has allocated \$6,000 out of the Grants from General Rates towards this project.

The local community in Kellys Bay continue to impress Council with its "can do" attitude.

Resolved McEwing/Mayor Tiller

That the mesh wall is the cheapest option and would have the least visual effect, and a good likelihood of extending the life of the wall for another 20-30 years.

4.40 Picnic Tables

Eighteen submissions were received regarding picnic tables. Of the eighteen submissions received, fifteen of the submissions supported Council providing more picnic tables. Two submissions said no to any more picnic tables and the remaining submission believed \$1,800 was too expensive and wooden ones would be a better option.

Historically Council has allocated funds through the Annual Plan for the replacement of old picnic tables and where supported by the community has provided new tables where a need has been identified.

Council last year did not allocate any funds for picnic tables through the Annual Plan as no submissions were received. However with eighteen submissions being received this year and fifteen in support of more picnic tables there was strong support for Council to fund some picnic tables this year.

Resolved **Geange/Harding**

That Council allocates funding for the placement of three picnic tables at a cost of \$1,800 each.

4.41 Tourism

Council received six submissions related to Tourism. Support was generally balanced between Council funding tourism promotion and not, however most supporters were also tourism industry players. One submitter thought more emphasis should go on the Dargaville Museum and one submitter presented a comprehensive submission supporting Destination Northland and Kaipara as a first overnight stop in Northland.

4.42 Tinopai Fire Service

Seventy nine submitters were in support of a Tinopai fire service; Councillors had previously been briefed on the issues surrounding this item specifically the training requirements for a rural fire party

Resolved **Blackwell/Geange**

That Council works with the Tinopai community to explore options regarding a fire service that meet the community need and protect Council from liability.

4.43 Civil Defence

One commented on the need for a Community Response Plan for Ruawai. This was underway on a community by community basis. Planning for Ruawai has commenced.

4.44 Service Lane

Twenty eight submitters commented on this. The majority felt it was a user pays issue.

Resolved **Mayor Tiller/Blackwell**

That Council negotiates with land owners on the basis that this could be achieved allocating costs between landowners including Council on a pro rata basis and work with them to carry out the works.

4.45 Exercise Circuit

Seventeen submissions were received to the Draft Annual Plan 2011/12 regarding the placement of outdoor exercise circuits throughout the District. Of the seventeen submissions received, six supported Council providing an outdoor exercise circuit with two of these requesting they be placed in a well populated public area. One suggested that Fagan Place, Mangawhai would be an ideal site and another requested that they be situated in the same sites as existing picnic tables. Eleven submissions said no to the outdoor exercise circuit with the common comment that at this stage this was not a viable option and that the cost of \$8,000 to construct the outdoor exercise circuit could be better used elsewhere.

On further investigation Council staff found the cost of outdoor exercise equipment to be substantially higher than initially indicated and although the equipment could be funded through Council's Reserves Contribution Fund, there was no clear mandate from any of Kaipara's communities for its installation at present.

Council agreed not to progress this any further at this point in time.

4.46 Walking Tracks

Four submissions were received to the draft Annual Plan 2011/12 regarding walking tracks. Of the four submissions received, one submission supported Council establishing walking and cycling tracks in Mangawhai Park, one submission asked that money from Council's Development Fund be used to develop walkways, one did not want to see the removal of rail lines for the development of cycling tracks and one highlighted maintenance needed on a Council walking track.

Council had recognised the importance of walking opportunities in its communities through the Long Term Plan.

Council, although not allocating any funding to the development of walking tracks, does continue to work with community groups on opportunities for improving existing tracks and developing new opportunities where it is shown there is public support.

4.47 Pahi Walkway

Seven submissions were received to the Draft Annual Plan 2011/12 regarding the Pahi Walkway. All seven supported not continuing with the development of a walkway from Paparua to Pahi and that any plans for the development of the walkway further than what was known as Cutters Bridge should be stopped. The submissions strongly opposed Council support for this project.

In 2009 Council provided an \$8,000 grant which was the cost of a scoping report for the development of a Pahi Peninsula walking track. Based on the scoping report Paparua Progressive Incorporated Society undertook the development of the walking track with the help of the Central Government MAZ employment scheme.

4.48 Kauri Cycle Trail

Five submissions were received to the Draft Annual Plan 2011/12 regarding the Kauri Cycle Trail. Of the submissions received, four of the submissions supported the project. The remaining submission indicated that the project should be funded from tourism funding and not the Kaipara ratepayer.

Council had supported the development of a cycle trail through the Kaipara and staff continues to work with the stakeholders.

4.49 Trees

Eight submissions were received to the Draft Annual Plan 2011/12 regarding trees. Of the eight submissions received, six of the submissions were regarding trees within the urban or community space environment and two submissions were regarding trees in the rural environment and specifically in one location.

As part of last year's Annual Plan process Council allocated funds to undertake maintenance and removal work where needed on trees across the Kaipara District. Council staff had recognised that there was a need to develop a policy on trees relating to planting, pruning,

maintenance, plant species and tree removal as more and more concerns are being raised in both in the urban and rural environments. Council staff have been working on a draft Trees Policy that will be brought to Council for its consideration in the 2011/ 2012 year

4.50 Jack Boyd Drive, Mangawhai

Two submitters commented on this. Both referred to a proposal to re-zone some land "industrial". A submission was made to the Proposed District Plan to that effect, and the decision on that will be made through the process by which Council is dealing with submissions to the Proposed District Plan.

Summary of Safety Issues

4.51 Request for improvements to Portland Street Extension

This request was due to vehicle congestion and safety during school pickups and drop offs.

Council considered a number of options but believed that there needed to be a discussion with the School Principal as it was a matter of educating parents to use other available drop off areas.

4.52 Footpaths

a) Request for footpath on Mountview Place, Dargaville

Five requests were received all of which related to the construction of a footpath from Hokianga Road along Mountview Place, Dargaville to Westmount School, a distance of approximately 250 to 300 metres including extension to Hokianga Road to meet up with Mountview Place.

Council noted that when the School had applied for resource consent, it had argued against the need for a footpath. As a result Council did not require the School to provide one as part of the resource consent conditions.

b) Request for Footpath outside Paparua Store

This request referred to the hazard that had developed due to footpath/concrete being broken, uneven and sloping towards the State Highway. This was a high usage area and it is predicted by Progressive Paparua that future usage will grow.

Council agreed that this work should be undertaken as part of the maintenance programme.

c) Request for Footpath Extension South to Southern 70km Sign on State Highway 1 Kaiwaka

Council believed that there were other footpath priorities that were well ahead of this request.

d) Request for Footpath, assuming this refers to Kaihu from Bridge to the Kaihu Tavern and to the Service Station State Highway 12

A footpath in this area was already under investigation, and a demand survey had been requested by NZ Transport Agency.

Council believed that it needed to complete the section of footpath from the Tavern to the shop first and requested an update from staff as to when this will be done.

e) Request for footpath Portland Street Extension

This area was a popular drop off point for children who attend Dargaville primary. There was no footpath on the right side of the street. Children who were dropped off in Ranfurly Street (parking available by play centre) walk down berm which was slopping and often muddy in the winter months. Use of the footpath of the left side of the street would mean the children would have to cross the road which is usually congested with vehicles dropping off at gates and turning.

Council considered a number of options but believed that there needed to be a discussion with the School Principal as it was a matter of educating parents to use other available drop off areas.

f) Request to upgrade footpaths in Maungaturoto Centre

Council believed that this request should be prioritised within existing maintenance budgets.

g) Request to Extension Footpath to Tinopai Wharf

Council agreed that this footpath request be added to Council's Footpath programme and be prioritised accordingly.

h) Footpath/Tarsealed Road Outside Telephone Exchange Is Dangerous, Tinopai

Council believed that this request should be prioritised within existing maintenance budgets.

i) Request for Footpath on Kelly Street, Baylys

Council asked that this be prioritised and place on the Deficiency Database for future programming however Council considered that Kelly Street, Baylys, was a relatively quiet street that would probably not meet the criteria above others to get a footpath.

Summary of Roading Issues

4.53 Roading

a) Parking in Dargaville Township

Parking limit signs were widely ignored in Dargaville because they are not policed. This resulted in spaces being taken up for long periods by some motorists. Motorists then had to park further away and walk to their destination. This did not appear to be a problem with Handicapped spaces, which were usually available.

Council considered a number of options but agreed to retain the status quo as there did not appear to be widespread concern.

b) Widen Road, Curb, Angle Parking and Footpath Haimona Street, Dargaville

Visitors to the rest home park on the narrow street or on the grass verges, causing congestion, messy verges, and some visitors had to park some distance from their destination.

Council considered a number of options and suggested parking could be made available on the roadside if the rest home wished to pay for it.

c) All-weather off road parking Returned Services Association and Domain Pony Club, Settlement Road

Council accepted that this area was a high use area from time to time and was an area which could be seriously impacted during wet periods.

Resolved Larsen/Geange

That Council asks staff to look at the various options available in respect of all weather off road parking for the Returned Services Association and Domain Pony Club, Settlement Road and bring a report back to Council for its consideration.

d) Angle parking by Primary School field, Tirarau Street, Dargaville

In mornings and afternoons there were many cars dropping off and picking up children at the adjacent primary school, causing congestion and possible danger to pedestrians.

Council agreed to retain the status quo.

4.54 Footpaths and Cycleways

There were three submissions received relating to this issue. One was for the establishment of a footpath and cycle way from Mangawhai Village to Mangawhai Heads. One was for the establishment of a footpath and cycleway between Devich and Baldrack Road, Mangawhai. One was for the establishment of a footpath and cycleway between Insley Street and Tomarata Road, Mangawhai.

Council agreed that a review of the footpath programme should take place as part of next year's Long Term Plan consultation process.

Council believed that some of these requests may have already been costed out and asked the staff consider any historical information held as part of the review process.

4.55 Dust Control

Three submissions were received, two agreed that Council should rate for dust suppressants and one submission expressed concern in regards to potential toxic chemicals in the suppressant.

Including a service of using dust suppressants without a user pays system would lead to an avalanche of requests for this service and would raise expectations to an almost zero dust expectation. It should be noted that dust suppressants are not a permanent solution and need to be reapplied on a regular basis.

Council agreed to include within the road maintenance operation, a user pays dust suppression service.

4.56 Drainage

a) Open Drains

Open drains that were seen by the local communities as unsightly, dangerous and a health risk.

Council was to work with the Regent Street and Kaihu communities to establish a way forward in respect of their open drain issues.

b) Drainage on sealed urban streets

Open drains that were seen as unsightly dangerous and a health risk by local communities. A submission was received in respect of the drainage on Alamar Crescent, Wood Street, Olsen Avenue, North Avenue and Wharfdale Crescent. Another submission was received regarding recent flooding in Wharfdale Crescent which was linked back to issues on Alamar Crescent.

Council will consider this as part of the Stormwater Asset Management Plan which is being reviewed as part of the Long Term Plan process.

4.57 Maintenance

a) Trim, remove trees Portland Street, Dargaville

Very large trees line Portland Street. This appeared to be an emotive issue, and residents were divided in wanting the trees removed or retained.

Council had developed a draft Tree Policy. Once this had been adopted by Council and the framework was in place Council can make decisions based on sound technical information.

b) Too much camber, too much metal

In the last few years Council contractors, under the direction of Council's roading engineers, had been reshaping unsealed road crossfalls to between 6% and 10% to prevent water scouring and ponding. While this had visually caused concern to some road users, it had drastically reduced the amount of surface scouring and potholes. Contracting staff also trail loose maintenance metal on roads with thin pavements or bare patches. Until this metal beds in the loose surface was of concern to some road users.

Council agreed to retain the status quo with respect to its current process.

c) Include Harding Park Loop Road Mowing into Road Maintenance Contract

The loop road in Harding Park was narrowed in part by encroaching vegetation, making access difficult for larger vehicles such as buses or campervans.

Council agreed to include the Harding Park Loop Road mowing in its Road Maintenance contract being minimal cost for a good result.

d) Maintenance programme and policy need major overhaul to improve accountability and stop wasting money

Council was to study the latest NZ Transport Agency Technical Road Audit report on the Kaipara District Council and consider its recommendations when revising its next Road Maintenance contract.

e) That Council maintains Hackett Road

Hackett Road was a short formed road, on legal road reserve, off Waimata Road. It serviced two farms but no occupied dwellings. While it was not on Council's list of maintained roads, Council roading contractors had on occasion accidentally carried out some work on this road, for which Council had not recompensed them. The adjacent landowner had requested that Council takes over the maintenance of this road.

Council believed that the submitter should approach Telecom to assist with road maintenance given that Telecom needed to be able to use this road to access its tower.

f) Lump at intersection of Ranfurly and Plunket Streets, Dargaville

There was a pavement failure at this location which has since been repaired.

g) Increase maintenance

This request was for increased road maintenance. Funding was limited by NZ Transport Agency so Council's only option was to retain the status quo.

h) Cut Vegetation to improve visibility on Hoyle Road

Hoyle Road was a narrow winding rural road. Many poplars were planted on slip sites close to the road. These now reduced visibility on some corners. Extensive corner benching and vegetation removal was carried out a few years ago.

This was a maintenance issue. Council will trim branches and leaf growth under the Maintenance Contract to improve visibility yet retain slip stability.

4.58 Seal Extensions

a) Black Swamp Road and Raymond Bull Road, Mangawhai

Council had been trialling a dust suppressant with a degree of success however there was no funding available to do this work on roads around the Kaipara. If residents were prepared to fund the application of dust suppressants, Council was willing to work with them. It should be

noted however that dust suppressants were not a permanent solution and needed to be reapplied on a regular basis.

Council will undertake a safety audit on the section of road of concern and take the appropriate action should action prove necessary.

b) Seal Bridge Approach 161 and 234

Council was to include Bridge approaches 161 and 234 in Council's subsidised roading Minor Works programme as they qualify on safety grounds.

c) Seal Piccadilly Street

The unmade portion of this road was private apart from about two linear metres but there had been damage to some of the seal caused by heavy machinery.

This section of Piccadilly Street was due for strengthening/repair and will be included in next year's seal patches, general maintenance.

d) Scottys Camp Road Seal Whole Road

This was a request to carry out a seal extension on 4.75 km of Scottys Camp Road, near Baylys. Traffic counts indicated 130 vehicles per day on the State Highway 12 end, and 80 vehicles per day at the Baylys end. These were well below the minimum of 300 vehicles per day where it becomes economical to seal an unsealed road, so this road did not qualify for NZ Transport Agency funding, even if it was available.

Council was to contact this community to discuss a way forward.

e) That Council seals the northern part of Trounson Park Road

Traffic counts indicated 90 vehicles per day, but it was estimated that this could increase to around 150 vehicles per day in the holiday season. These were below the minimum of 300 vehicles per day where it becomes economical to seal an unsealed road. However this was on a tourist route, and traffic volumes were likely to increase if the road were sealed, as this would provide a much shorter route north for visitors to Trounson Kauri Park.

Council was to keep this project under consideration in case subsidised funds become available.

4.59 Service Lanes

Eleven submissions were received agreeing that expenses should be shared, most supported owners paying more than Council share.

Council agreed that affected landowners should fund this work.

4.60 Compulsory Stop Signs

A request had been made that the two adjacent uncontrolled T intersections at Haimona Street/Hokianga Road and Charlotte Street/Hokianga Road be controlled by installing compulsory Stop signs.

Council believed that a better result could be obtained by providing clear lines on the road.

4.61 Upgrades

Council had consulted and will continue to consult with forestry companies on roading issues that affected both parties.

4.62 Policy

- a) Roads are the District's lifblood and for economic benefit of all should be kept to highest possible standards**

This opinion aligned with Council's strategies.

- b) Maintenance contract is not being supervised and enforced correctly. Ordered works need to be reworked in the new contract e.g. culvert cleaning, water table maintenance, corrugations.**

Some residents, ratepayers and road users believed Council did not maintain roads economically or efficiently.

Council will continue to study the latest NZ Transport Agency Technical Road Audit report on the Kaipara District Council and consider its recommendations when revising its next Road Maintenance contract.

4.63 Miscellaneous

- a) Beaches: that Council develops and passes a Bylaw controlling traffic on beaches**

New legislation came into being at the beginning of May 2011, the effect of which had been to give Council the ability to do this. Prior to this Council was not able to pass Bylaws controlling traffic on beaches. Any Bylaw that Council might propose would be subject to the Special Consultative Process prescribed by the Local Government Act 2002. Council will continue to work with the Northland Regional Council and its neighbouring councils to find a solution.

b) Consultants are either self taught or over educated with no practical experience

This opinion was held by some residents. In fact the current consultants had a mix of both suitably qualified and widely experienced engineers.

c) Underpasses: Formulate Policy to Encourage Farmers to Install

Council was in the process for formulating a policy around stock underpasses.

c) Omana Road RP 7874. Widen Bridge

Trucks regularly damaged the timber rails on this narrow bridge. Staff were to investigate options and costs to improve the situation including widening the bridge on Omana Road RP 7874. A report will then be brought back to Council.

Confirmed

Closure

The meeting closed pm

Confirmed this 8th day of June 2011

Mayor Tiller