

Ordinary meeting of

Kaipara District Council

Minutes

Meeting	Ordinary meeting of Kaipara District Council
Date	Tuesday 27 October 2015
Venue	Conference Room, Northern Wairoa War Memorial Hall (Dargaville Town Hall), Hokianga Road, Dargaville
Time	Meeting commenced at 10.00am Meeting concluded at 11.11am
Status	Confirmed

Membership

Chair: Commissioner John Robertson

Members: Commissioner Richard Booth
Commissioner Peter Winder

Seán Mahoney
Governance Services Manager
09 439 3602
smahoney@kaipara.govt.nz

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KAIPARA DISTRICT COUNCIL

Ordinary Meeting Of Kaipara District Council, Tuesday 27 October 2015

1 Opening

1.1 Present

Commissioner J Robertson (Chair)

Commissioner R Booth

Commissioner P Winder

In Attendance

Name	Designation	Item(s)
Jill McPherson	Acting Chief Executive	All
Glennis Christie	General Manager Finance	All
Fran Mikilicic	General Manager Regulatory and District Planning	All
Curt Martin	General Manager Infrastructure	All
Helen Slater	Communications Manager	All
Sean Mahoney	Governance Services Manager	All
Christine Johnson	Governance Support	All (minute taker)
Venessa Anich	Community Planning Manager	2-7

1.2 Apologies

Nil

1.3 Confirmation of Agenda

The Committee confirmed the Agenda.

1.4 Conflict of Interest Declaration

Nil.

2 Deputations and Presentations

Maungaturoto Residents Association members Terri Donaldson, Carl Miller and Liz Clark.

Moved Winder / Robertson

That Kaipara District Council:

1 *Thanks the Maungaturoto Residents Association for their presentation and enthusiasm for the development of a playground at View Street; and*

2 *Requests staff to report back on the proposal; and*

3 *Puts the sale of the property on hold pending the further report from Council staff.*

Carried

3 Confirmation of Minutes

3.1 Ordinary Council Meeting: 29 September 2015

Governance Services Manager 1601.20

Moved Robertson / Winder

That the unconfirmed minutes of the Ordinary meeting of Kaipara District Council held 29 September 2015, as circulated, be confirmed as a true and correct record.

Carried

4 Policy

4.1 No Stopping Areas Bylaw: New Additions

Roading Manager 3204.0

Moved Winder / Booth

That Kaipara District Council:

- 1 *Receives the Roding Manager's report 'No Stopping Areas Bylaw: New Additions' dated 13 October 2015; and*
- 2 *Believes it has complied with the decision-making provisions of the Local Government Act 2002 to the extent necessary in relation to this decision; and in accordance with the provision of s79 of the Act determines that it does not require further information prior to making a decision on this matter; and*
- 3 *Approves the addition of the portions of Portland Street, Dargaville and Whaka Street, Maungaturoto, as shown in Attachments 1 and 2 of the above-mentioned report, to Schedule A 'Parts of Carriageway Covered by No Stopping Areas' of Council's General Bylaws 2008.*

Carried

4.2 Draft Northland Civil Defence Emergency Management Plan 2016-2021: Submission by Kaipara District Council

Policy Analyst / Property and Commercial Advisor 4702.06

Discussion point:

- The submission needs to address the issues of the social and health consequences of road closures.

Moved Winder / Robertson

That Kaipara District Council:

- 1 *Receives the Policy Analyst's report 'Draft Northland Civil Defence Emergency Management Plan 2016-2021: Submission by Kaipara District Council' dated 06 October 2015; and*
- 2 *Believes it has complied with the decision-making provisions of the Local Government Act 2002 to the extent necessary in relation to this decision; and in accordance with the provision of s79 of the Act determines that it does not require further information prior to making a decision on this matter; and*
- 3 *Adopts Kaipara District Council's submission as amended to the approval of the Acting Chief Executive, in regards to addition of the issue of the social and health consequences of road closures, to the Draft Northland Civil Defence Emergency Management Plan 2016-2021 as presented with the above-mentioned report.*

Carried

5 Operational

5.1 Combined Harding Park and Pou Tu o Te Rangi Joint Management Committees: 23 June 2015

Governance Services Manager 1607.09

Discussion point:

- Noted the passing of Committee member Colleen Ulrich and bringing in a new member to the Committee.

Moved Winder / Booth

That the minutes of the Combined meeting of the Harding Park Standing Committee and Pou Tu o Te Rangi Joint Management Committee held on 23 June 2015 as circulated, be received.

Carried

5.2 Audit and Risk Committee: 25 May 2015

Governance Services Manager 1610.03

Moved Booth / Winder

That the minutes of the Audit and Risk Committee meeting held on 25 May 2015, as circulated, be received.

Carried

5.3 Sale of Surplus Property – 65 Normanby Street, Dargaville

Property and Commercial Advisor 5105.12

Moved Booth / Winder

That Kaipara District Council:

- 1 *Receives the Property and Commercial Advisor's report 'Sale Of Surplus Property - 65 Normanby Street' dated 07 October 2015; and*
- 2 *Believes it has complied with the decision-making provisions of the Local Government Act 2002 to the extent necessary in relation to this decision; and in accordance with the provision of s79 of the Act determines that it does not require further information prior to making a decision on this matter; and*
- 3 *In accordance with its Property Disposal and Acquisition Policy, the land described is surplus to Council requirements and can be sold; and*
- 4 *In accordance with s40(2)(a) of the Public works Act 1981 the 417m² of land at 65 Normanby Street, be offered back to the previous owners; and*
- 5 *Agrees the price for the purposes of s40(2)(a) be determined by a registered valuer appointed by Council; and*
- 6 *Notes that if the previous owners decline the offer back, the section is then offered for public sale; and*
- 7 *Delegates to the Acting Chief Executive responsibility for accepting or declining any offer that is made for this property; and*
- 8 *Delegates to the Acting Chief Executive responsibility for negotiations of final terms and conditions of any Sale and Purchase Agreement.*

Carried

5.4 Kaipara District Council schedule of meetings to October 2016

Governance Services Manager 1203.01

Moved Robertson / Booth

That Kaipara District Council:

- 1 *Receives the Governance Services Manager's report 'Kaipara District Council schedule of meetings to October 2016' dated 14 October 2015; and*
- 2 *Believes it has complied with the decision-making provisions of the Local Government Act 2002 to the extent necessary in relation to this decision; and in accordance with the provision of s79 of the Act determines that it does not require further information prior to making a decision on this matter; and*

- 3 *Adopts the proposed Kaipara District Council meeting schedule for 2016, circulated in the above-mentioned report, and publishes it on Kaipara District Council's website.*

Carried

6 Performance Reporting

6.1 Chief Executive's Report October 2015

Chief Executive: 2002.02.14

Moved Robertson / Booth

That Kaipara District Council receives the Chief Executive's Report for October 2015.

Carried

Confirmed

7 Public Excluded Council minute items: 27 October 2015

The meeting went into Public Excluded at 10.39am

Moved Robertson / Winder

That the public be excluded from the following part of the proceedings of this meeting namely:

- *Ordinary meeting of Council : Public Excluded minutes 29 September 2015*
- *Raupo Drainage District Floodgate Replacement*
- *CON773 Whaka Street Gorge Road Water Main Renewal 2015/2016 CON773 tender recommendation*
- *District Licence Committee Governance*
- *Accountability Workstream - - Claim against the Auditor-General*

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>General subject of each matter to be considered:</i>	<i>Reason for passing this resolution</i>	<i>Ground(s) under s48(1) for the passing this resolution:</i>
<i>Ordinary meeting of Council : Public Excluded minutes 29 September 2015</i>	<i>s7(2)(i) enables any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</i>	<i>s48(1)(a) That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.</i>
<i>Raupo Drainage District Floodgate Replacement</i>	<i>s7(2)(i) enables any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</i>	<i>s48(1)(a) That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.</i>

<p>CON773 Whaka Street – Gorge Road Water Main Renewal 2015/2016 CON773 tender recommendation.</p>	<p>s7(2)(i) enables any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p>	<p>s48(1)(a) That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.</p>
<p>District Licence Committee Governance</p>	<p>s7(2)(i) enables any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p>	<p>s48(1)(a) That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.</p>
<p>Accountability Workstream - - Claim against the Auditor-General</p>	<p>s7(2)(i) enables any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p>	<p>s48(1)(a) That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.</p>

Carried

8 Open Council meeting minutes 27 October 2015

The meeting came out of Public Excluded at 11.11am

Moved Robertson / Winder

That the public be re-admitted to the meeting and resolutions for items 7.1, 7.4 made whilst in Public Excluded be confirmed in Open meeting and items 7.2 and 7.3 once the successful tenderer has been notified.

Carried

8.1 Ordinary Council meeting Public Excluded minutes: 29 September 2015 (agenda item 7.1)

Governance Services Manager 1601.20

Moved Robertson / Booth

That the Public Excluded minutes of the Ordinary meeting of Council held 29 September 2015, as circulated, be confirmed as a true and correct record.

Carried

8.2 Raupo Drainage District floodgate replacement

(withheld until successful tenderer has been notified.)

8.3 Contract 773 Whaka Street-Gorge Road Water Main Renewal 2015/2016 CON773 tender recommendation

(withheld until successful tenderer has been notified.)

8.4 District Licensing Committee Governance (agenda item 7.4)

Governance Services Manager 1203.01

Moved Booth / Robertson

That Kaipara District Council:

- 1 Receives the Governance Services Manager's report 'District Licencing Committee Governance' dated 20 October 2015; and*
- 2 Believes it has complied with the decision-making provisions of the Local Government Act 2002 to the extent necessary in relation to this decision; and in accordance with the provision of s79 of the Act determines that it does not require further information prior to making a decision on this matter; and*

- 3 *Re-appoints Commissioner Winder to the Chair of the District Licencing Committee until the swearing in of the new Council in 2016; and*
- 4 *Re-appoints Messrs Mark Farnsworth, Gordon Lambeth and Mark Vincent to the members list for a period of five years from 01 July 2015.*

Carried

9 Closure

The meeting closed at 11.12am

Confirmed 23 November 2015

Chair Commissioner John Robertson

Confirmed