
Kaipara District Council

Open Minutes

Meeting	Kaipara District Council
Date	Thursday 02 May 2019
Time	Meeting started at 9.30am Meeting concluded at 2.32pm
Venue	Northern Wairoa War Memorial Hall – 37 Hokianga Road, Dargaville
Status	Confirmed

Membership

Chair:

Mayor Jason Smith

Members:

Deputy Mayor Peter Wethey

Councillor Anna Curnow

Councillor Victoria del la Varis-Woodcock

Councillor Julie Geange

Councillor Libby Jones

Councillor Karen Joyce-Paki

Councillor Jonathan Larsen

Councillor Andrew Wade

Jason Marris
General Manager Governance, Strategy and Democracy

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Ordinary meeting of Kaipara District Council

Thursday 02 May 2019 in Dargaville

1 Opening

1.1 Karakia

Councillor Joyce-Paki opened the meeting with a karakia.

1.2 Present

Mayor Jason Smith, Deputy Mayor Peter Wethey, Councillors Anna Curnow, Victoria del la Varis-Woodcock, Julie Geange (via audio link), Libby Jones, Karen Joyce-Paki, Jonathan Larsen (via audio link) and Andrew Wade

In Attendance

Name	Designation	Item(s)
Louise Miller	Chief Executive	All
Jason Marris	General Manager Governance, Strategy and Democracy	All
Curt Martin	Chief Operating Officer and General Manager Infrastructure	All
Fran Mikulicic	General Manager Regulatory, Planning and Policy	All
Hannah Gillespie	General Manager People and Capability	All
Darla Blake	General Manager Community Customer Service	All
Kathie Fletcher	Policy Manager	1 – 4.6
Dianne Miller	Project Manager and Business Analyst	1 – 4.1
Tanya Wilson	Governance Advisor	All (Minute-taker)

Adjournments

Reason	Start	Finish
Morning tea	11.09am	11.20am
Lunch	12.35pm	1.00pm

1.3 Apologies

Nil.

1.4 Confirmation of agenda

Moved Smith/Joyce-Paki

That the Kaipara District Council confirms the agenda for the meeting held 02 May 2019.

Carried

1.5 Conflict of interest declaration

Name	Conflict
Councillor Jones	Item 4.3 Member of Friends of Kai Iwi Lakes who was a submitter to this item
Councillor Geange	Item 4.3 Member of Friends of Kai Iwi Lakes who was a submitter to this item

1.6 Six-monthly update of register of members' interests

'Register of Members' Interests' dated 23 April 2019 was circulated.

[Secretarial Note: Councillor Curnow advised that she was no longer on the board of the Kaipara Community Health Trust.

Councillor Geange advised that she was a member of Friends of Kai Iwi Lakes, and was also employed by Federated Farmers New Zealand.]

2 Presentations and petitions

Nil.

3 Minutes

3.1 Confirmation of Open Council minutes 28 March 2019

General Manager Governance, Strategy and Democracy 1601.23

Moved Curnow/Jones

That the unconfirmed Open minutes of the Kaipara District Council meeting held 28 March 2019 be confirmed as a true and correct record.

Carried

3.2 Open Committee minutes confirmed in March 2019

General Manager Governance, Strategy and Democracy 16/Variou

Moved Curnow/Smith

That Kaipara District Council notes the confirmed Open minutes of the following committee meetings:

- Funding Committee for Creative Communities Scheme meeting held 27 September 2018
- Combined Pou Tu Te Rangi Joint Management Committee and Harding Park Committee meeting held 05 December 2018
- Audit, Risk and Finance Committee meeting held 12 December 2018.

Carried

4 Decision

4.1 Forecast Two 2018/2019

General Manager Risk, IT and Finance 2304.18

Moved Smith/Joyce-Paki

That Kaipara District Council:

- a) Approves the forecast as set out in this report and determines no further action is required at this point.

A division was called, and voting was as follows:

<u>For</u>	<u>Against</u>	<u>Absent</u>
Councillor Curnow	Councillor Geange	
Councillor del la Varis-Woodcock	Councillor Larsen	
Councillor Jones		
Councillor Joyce-Paki		
Councillor Wade		
Councillor Wethey		
Mayor Smith		

The motion was declared CARRIED.

4.2 Reserve contributions allocation

General Manager Risk, IT and Finance 4705.04

Moved Wethey/del la Varis-Woodcock

That Kaipara District Council:

- a) Approves the allocation of financial contributions for reserves (reserve contributions) after 01 July 2018 to the relevant catchment.
- b) Approves allocations from existing reserves funds as at 30 June 2018 to projects in the Long Term Plan, then reallocation to catchments as required where there are insufficient funds, as per Option A on the Detailed Financial Sheet circulated as Attachment A.

A division was called, and voting was as follows:

<u>For</u>	<u>Against</u>	<u>Absent</u>
Councillor Curnow	Councillor Geange	
Councillor del la Varis-Woodcock	Councillor Larsen	
Councillor Jones		
Councillor Joyce-Paki		
Councillor Wade		
Councillor Wethey		
Mayor Smith		

The motion was declared CARRIED

Meeting adjourned for morning tea at 11.09am.

Meeting reconvened at 11.20am.

4.3 Taharoa Domain Bylaw 2019 – Adoption

Policy Planner 3216.03

[Secretarial Note: Councillor Jones declared a conflict of interest for this item, she withdrew from the table. Councillor Geange declared conflict of interest for this item, she did not participate in the discussion. (audio link)].

Moved Joyce-Paki/del la Varis-Woodcock

That Kaipara District Council:

- a) Adopts the Taharoa Domain Bylaw 2019 as presented in Attachment C to this Report.
- b) Delegates the Chief Executive to make the Taharoa Domain Bylaw 2019 operative when final signoff has been received by the Department of Conservation.
- c) Delegates the Chief Executive as an authorised Officer under the Taharoa Domain Bylaw 2019 and to exercise the powers of an Officer under Part 5 of the Reserves Act 1977.
- d) Delegates the Chief Executive to investigate appropriate and effective enforcement of the final Taharoa Domain Bylaw 2019, with appropriate delegations.
- e) Delegates to the Mayor and Chief Executive the authorisation to approve minor editorial changes as discussed at the meeting.

Carried

4.4 Triennial Election 2019

General Manager Governance, Strategy and Democracy 1301.01

Moved Smith/Curnow

That Kaipara District Council:

- a) Notes the report on the 2019 triennial elections provided by the Electoral Officer.
- b) Adopts the alphabetical order of candidate names on voting documents for the 2019 local body triennial election in accordance with Regulation 31 of the Local Electoral Regulations 2001.

Carried

4.5 Unused item number

There was no “Item 4.5” in the agenda. This was due to a numbering error.

4.6 Local Government New Zealand – Climate Change Declaration

General Manager Governance, Strategy and Democracy 1203.01

Moved Smith/Curnow

That Kaipara District Council:

- a) Becomes a signatory to the Local Government New Zealand's Local Government Leaders' Climate Change Declaration.

A division was called, and voting was as follows:

<u>For</u>	<u>Against</u>	<u>Absent</u>
Councillor Curnow	Councillor Geange	
Councillor del la Varis-Woodcock	Councillor Larsen	
Councillor Jones		
Councillor Joyce-Paki		
Councillor Wade		
Councillor Wethey		
Mayor Smith		

The motion was declared CARRIED

Meeting adjourned for lunch at 12.35pm

Meeting reconvened at 1.00pm

4.7 Response to petitions

General Manager Governance, Strategy and Democracy 1203.01

Moved del la Varis-Woodcock/Jones

In relation to the petition seeking the sealing of Waihue, Nichols, Lawson and Middleton Roads in Dargaville, Kaipara District Council:

- a) Thanks the petitioners and notes the request raised in their petition on the sealing of Waihue, Nichols, Lawson and Middleton Roads in Dargaville.
- b) Requests that the Chief Executive writes to the petitioners advising:
 - of the situation with seal extensions within the approved Long Term Plan (LTP) budgets
 - the assessment of the roads in question relating to priority and air quality
 - of the option available to petitioners under the council's Road Seal Extension Policy.

In relation to the petition seeking action on the uncontrolled dogs in Dargaville, Kaipara District Council:

- c) Thanks the petitioners and notes the requests raised in their petition on seeking action on the uncontrolled dogs in Dargaville.
- d) Notes that Council monitors the contractor's performance against the contract and current key performance indicators have been met approximately 95% of the time.
- e) Notes that the contractor has increased patrols and presence in the Dargaville area.
- f) Notes that a Section 17A review under the Local Government Act (2002) is being completed and will be reported to Council on 30 May 2019.

- g) Requests that the Chief Executive writes to the petitioners advising them of this information.

Carried

4.8 Kaipara District Council bank account

General Manager Risk, IT and Finance 2307.2

Moved Joyce-Paki/Wethey

That Kaipara District Council:

- a) Appoints Sue Davidson – General Manager Risk, Information Technology and Finance, Hannah Gillespie – General Manager People and Capability, Jason Marris – General Manager Governance, Strategy and Democracy as authorised bank account owners to the council's Bank of New Zealand bank account.

Carried

5 Information

[Secretarial Note: Items 5.2 and 5.3 were taken out of order.]

5.2 Chief Executive's report for March 2019

Chief Executive 2002.02

Moved Smith/Joyce-Paki

That Kaipara District Council notes the Chief Executive's report for March 2019.

Carried

5.3 Resolutions register

Governance Advisor 1202.05

Moved Curnow/Joyce-Paki

That Kaipara District Council notes the resolutions register dated 23 April 2019.

Carried

5.1 Representation Review – Local Government Commission Decision

General Manager Governance, Strategy and Democracy 1301.01

Moved Smith/Curnow

That Kaipara District Council:

- a) Notes that the Local Government Commission has endorsed the council's final proposal on the Kaipara District Representation Review arrangements, being four wards with two councillors elected from each, and no community boards, with the Mayor elected at large.
- b) Notes that these arrangements apply for the 2019 local body election.

- c) Notes the recommendation that a representation review process be completed for the 2022 election cycle taking into account updated population data, with a suggested focus on community boards.

Carried

Confirmed

6 Public Excluded Council Minute items 02 May 2019

The meeting went into Public Excluded session at 2.21pm.

Moved Jones/del la Varis-Woodcock

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

- Confirmation of Public Excluded Council minutes 28 March 2019
- Public Excluded Committee minutes confirmed in March 2019
- Lease approval

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 s48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

General subject of each matter to be considered:	Reason for passing this Resolution	Ground(s) under Section 48(1) for the passing this resolution:
Confirmation of Public Excluded Council minutes 28 March 2019	<p>S7(2)(a) protect the privacy of natural persons, including that of deceased natural persons</p> <p>Section 7(2)(b)(ii) would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.</p> <p>S7(2)(h) enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities.</p> <p>S7(2)(i) enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities.</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.
Public Excluded Committee minutes confirmed in March 2019	<p>Section 7(2)(a) protect the privacy of natural persons, including that of deceased natural persons</p> <p>Section 7(2)(g) maintain legal professional privilege</p> <p>Section 7(2)(i) enable any authority holding the information to carry on, without prejudice or disadvantage negotiations (including commercial and industrial negotiations)</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.

General subject of each matter to be considered:	Reason for passing this Resolution	Ground(s) under Section 48(1) for the passing this resolution:
Lease approval	S7(2)(i) enable any local authority holding the information to carry on without prejudice or disadvantage negotiations (including commercial and industrial negotiations)	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.

Carried

Confirmed

7 Open Council Minutes 02 May 2019

The meeting returned to Open session at 2.32pm

Closure

The meeting closed at 2.32pm

Confirmed 30 May 2019
Chair Mayor Jason Smith

Kaipara District Council
Dargaville

Confirmed