

Extra-ordinary Whangarei District Council

Notice of Meeting

A extra-ordinary meeting of the Whangarei District Council will be held in the Council Chamber, Forum North, Whangarei on:

**Tuesday
8 March 2011
9.30 am**

Committee

His Worship the Mayor (Chairperson)
Cr C B Christie
Cr S J Deeming
Cr A J Edwards
Cr S M Glen
Cr P R Halse
Cr J S Jongejans
Cr G M Martin
Cr B L McLachlan
Cr S L Morgan
Cr K J Sutherland
Cr W L Syers
Cr M R Williams
Cr J D T Williamson

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CONFIDENTIAL – not for publication

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**Recommendations contained in the Council agenda are NOT Council decisions.
Please refer to Council minutes for resolutions.**

1. Draft Annual Plan



Reporting officer Alan Adcock (Group Manager Support Services)

Date 25 February 2011

Vision, mission and values

The Draft Annual Plan documents Council's path for the year ahead as it moves toward its vision of 'creating the ultimate living environment'.

Local Government Act 2002 – The four well-beings

The Draft Annual Plan is prepared in the context of the four Well-Beings – cultural, economic, environmental and social – and sets out how Council's activities will contribute to the six Community Outcomes identified by the Whangarei community during the Long Term Council Community Plan process.

Introduction

Under the Local Government Act 2002 Council is obliged to produce an Annual Plan document covering the year from 1 July 2011 to 30 June 2012. Council is required to consult on a draft of this document, hear submissions and approve a final plan before 30 June 2011 in order to set rates for the new financial year.

The attached document is the Draft Annual Plan 2011-12. The draft plan proposes increasing overall rates by the CPI increase of 4% and completing a capital works program that will not increase debt over the course of the year. The main priorities for capital works are:

- Reduction of traffic congestion
- Continuing the program of improvements to wastewater management
- Enhancing our 'sense of place' focussing on the Town Basin precinct and CBD revitalisation.

Council has also undertaken a review of its fees and charges, with some of those changing requiring use of the Special Consultative Procedure of the LGA. In the interest of financial prudence and efficiency the Statement of Proposal for the proposed fees and charges is included in the draft Annual Plan and the associated consultation process will be run in parallel to the consultation process for the Annual Plan.

The combined document is now put to Council for adoption as a draft, following which it will be printed and made available for the public to make submissions from 15 March to 15 April 2011. Submitters who wish to be heard in person will be invited to appear before Council from the 9th May 2011.

Proposed Process

The adoption of the final Annual Plan 2011-2012 is based on the following timetable:

- | | |
|--------------------------|-------------------------------------|
| • Adoption of draft | Tuesday 8 March |
| • Consultation period | Tuesday 15 March to Friday 15 April |
| • Hearing of Submissions | Monday 9 May and subsequent days |
| • Deliberations | Thursday 2 June |
| • Adoption of Final Plan | Wednesday 22 June |

Recommendations

1. That the draft 2011-2012 Annual Plan, incorporating a Statement of Proposal for proposed new fees and charges, be approved.
2. That the draft 2011-2012 Annual Plan, incorporating the Statement of Proposal for proposed new fees and charges be adopted for public consultation pursuant to Section 95 of the Local Government Act 2002.
3. That Council authorises the Chief Executive to make any necessary minor drafting, typographical or presentation corrections to the draft 2011-2012 Annual Plan and Statement of Proposal prior to the draft going to print.

Attachment: (Under Separate Cover)

Draft 2011-2012 Annual Plan (copies available on request)

2. Elected Member Appointment

Reporting officer M P Simpson (Chief Executive Officer)

Date 25 February 2011

Regional Policy and Development Committee

At its meeting of 15 February 2011 the Northland Regional Council (NRC) resolved the Terms of Reference for the Regional Policy and Development Committee. The Committee is a committee of NRC and its role is to advise and make recommendations as follows:

1. The new Regional Policy Statement for Northland
2. Investigate and report to NRC or the Audit and Finance Committee of NRC (as appropriate) on growth and development options
3. To co-opt a person (or persons) as members of any working party established by the Committee to assist with special projects.

The membership of the Committee includes a Councillor from Whangarei District Council. Councillor John Williamson is recommended as Council's representative.

Recommendation

That Councillor J D T Williamson be appointed as Council's Representative on the Regional Policy and Development Committee of Northland Regional Council.

Attachment

Terms of Reference Regional Policy and Development Committee (NRC)

Regional Policy and Development Committee

Terms of Reference

Membership

The Committee shall be comprised of three (3) Councillors plus external appointments representing:

- Far North District Council
- Whangarei District Council
- Kaipara District Council

The Committee has the power to establish working groups from time to time as it sees fit, and to co-opt a person as a member of a working group, with special regard for members to represent:

- Department of Conservation
- Cultural Interests
- Environmental Sustainability
- Economic Development
- Tangata Whenua

Terms of Membership

Should any member appointed to represent an outside organisation or group be absent without prior leave from two consecutive meetings of the Committee, that person's appointment is automatically terminated.

Should a vacancy occur in the membership of the Committee, the Democracy and Legal Services SPM (or person fulfilling that role) shall report this to the next meeting of the Council for determination as to whether or not the nominating organisation or group is to be invited to nominate a replacement.

Members of the Committee, or working groups representing outside organisations or groups, are expected to regularly report back to their nominating organisation on matters discussed at Committee or working group meetings. (They must have the authority to act on behalf of their organisation or group.)

Voting Rights

Members of the Committee shall have voting rights.

Functions

- 1) To oversee the preparation of the new Regional Policy Statement (RPS) for Northland in accordance with Schedule 1 of the Resource Management Act 1991 (RMA) and the Council approved timeline up to the point of recommending to the Council that a proposed RPS be publicly notified for formal submission (under Clause 5 of that Schedule).
- 2) Investigate and report to Council or the Audit and Finance Committee (as appropriate) options for the Regional Council's contribution to community growth and economic development, including development of regional community growth and infrastructure development projects.

- 3) To co-opt a person (or persons) as members of any working party established by the Committee to assist with special projects.

Delegated Authority – Power to Act

1. Power under Clause 31(2) of the 7th Schedule of the Local Government Act 2002 to appoint a representative from each territorial authority in the region and a tangata whenua representative.
2. Authority to implement the Council approved timeline for the preparation of the new RPS and to recommend changes to that timeline to Council for its approval.
3. Authority to recommend to Council processes to be used to prepare the new RPS and to oversee those approved processes and report on progress to the Council.
4. Authority to prepare a draft RPS and submit it to Council for approval.
5. Authority to consult parties which the RMA requires to be consulted and other parties nominated by Council and at its discretion.
6. Authority to undertake the evaluation of objectives, policies and methods required by section 32 of the RMA.
7. Authority to amend the draft RPS as it sees fit including preparing reasons for amendments, formulate a draft proposed RPS, and recommend that draft proposed RPS to the Council for adoption and release for formal submission.
8. Authority to appoint subcommittees to deal with any matters of responsibility within the Committee's Terms of Reference and areas of responsibility, and to make recommendations to the Committee on such matters. (Any subcommittee shall not have power to act other than by a resolution of the Committee with specific limitations where there is urgency or special circumstance.)
9. Duty to regularly report progress to the Council.

The Committee **does not have the powers of Council to act** in the following instances:

1. As specified by Clause 32 (1) of Schedule 7 of the Local Government Act 2002:
 - a) make a rate;
 - b) make a bylaw;
 - c) borrow money, or purchase or dispose of assets, other than that in accordance with the current Long Term Plan or Annual Plan;
 - d) adopt a Long Term Plan, or Annual Plan, or Annual Report;
 - e) appoint a Chief Executive; or

- f) adopt policies required to be adopted and consulted on under this Act in association with a Long Term Plan or developed for the purpose of the Local Governance Statement.
2. To formally release the draft RPS for public consultation without Council approval.
 3. To notify the proposed RPS, or hear submissions on it.