

2. Minutes: Whangarei District Council Wednesday, 27 June 2012

Minutes of a meeting of the Whangarei District Council held in the Council Chamber, Forum North on Wednesday 27 June 2012 at 10.00 am

Present:

Deputy Mayor P R Halse - (Chairperson)

Crs C B Christie, S J Deeming, A J Edwards, S M Glen, P R Halse, J S Jongejans, G M Martin, B L McLachlan, S L Morgan, K J Sutherland, W L Syers, M R Williams and J D T Williamson

Apology:

His Worship the Mayor (M C A Cutforth)

Moved: Cr Edwards

Seconded: Cr Deeming

“That the apology be sustained.”

CARRIEE

Also present:

Clive Rutherford-Corin (Public Forum), Senior Sargeant Clifford Metcalfe (New Zealand Police) and John Scott (Director Audit New Zealand)

In Attendance:

Group Manager Support Services (A Adcock), Group Manager Positive Growth (J Thompson), Group Manager District Living (P Dell), Group Manager Infrastructure and Services (S Weston), Economic Development Manager (P Gleeson), Governance Manager (D Kula), Property Manager (M Hibbert), Revenue and Finance Manager (H McKenzie), Community Services Manager (O Thomas), Cemetery Manager (H Cairns), Financial Accountant (K Welford), Plans and Treasury Accountant (S Goddard), Business Analyst – Long Term Plan Project Manager (S Gavin), Long Term Plan Co-ordinator (S Munday), Senior Communications Adviser (R Pascoe), Media Relations Adviser (A Midson), Development Contributions Officer (L Dahl), Post Approval and Development Contributions Officer (R Zuchetto), Pollution Prevention Officer (J Carey), Cadet (C Carr), Personal Assistant (J Walters), Casual Communications Adviser (S Halliwell), Councillor Support (J Crocombe) and Senior Meeting Co-ordinator (C Brindle)

The meeting observed a moments silence in respect of the Chief Executive's mother – Margaret Jean Simpson, Councillor M R William's mother – Evelyln Grace Williams and the former Chief Executive of the Northland Regional Council – Ken Patterson, all of whom recently passed away.

The Deputy Mayor read a brief statement on behalf of His Worship the Mayor who was unavoidably absent from the meeting due to ill health.

The Chairman advised Item 14 – 2012-2022 Long Term Plan Balanced Budget Requirement would be taken prior to Item 6 (subject to council resolving to take the item as urgent business).

1. Public Forum

Clive Rutherford-Corin – Concept of “Anniversary Day, Whangarei” Whangarei.

2. Confirmation of Minutes of a Meeting of the Whangarei District Council held on 30 May 2012

Moved: Cr Deeming

Seconded: Cr Syers

“That the minutes of the meeting of the Whangarei District Council held on Wednesday 30 May 2012, including the confidential section, having been circulated, be taken as read and now confirmed and adopted as a true and correct record of proceedings of that meeting.”

CARRIED

3. Confirmation of Minutes of an Extra-ordinary Meeting of the Whangarei District Council held 29 May 2012

Moved: Cr Jongejans

Seconded: Cr Williamson

“That the minutes of an Extra-ordinary the meeting of the Whangarei District Council held on Tuesday 29 May 2012 having been circulated, be taken as read and now confirmed and adopted as a true and correct record of proceedings of that meeting.”

CARRIED

4. Confirmation of Minutes of an Extra-ordinary Meeting of the Whangarei District Council held 13 June 2012

Moved: Cr Deeming

Seconded: Cr Glen

“That the minutes of an Extra-ordinary meeting of Whangarei District Council held on Tuesday 29 May 2012 having been circulated, be taken as read and now confirmed and adopted as a true and correct record of proceedings of that meeting.”

CARRIED

5. Police Report

Tabled: Police Report May/June

Senior Sargeant Clifford Metcalfe spoke to the report and answered questions from Councillors.

Moved: Cr Glen

Seconded: Cr Morgan

“That the information be received.”

CARRIED

The resolution to consider Item 14 under urgency was taken after Item 5, followed by Item 14 – 2012-2022 Long Term Plan – Balanced Budget Requirement

6. Approval and Adoption of the Long Term Plan 2012-2022

Moved: Cr Syers

Seconded: Cr Deeming

“That the 2012-2022 Long Term Plan be approved for signing.”

On the motion being put Cr Martin called for a division:

For the motion:

Crs Halse, Edwards, Deeming, Williams, Williamson, McLachlan, Martin, Glen, Jongejans, Sutherland, Morgan and Syers (12)

Against the motion:
Cr Christie

Absent:
His Worship the Mayor

CARRIED

A break of 5 minutes was taken at 10.20 am to allow the Deputy Mayor, Acting Chief Executive Officer A Adcock and Mr J Scott to sign the approved Long Term Plan.

Moved: Cr Syers
Seconded: Cr Deeming

- “1. That Council adopt the 2012-2022 Long Term Plan in accordance with Section 93 of the Local Government Act 2002.
2. That Council authorises the Chief Executive to make any necessary minor drafting, typographical or presentation corrections to the 2012-2022 Long Term Plan prior to the document going to print.
3. That the Asset and Activity Management Plans of the activity groups identified in the Long Term Plan are now finalised and brought back to Council for adoption by August 2012.”

CARRIED

Cr Christie requested his vote against be recorded.

7. Rates Resolution 2012/2013

Moved: Cr McLachlan
Seconded: Cr Williamson

“That the Whangarei District Council in pursuance of its powers under the Local Government (Rating) Act 2002 hereby resolves to set the following rates and charges upon the rateable value of all rateable properties appearing in the District Valuation Roll now in force in the Whangarei district for the period 1 July 2012 to 30 June 2013.

The rates will be set in accordance with the relevant provisions of the funding impact statement covering the financial year 1 July 2012 to 30 June 2013.

All rates and charges include Goods and Services Tax (GST). Penalties added to unpaid rates are exempt from GST but will be applied to the GST inclusive amount.

General rates and charges

General Rates:

	Differential Land Use Category	Cents in Dollar of Land Value including GST
1.	Residential	\$0.0026354
2.	Residential – Step 1	\$0.0013177
3.	Residential – Step 2	\$0.0006589
4.	Multi – Unit	\$0.0052708
5.	Rural	\$0.0019866
6.	Commercial / Industrial	\$0.0118727
7.	Miscellaneous Properties	\$0.0026354

Uniform Annual General Charge:

A charge of \$338.00 to every separately used or inhabited part of a rating unit.

Targeted rates**Sewage Disposal:**

A targeted rate of \$566.00 for residential and for any other premises having no more than two toilet pans and a targeted rate of \$368.00 per pan for all other premises having more than two toilet pans connected to the district's sewer reticulation and sewage disposal systems. The rate will be based on the number of water closets or urinals per separately used and inhabited parts within the rating unit.

Educational establishments will be subject to a special remissions policy.

District-wide Refuse Management

A targeted rate of \$140.00 in respect of every separately used or inhabited part of a rating unit.

Water Supply:

A charge of \$2.02 per cubic metre of water consumed (as measured by meter) in respect of every separate rating unit to which water is supplied and where a meter is installed

An annual supply charge of \$28.00 will apply to every separately metered used or inhabited part of a rating unit and will be calculated and applied to each account according to the consumers' cyclic billing period.

For calculation purposes, water will be treated as having been consumed on an equal daily basis over the period of the reading. An estimated account may be calculated and this will be in accordance with clause 1.3.10.5 of the (WDC) Water Supply By-Law 2012.

Rating units, where the consumption of water is not charged through a meter, but are connected to any of the district's water supply systems, will be subject to an annual charge of \$395.00.

Rating units that are situated within 100 metres of any public water reticulation system that are capable of being connected but are not connected will be subject to an annual charge of \$28.00 (for availability).

Rating units where a backflow preventer connection is required will be subject to an annual charge based on the size of the connection applied as follows:

15/20mm connection	\$70.22
25mm connection	\$71.17
32mm connection	\$84.19
40mm connection	\$86.17
50mm connection	\$89.39
100mm connection	\$225.16
150mm connection	\$263.58
200mm connection	\$436.56

Miscellaneous targeted rates

These rates will be charged as a set amount per rating unit and will only apply to rating units within a defined and specified area where it is considered that the ratepayers within this defined area are receiving a direct benefit from the specified works.

Targeted Rates – Project Works	Annual Charge including GST
Ruakaka South Sewer Extension- (Residential)	\$2,342.95
(Non Residential)	\$3,466.87
Whangarei Heads Sewerage Scheme (Stage 3)	\$1,610.00
Acacia Park Roading Remediation	\$400.00
Pataua Boat Ramp and Foreshore Protection	\$141.07
McGregors Bay, Taiharuru Erosion Protection (Beachfront)	\$2,204.07
(Other)	\$304.83

Hikurangi Swamp Major Scheme Rating District

A differential targeted rate will be applied to every rating unit within the defined area of the Hikurangi Swamp Major Scheme Rating District. Rates will be charged on the basis of the land area within the rating unit in accordance with the following scale:

Class – Scale of Charges	Dollar per Hectare including GST
A	\$88.48
B	\$79.46
C	\$61.94
D	\$ 8.86
E	\$ 4.46
F	\$ 1.78

Hikurangi Swamp Drainage Rating District

A differential targeted rate will be applied to every rating unit within the defined area of the Hikurangi Swamp Drainage Rating District. Rates will be charged on the basis of the land area within the rating unit in accordance with the following scale:

Class – Scale of Charges	Dollar per Hectare
A	\$10.23
F	\$ 1.03

Due dates for payment

For those ratepayers who are unable to pay their year's rates in full by the due date of the first instalment (20 August 2012) payment may be made by way of four instalments with each instalment due and payable on the date specified on the rate invoice for that instalment as follows:

Instalment	Date Rates Due and Payable
1.	20 August 2012
2.	20 November 2012
3.	20 February 2013
4.	20 May 2013

Water (by meter) accounts are processed monthly, two-monthly or six-monthly. The due dates of these accounts will be relative to the consumer's cyclic billing period. The due date for payment will be shown on every separate account.

Discount for rates and charges paid in full

Discount of three per cent (3%) will be allowed if full payment of 2012/2013 rates and charges and any arrears (excluding water by meter) are paid in full by the due and payable date of the first instalment - 20 August 2012.

Penalties added to unpaid rates

A penalty of ten per cent (10%) will be added to each instalment or part thereof, or in the case of water (by meter) to each account or part thereof, which are not paid by the due date. All rates and charges (excluding water by meter) charged prior to 30th June 2012 (i.e. all previous years rates) that still remain unpaid as at 1st September 2012 will be subject to a further additional penalty of ten per cent (10%).

For rates and annual charges for water by meter, still unpaid at six monthly intervals after the any due date for payment will be subject to an additional penalty of 10% applied at each six monthly interval."

CARRIED

8. Adoption of Fees and Charges 2012-2013

Moved: Cr Williams
Seconded: Cr Williamson

1. That this report be received.
2. That the proposed Resource Management fees and charges in Tables 1 and 2 for the period 1 July 2012 to 30 June 2013 be adopted pursuant to Section 150(1)(b) of the Local Government Act 2002.
3. That the proposed Swimming Pool Inspection fees and charges in Table 3 for the period 1 July 2012 to 30 June 2013 be adopted pursuant to Section 150(1)(b) of the Local Government Act 2002.
4. That the proposed Gambling Act and Racing Licensing fees and charges in Table 4 for the period 1 July 2012 to 30 June 2013 be adopted pursuant to Section 150(1)(b) of the Local Government Act 2002.

5. That the proposed Bylaw Enforcement fees and charges in Tables 5 and 6 for the period 1 July 2012 to 30 June 2013 be adopted pursuant to Section 150(1)(b) of the Local Government Act 2002.
6. That the proposed Landuse Consent Monitoring fees and charges in Table 7 for the period 1 July 2012 to 30 June 2013 be adopted, pursuant to Section 36 of the Resource Management Act 1991.
7. That the proposed Land Information Memorandum fees and charges in Table 8 for the period 1 July 2012 to 30 June 2013 be adopted pursuant to Section 44A(4) of the Local Government Official Information and Meetings Act 1987.”

CARRIED

9. Development Contributions Policy 2012

Moved: Cr Deeming
Seconded: Cr Glen

- “1. That Council adopt the Development Contributions Policy 2012 in accordance with Section 102 of the Local Government Act 2002.
2. That Council authorises the Chief Executive to make any necessary minor drafting, typographical or presentation corrections to the Development Contributions Policy 2012 prior to the document going to print.”

CARRIED

10. Waste Management and Minimisation Plan Adoption

Moved: Cr Christie
Seconded: Cr McLachlan

“It is recommended that no change is made to this Plan.”

CARRIED

Moved: Cr Syers
Seconded: Cr Morgan

- “1. That the report be received.
2. That after deliberating, the recommendations in the report, after any amendments and where appropriate, be incorporated in the Waste Management and Minimisation Plan 2012.
3. That Council adopts the Waste Management and Minimisation Plan 2012 (including any amendments following deliberation).
4. That the submitters be thanked and supplied with a copy of the agenda item and the finalised Plan.”

CARRIED

11. Trade Waste Bylaw Adoption

Moved: Cr Martin
Seconded: Cr Williamson

“That it is recommended that no change be made to the proposed Trade Waste Bylaw 2012 as a result of the two submissions received.”

CARRIED

Moved: Cr Martin
Seconded: Cr Edwards

- “1. That the report be received.
2. That after deliberating the recommendations in the report, after any amendments, and where appropriate, the Council adopts the Trade Waste Bylaw 2012 from the Draft Bylaw as consulted.
3. That the Bylaw comes into operation on 1 August 2012.”

CARRIED

12. Sanitary Assessments for Cemeteries and Crematoria

Moved: Cr Martin
Seconded: Cr Glen

“That no changes are made to the Assessments.”

CARRIED

Moved: Cr Martin
Seconded: Cr Jongejans

- “1. That the report be received.
2. That after deliberating, the recommendations in the report, after any amendments and where appropriate, be incorporated into the Proposed Sanitary Assessment – Cemeteries 2012.
3. That Council adopts the Proposed Sanitary Assessment – Crematoria 2012 (including any amendments following deliberation).
4. That Council adopts the Proposed Sanitary Assessment – Cemeteries 2012 (including any amendments following deliberation).”

CARRIED

13. Amendment to Council Schedule of Meetings

Moved: Cr Sutherland
Seconded: Cr Deeming

- “1. That the amended schedule of Council Meetings showing the Community Funding Subcommittee meeting time as 8.30am, District Living Committee meeting time as 10.00am and the Licensing, Exemptions and Objections Committee meeting time as 11.00am be adopted.
2. That the relevant Committee Terms of Reference be updated to reflect the changes to the meeting times.”

CARRIED

The resolution to consider Item 14 2012-2022 Long Term Plan – Balanced Budget Requirement was taken after Item 5.

Urgent business

Moved: Cr Deeming
Seconded: Cr Syers

- “1. That in accordance with NZSO 3.7.5 council consider the report 2012-2022 Long Term Plan - Balanced Budget Requirement.
2. That the reason this late item be considered at this meeting is to ensure council complies with the Local government Act 2002.”

CARRIED

14. 2012-2022 Long Term Plan – Balanced Budget Requirement

Moved: Cr Williamson
Seconded: Cr Morgan

“That having regard to the matters set out in section 100 (2) (a) – (d) of the Local Government Act 2002, it is financially prudent to set operating revenues at higher levels than operating expenses over the full term of the 2012-2022 Long Term Plan to ensure that sufficient revenue is generated to:

- Achieve and maintain the level of service provision as set out in the plan, including maintaining the service capacity and integrity of the assets throughout their useful lives.
- Repay loans in accordance with the Liability Management Policy and to provide funding for the capital programme.
- Provide for the use of borrowing to cover peaks in operating expenditure for items which council considers will have an on-going benefit to the community, as set out in Council’s Revenue and Financing Policy.
- Fund deficits that arise from year to year will be met from surpluses that arise in other years.”

CARRIED

Item 6 was taken after Item 14.

The resolution to consider Item C.7 – Property Transaction was taken after Item 13.

Urgent business

Moved: Cr Halse
Seconded: Cr Martin

- “1. That in accordance with NZSO 3.7.5 council consider Item 7 – Property Transaction.
2. That the reason this late item be considered at this meeting is to enable council to progress negotiations without undue delay.”

CARRIED

A break of 9 minutes was taken at 11.28am following the resolution to consider Item C.7 under urgency. The meeting resumed at 11.37am.

Exclusion of public

Moved: Cr Edwards
Seconded: Cr Syers

“That the public be excluded from the following part(s) of this meeting namely:

- | | |
|----------|--|
| Item C.1 | Confidential Minutes of the Whangarei District Council meeting held 29 May 2012 |
| Item C.2 | Confidential Minutes of a meeting of the Civic Honours Committee held 12 June 2012 |
| Item C.3 | Partnership: Financial Arrangement |
| Item C.4 | Property Matters |
| Item C.5 | Property Transaction |
| Item C.6 | Property Transaction |
| Item C.7 | Property Transaction |

Reasons To enable the council to carry on without prejudice or disadvantage negotiations

Grounds Section 7(2)(h).”

CARRIED

The meeting closed at 1.08pm

Confirmed this 25th day of July 2012

P R Halse (Chairperson)