

### 3. Minutes: Extra-ordinary Whangarei District Council Thursday 21 March 2013

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*Minutes of an Extra-ordinary Whangarei District Council meeting held in the Council Chamber, Forum North on Thursday 21 March 2013 at 1.00pm*

**Present:**

His Worship the Mayor M C A Cutforth (Chairperson)

Crs 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 and M R Williams

**Apologies:**

Cr C B Christie and J D T Williamson

**Moved: His Worship the Mayor**

**Seconded: Cr Martin**

“That the apologies be sustained.”

**CARRIED**

**In Attendance:**

Chief Executive Officer (M P Simpson), Group Manager Support Services (A Adcock), Group Manager District Living (P Dell), Group Manager Infrastructure and Services (S Weston), Group Manager Positive Growth (J Thompson), Governance Manager (D Kula), Legal Counsel (K Candy), Financial Controller (H McKenzie), Finance Manager (D Muckle), Property Manager (M Hibbert), Regulatory Services Manager (G Couchman), Bylaws Coordinator (M Henehan), Business Analyst (S Gavin), Councillor Support (J Crocombe) and Senior Meeting Coordinator (C Brindle)

#### 1. District Living Fees and Charges Statement of Proposal

**Moved: Cr Morgan**

**Seconded: Cr Deeming**

1. That the Statement of Proposal for draft Fees and Charges be adopted.
2. That Council authorises the Chief Executive Officer to include the Statement of Proposal for draft Fees and Charges 2013-2014 in the draft Annual Plan for public consultation.”

**CARRIED**

#### 2. LTP Amendment

**Moved: Cr Halse**

**Seconded: Cr Jongejans**

1. That the Statement of Proposal for proposed Amendments to the 2012-2022 Long Term Plan be approved.
2. That the Statement of Proposal for proposed Amendments to the 2012-2022 Long Term Plan be adopted for public consultation pursuant to the Local Government Act 2002.
3. That the Statement of Proposal is included in the 2013-2014 Draft Annual Plan document to facilitate the concurrent consultation processes.
4. That Council authorises the Chief Executive to make any necessary minor drafting, typographical or presentation corrections to the Statement of Proposal included with the 2013-2014 Draft Annual Plan prior to going to print.”

### 3. Draft Annual Plan

**Moved: Cr Syers**  
**Seconded: Cr Williams**

- "1. That having regard to the matters set out in section 100 (2) (a) – (d) of the Local Government Act 2002, Council resolves that it is financially prudent to budget for a net operating deficit in the 2013/14 financial year, because over the full term of the draft 2012-2022 Long Term Plan operating revenues are expected to be at higher levels than operating expenses to ensure that sufficient net budget surpluses will be generated to:
- Achieve and maintain the level of service provision as set out in the LTP, 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.
2. That the 2013-2014 Draft Annual Plan, incorporating Statements of Proposal for Proposed Fees and Charges and an Amendment of the 2012-2022 Long Term Plan be adopted for public consultation pursuant to the Local Government Act 2002.
3. That Council authorises the Chief Executive to make any necessary minor drafting, typographical or presentation corrections to the 2013-2014 Draft Annual Plan and associated Statements of Proposal prior to the draft going to print."

CARRIED

### 4. Dog Management Policy and Bylaw Review

**Moved: Cr Williams**  
**Seconded: Cr Deeming**

- "1. That Council, in considering the issue of management of dogs, determines that:
- a A bylaw is the most appropriate way of addressing the perceived problem.
  - b The proposed bylaw, as attached, is the most appropriate form of bylaw.
  - c The proposed bylaw does not give rise to any implications under the New Zealand Bill of Rights Act 1990.
2. That Council reviews the Dog Management Bylaw 2007 and the Dog Management Policy 2007, with the review to include a proposal to amend the bylaw.
3. That Council adopts the attached statement of proposal containing a summary of information in respect to the proposed Dog Management Bylaw 2013 and the Dog Management Policy 2013 subject to, before releasing for public comment, the Policy provision in the Bylaw being amended to 'neutering being subject to appeal' (with appropriate criteria)..
4. That Council seeks public submissions to the proposed Dog Management Bylaw 2013 and the proposed Dog Management Policy, as amended in line with recommendation 3 above, in accordance with the special consultative procedure as provided in Section 83 of the Local Government Act 2002."

CARRIED

*Cr Sutherland requested his vote against be recorded.*

**The meeting closed at 1.53pm**

Confirmed this 24<sup>th</sup> day of April 2013

M C A Cutforth (Chairperson)