

4. Minutes: Extra-ordinary Whangarei District Council Wednesday 29 May 2013

Minutes of an Extra-ordinary Whangarei District Council meeting held in the Council Chamber, Forum North on Wednesday 29 May 2013 at 9.00am

Present:

His Worship the Mayor M C A Cutforth

Cr S 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 (9.23am), W L Syers, M R Williams and J D T Williamson

Apology:

Cr K J Sutherland (late arrival)

Moved: Cr Morgan
Seconded: Cr Deeming

“That the apology for late arrival be sustained.”

CARRIED

In Attendance:

Group Manager Positive Growth (J Thompson), Group Manager District Living (P Dell), Group Manager Infrastructure and Services (S Weston), Governance Manager (D Kula), Finance Manager (D Muckle), Property Manager (M Hibbert), Regulatory Services Manager (G Couchman), Financial Accountant (K Welford), Executive Assistants (J Walters and S Nelson), Casual Communications Adviser (S Halliwell), Bylaws Co ordinator (M Henehan), Councillor Support (J Crocombe) and Senior Meeting Coordinator (C Brindle)

Cr Halse requested the absence of Chief Executive M P Simpson and Group Manager Support Services A Adcock be recorded.

The meeting observed a moments silence in respect of Group Manager Alan Adcock’s mother, Margery Adcock who passed away on 25 May.

1. 2013-2014 Draft Annual Plan Deliberations

Moved: Cr Syers
Seconded: Cr Halse

“That the information be received.”

CARRIED

Suspension of Standing Orders

Moved: Cr McLachlan
Seconded: Cr Deeming

“That Standing Order 3.8 Rules of Debate be suspended to enable free and frank discussion.”

LOST

1. District Living

1.1 Community Funding

Whangarei Community Men's Shed

Moved: Cr Deeming

Seconded: Cr Morgan

- "1. That Council notes the submission and that no change be made to the 2013-2014 Annual Plan.
2. That Council continue to engage with the Men's Shed and the NZ Historic Places Trust."

CARRIED

Total Mobility Scheme

Moved: Cr Williamson

Seconded: Cr Williams

"That Council notes the submission and that no change be made to the 2013-2014 Annual Plan."

CARRIED

Surf Life Saving

Moved: Cr Deeming

Seconded: Cr Jongejans

- "1. That Council notes the submission and that no change be made to the 2013-2014 Annual Plan.
2. That staff prepare a separate report on funding options which will include an update on the Northland Regional Councils possible funding."

CARRIED

1.2 Community Services

Youth Advisory Group

Moved: Cr Martin

Seconded: Cr Jongejans

"That Council notes the submission and that no change be made to the 2013-2014 Annual Plan."

CARRIED

1.3 General Living

Development Contributions

Moved: Cr Morgan

Seconded: Cr Deeming

- "1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That the review of legislation relating to Development Contributions continues to be monitored."

CARRIED

1.4 Sense of Place

Sense of Place – General

Moved: Cr Halse
Seconded: Cr Edwards

- “1. That Council continues to develop Village Plans with identified communities.
2. That Council continues to pursue its programme of engagement with communities with regard to amenities such as skate parks and playgrounds.
3. That a sum of \$61,000 for the Hikurangi Tennis Court be included in the Annual Plan.”

Amendment

Moved: Cr Williamson
Seconded: Cr Williams

1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That Council continues to develop Village Plans with identified communities.
3. That Council continues to pursue its programme of engagement with communities with regard to amenities such as skate parks and playgrounds.”

On the amendment being put Cr Sutherland called for a division:

For the amendment:

Crs Edwards, Deeming, Williams, Williamson, McLachlan, Jongejans, Christie, Sutherland, Morgan, Syers and His Worship the Mayor (11)

Against the amendment:

Crs Halse, Martin and Glen (3)

**The amendment was CARRIED
and subsequently CARRIED
as the substantive MOTION**

Heritage Buildings

Moved: Cr McLachlan
Seconded: Cr Jongejans

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That the issues raised be addressed through normal Council operations.”

CARRIED

Waipu

Moved: Cr Deeming
Seconded: Cr Martin

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That staff continue to investigate requirements.”

CARRIED

Whau Valley Shops

Moved: Cr Williamson
Seconded: Cr Christie

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That Ward Councillors engage with affected parties to address the noted issues.”

CARRIED

1.5 Walking and Cycling

Walking and Cycling

Moved: Cr Martin
Seconded: Cr Glen

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That Council continues to work with the Walking and Cycling Reference Group on the delivery of the Walking and Cycling Programme within the available funding.”

Amendment

Moved: Cr Edwards
Seconded: Cr Halse

- “1. That Council continues to work with the Walking and Cycling Reference Group on the delivery of the Walking and Cycling Programme within the available funding.
2. That \$115,200 for new footpaths be included in the 2013/2014 Annual Plan subject to sufficient funds being made available elsewhere in the Plan.”

On the amendment being put Cr Sutherland called for a division:

For the amendment:

Crs Halse, Edwards, Deeming, Williams, McLachlan, Martin, Glen, Christie and His Worship the Mayor (9)

Against the amendment:

Crs Williamson, Jongejans, Sutherland, Morgan and Syers (5)

The amendment was CARRIED

On the amendment being put as the motion His Worship the Mayor called for a division:

For the motion:

Crs Halse, Edwards, Deeming, Williams, McLachlan, Martin, Glen, Christie and His Worship the Mayor (9)

Against the motion:

Crs Williamson, Jongejans, Sutherland, Morgan and Syers (5)

**The amendment was CARRIED
as the substantive MOTION**

Walking and Cycling to Waipu

Moved: Cr Deeming
Seconded: Cr Edwards

“That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.”

CARRIED

2. Infrastructure and Services

2.1 Flood Protection

Hikurangi Swamp Scheme

Moved: Cr Halse
Seconded: Cr Jongejans

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That staff forward an invoice to the Far North District Council for their share of the Hikurangi Swamp Scheme Rates.”

CARRIED

Cr Martin declared a potential conflict of interest and withdrew from discussions and voting on the Hikurangi Swamp Scheme.

2.2 Parks and Recreation

Toilet Facilities, Mander Park

Moved: Cr Williamson
Seconded: Cr Sutherland

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. Toilet facilities at Mander Park are to be provided subject to availability of funding from within the Mander Park mitigation budget.”

CARRIED

Seawall and Foreshore Programme

This item was taken in parts

Moved: Cr Halse
Seconded: Cr Glen

Part One

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.

CARRIED

Part Two

2. That \$100,000 be set aside for seawall protection works to begin.”

On the motion being put His Worship the Mayor called for a division:

For the motion:

Crs Halse, Edwards, Williamson, McLachlan, Martin, Glen and His Worship the Mayor (7)

Against the motion:

Crs Jongejans, Sutherland, Morgan and Syers (4)

Abstained:

Crs Christie, Williams and Deeming (3)

CARRIED

A tea break was taken at this juncture from 10.34am to 10.49am.

Playground, One Tree Point

Moved: Cr Deeming

Seconded: Cr Halse

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That Council staff liaise with the residents of the area to determine requirements and likely cost.”

CARRIED

Whangarei Falls Amenities

Moved: Cr Williamson

Seconded: Cr McLachlan

“That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.”

Amendment

Moved: Cr Halse

Seconded: Cr Edwards

“That \$60,000 be included in the Annual Plan for Whangarei Falls for the upgrade of amenity values subject to funding being identified.”

**The amendment was CARRIED
and subsequently CARRIED
as the substantive MOTION**

Cr Syers requested his vote against be recorded.

2.3 Sports Fields and Sporting Amenities

Hockey Grant

Moved: Cr Martin

Seconded: Cr Williams

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That Council view this grant as a high priority.”

CARRIED

Indoor Bowls Facilities

Moved: Cr Morgan

Seconded: Cr McLachlan

“That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.”

CARRIED

Kensington Park Field Capacity

Moved: Cr Halse

Seconded: Cr Deeming

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That Council work together with the Marist Club in finding a solution.”

Amendment

Moved: Cr Edwards
Seconded: Cr Morgan

- “3. That any proposed solution be reported back to council prior to any commitment to the Marist Club being made.”

**The amendment was CARRIED
and subsequently CARRIED
as the substantive MOTION**

Hikurangi Tennis Court Renewal

Moved: Cr Deeming
Seconded: Cr Martin

- “1. That Council notes the submissions.
2. That funding of \$61,000 be allocated to the renovation of the Hikurangi Tennis Court subject to potential savings in other areas being identified.”

Amendment

Moved: Cr Williamson
Seconded: Cr Christie

That the Hikurangi Tennis Club be encouraged to bring a specific proposal for the court upgrade to council.”

On the amendment being put Cr Sutherland called for a division:

For the amendment:

Crs Williams, Williamson, McLachlan, Jongejans, Christie, Sutherland, Morgan, Syers and His Worship the Mayor (9)

Against the amendment:

Crs Halse, Edwards, Deeming, Martin and Glen (5)

**The amendment was CARRIED
and subsequently CARRIED
as the substantive MOTION**

Cr Halse requested his vote against the motion be recorded.

2.4 Roading

Dust Management and Unsealed Roads

Moved: Cr McLachlan

Seconded: Cr Martin

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That Council continues to work with the Northland Regional Council to produce a Dust Management Strategy.”

CARRIED

Hospital Bus Stop

Moved: Cr McLachlan

Seconded: Cr Edwards

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That Council facilitate the provision of a seat within the 2013/2014 financial year.”

CARRIED

Cycle Underpass Rust Avenue Bridge

Moved: Cr Edwards

Seconded: Cr Christie

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That Council’s bridge design considers requirements for safe walking and cycling.”

CARRIED

2.5 Solid Waste

Removal of litter bins

Moved: Cr Deeming

Seconded: Cr Edwards

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That Council continue with the current Ruakaka Beach trial and considers extending to other areas that would benefit in the future.”

CARRIED

2.6 Stormwater

Stormwater Beach Road, Onerahi

Moved: Cr McLachlan

Seconded: Cr Glen

“That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.”

CARRIED

3 Positive Growth

Maori Relationships

Moved: Cr Williams

Seconded: Cr Deeming

“That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.”

CARRIED

4 Support Services

Commentary on Financial Statements

Moved: Cr McLachlan

Seconded: Cr Morgan

“That an explanation of this variance be included in the Final 2013-2014 Annual Plan.”

CARRIED

5 Other Submission Issues

District Living

General Funding Requests

Genetic Engineering

Hundertwasser Art Centre

Local Alcohol Plan

Planning for Growth

Policy and Monitoring

Regional Planning

Regulation and Bylaws

Resource Consents.

Infrastructure and Services

CBD Speed Limit

Dog Parks

Footpaths

Fruit trees in Parks

General Rooding

General Stormwater

General Wastewater

General Water

Infrastructure Planning and Management

Junior Cycle Track

Kotuku Dam

Levels of Service

Libraries

Lower Hatea Crossing

Memorials

Motor Park Hikurangi

Multi Sports Facility at Hikurangi

Oakura Recreation Ground Facilities Building

Planting

Public Transport

Road Straightening

Rubbish Dumping

Seal Extensions

Sports Field Development Pohe Island

Southern Entrance Improvement

Weed/Pest Control.

Positive Growth

Council-Owned Property

Support Services

Debt and Expenditure
Governance
Local Government Reform
Procurement
Property Sales
Rates

Moved: Cr Jongejans

Seconded: Cr Syers

“That Council notes these submissions and that no change be made to the 2013-2014 Annual Plan.”

Amendment

Moved: Cr Edwards

Seconded: Cr Martin

“That \$175,000 be removed from the Old NRC Seismic strengthening budget to fund new footpaths (\$115,200) and Whangarei Falls Upgrade (\$60,000).”

On the amendment being put His Worship the Mayor called for a division:

For the amendment:

Cr Edwards, Martin and Glen (3)

Against the amendment:

Crs Halse, Deeming, Williams, Williamson, Jongejans, Christie, Sutherland, Morgan, Syers and His Worship the Mayor (10)

Absent:

Cr McLachlan

The amendment was LOST

On the motion being put His Worship the Mayor called for a division:

For the motion:

Crs Halse, Edwards, Deeming, Williams, Williamson, McLachlan, Glen, Jongejans, Christie, Sutherland, Morgan, Syers and His Worship the Mayor (13)

Against the motion:

Cr Martin

The motion was CARRIED

Cr McLachlan left the meeting from 12.17pm to 12.20pm during discussions on Item 5.

6 Other Submission Issues

District Living

Noise Complaints

Infrastructure and Services

Roading issues Campbell Road, Parua Bay

Support Services

Rates increase query

Moved: Cr McLachlan

Seconded: Cr Syers

- “1. That Council notes the submissions and that no change be made to the 2013-2014 Annual Plan.
2. That the identified submission issue(s) above are lodged as Customer Request Management Issues (CRM's) and that the issues are allocated to the appropriate department and/or staff member for direct follow up with the submitter.”

CARRIED

Moved: Cr Halse

Seconded: Cr Martin

- “1. That the recommendations in the Deliberations Report, including any amendments made at today's meeting and where appropriate, be incorporated into the 2013-2014 Annual Plan.
2. That the Chief Executive Officer directs staff to review operating and capital budgets based on the outcomes of the deliberations process and that these changes are incorporated into the final 2013-2014 Annual Plan for the adoption meeting.”

CARRIED

Moved: His Worship the Mayor

Seconded: Cr Deeming

“That the meeting be adjourned at 12.37pm to reconvene at 1.00pm.”

CARRIED

The meeting reconvened at 1.00pm in the Council Chambers.

2. Long Term Plan Amendment Deliberations

Moved: Cr Jongejans

Seconded: Cr Edwards

“That the proposed Long Term Plan Amendment and the Policy on Significance be finalised with the following changes:

1. That additional commentary, be included in the Long Term Plan Amendment were deemed necessary, to clarify the intent of the proposed Amendment.
2. Amendments to the wording in the Policy on Significance to ensure clarity of intent, with the strategic asset wording being changed to read “Forum North Land excluding all buildings except the Capitaine Bougainville Theatre, Cafler Suite, Exhibition Hall (Te Kotahitanga), Concourse and Council Chambers.”

Procedural motion

Moved: Cr Deeming
Seconded: Cr McLachlan

"That this matter lie on the table."

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

For the motion:

Crs Halse, Edwards, Deeming, Williams, Williamson, McLachlan, Martin, Glen, Christie, Sutherland, Morgan, Syers and His Worship the Mayor (13)

Abstained:

Cr Jongejans

The procedural motion was CARRIED

3. District Living – Adoption of Fees and Charges 2013-2014

Moved: Cr Deeming
Seconded: Cr Edwards

- “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 2013 to 30 June 2014 be adopted, pursuant to Section 36 of the Resource Management Act 1991.
3. That the proposed Swimming Pool Inspection fees and charges in Table 3 for the period 1 July 2013 to 30 June 2014 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 2013 to 30 June 2014 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 2013 to 30 June 2014 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 2013 to 30 June 2014 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 2013 to 30 June 2014 be adopted pursuant to Section 44A(4) of the Local Government Official Information and Meetings Act 1987.”

CARRIED

4. Review of Dog Management Policy and Bylaw

Moved: Cr Williams
Seconded: Cr Edwards

- “1. That Council adopts the Dog Management Policy 2013 and makes the Dog Management Bylaw 2013 incorporating changes to the draft policy and bylaw (as attached to the agenda report).
2. That the Dog Management Policy and Dog Management Bylaw 2013 come into effect on 1 July 2013.”

CARRIED

The meeting closed at 1.20pm

Confirmed this 26th day of June 2013

M C A Cutforth (Chairperson)