

1. Minutes: Whangarei District Council Wednesday, 30 October 2013

Minutes of a meeting of the Whangarei District Council held in the Capitaine Bougainville Theatre on Wednesday 30 October 2013 at 10.00am and reconvened in the Council Chamber Forum North on Wednesday 30 October 2013 at 1.30pm

Present:

Her Worship the Mayor (Chairperson)

Crs S J Bell, S J Bretherton, C B Christie, P A Cutforth, S J Deeming, S M Glen, P R Halse, C M Hermon, G C Innes, G M Martin, B L McLachlan, S L Morgan and J D T Williamson

In Attendance:

Chief Executive Officer (M P Simpson), Group Manager Positive Growth (J Thompson), Group Manager District Living (P Dell), Group Manager Infrastructure and Services (S Weston), Media Relations Adviser (A Midson), Casual Communications Adviser (S Halliwell), Executive Assistant (D Taylor), Councillor Support (J Crocombe), Senior Meeting Co-ordinator (C Brindle)

Declaration by Members

Following the welcome by Kaumatua the Chief Executive Officer welcomed those present and declared the meeting open.

Her Worship the Mayor made and signed the declaration in terms of clause 14 of Schedule 7 of the Local Government Act 2002.

Councillors then made and signed the declarations before the Chief Executive Officer and Her Worship the Mayor.

1. Statutory Declaration of Results of Election

Moved: Her Worship the Mayor

Seconded: Cr Morgan

“That the declaration of the result of the Whangarei District Council Election including the earlier declaration of results as notified by public notice on the 21 August 2013 that Sharon Morgan was elected unopposed to the Maungatapere/Mangakahia Ward, be received.”

CARRIED

Procedural motion

Moved: Her Worship the Mayor

Seconded: Cr Halse

“That the meeting be adjourned and reconvene today at 1.30 pm in the Council Chambers.”

CARRIED

THE MEETING ADJOURNED AT 11.50 AM TO BE RECONVENED AT 1.30 PM IN THE COUNCIL CHAMBERS, FORUM NORTH

MINUTES OF THE RECONVENED MEETING OF THE WHANGAREI DISTRICT COUNCIL HELD AT 1.30PM IN THE COUNCIL CHAMBERS, FORUM NORTH

Present:

Her Worship the Mayor (Chairperson)

Crs S J Bell, S J Bretherton, C B Christie, P A Cutforth, S J Deeming, S M Glen, P R Halse, C M Hermon, G C Innes, G M Martin, B L McLachlan, S L Morgan and J D T Williamson

Also present:

John Scott (Director Audit New Zealand)

In Attendance:

Chief Executive Officer (M P Simpson), Group Manager Positive Growth (J Thompson), Group Manager District Living (P Dell), Group Manager Infrastructure and Services (S Weston), Legal Counsel (G Mathias), Legal Adviser (K Candy), Governance Manager (D Kula), Property Manager (M Hibbert), Acting Financial Controller (F Ferrar), Finance Manager (D Muckle), Financial Accountant (K Welford), Maori Relationship Manager (S Tipene), Senior Communications Adviser (R Pascoe), Media Relations Adviser (A Midson), Casual Communications Adviser (S Halliwell), Governance Projects Planner (S Munday), Councillor Support (J Crocombe), Senior Meeting Co-ordinator (C Brindle)

2. Explanation of Statutes

G Mathias provided an overview of the key legislation outlined in Item 2.

Moved: Cr Glen

Seconded: Cr Williamson

“That the information be received.”

CARRIED

3. Adoption of Standing Orders

Item 3 was taken in parts.

1. Adoption of Standing Orders

Moved: Cr Innes

Seconded: Cr McLachlan

“That the Whangarei District Council adopts New Zealand Standard Model Standing orders (Standing orders) for Meetings of Local Authorities and Community Boards (NZS 9202:2003 incorporating Amendment No 1).”

CARRIED

2. Amendment to Standing Orders - Chairperson's Voting

Moved: Cr Deeming

Seconded: Cr Morgan

“That Standing Order 3.14.2(b) be amended to read:
“in the case of equality of votes, the chairperson has a casting vote.””

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

For the motion:

Crs Morgan, Deeming, Williamson, Bretherton, Martin, Glen, Hermon, Halse, Christie, Innes and Her Worship the Mayor (11)

Against the motion:

3. Amendment to Standing Order to incorporate legislative changes

Moved: Cr Williamson

Seconded: Cr Hermon

“That the amendments to Standing orders as outlined in attachment one of the agenda item be adopted and incorporated in Standing Orders.”

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

For the motion:

Crs Morgan, Bell, Deeming, Williamson, Bretherton, McLachlan, Martin, Glen, Hermon, Halse, Cutforth, Christie, Innes and Her Worship the Mayor (14)

**CARRIED
Unanimous**

4. Amendment to Standing Orders – Appendix F - Public Forum

Moved: Cr Williamson

Seconded: Cr McLachlan

“That Appendix F – Public Forum in Standing Orders be replaced with the following standing order.

APPENDIX F

Public Forum (Normative)

Public Forum

A period of up to 15 minutes will be set aside for a public forum at the commencement of the monthly council meeting which is open to the public.

Subjects of public forum

The public forum (and those speaking during it) may address any subject which is within the Council’s terms of reference, provided the matter is not sub-judice.

Note:

The public forum procedure does not apply in respect of any hearing, including the hearing of submissions where the local authority, committee or sub-committee sits in a quasi-judicial capacity.

Procedure for members of the public wishing to speak at the public forum

The Chairperson may in their discretion refuse a public forum on any reasonable grounds including, but not limited to:

- insufficient time to hear the public forum at the meeting;
- the public forum would be more suitably heard at another meeting of council;
- the subject matter of the public forum is offensive or repetitious or vexatious or is considered likely to be so;
- the subject matter is insufficiently relevant to the business and legislative responsibilities of council;
- the subject matter is part of an ongoing issue that is being dealt with by staff;
- the previous disorderly or inappropriate behaviour of the applicant at council meetings.

Application

Members of the public who wish to participate should send a written application setting out the subject matter and the names of speakers to the Chief Executive Officer at least 10 working days before the day of the meeting.

Application forms are available on Council's website www.wdc.govt.nz or from Council Offices.

Speakers during public forum

The time allowed for each speaker is 5 minutes.

The Chairperson has the discretion to terminate the presentation at any time where:

- a speaker is repeating an earlier speaker at the same public forum. The speaker criticises elected members or staff. The presentation is repetitious, disrespectful or offensive

At the conclusion of the presentation, with the permission of the Chairperson, elected members may ask questions of speakers.

If permitted by the Chairperson, questions by members are to be confined to obtaining information or clarification on matters raised by the speaker.

No debate will take place in regard to issues raised at public forums and no decisions will be made.

Time extension

Standing orders may be suspended on a vote of not less than 75% of those present to extend the period of public participation or the period any speaker is allowed to speak

Cessation of public forum

Public Forum will cease at the commencement of the pre election period prior to any local body elections."

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

For the motion:

Crs Morgan, Bell, Deeming, Williamson, Bretherton, McLachlan, Martin, Glen, Hermon, Halse, Cutforth, Christie, Innes and Her Worship the Mayor (14)

**CARRIED
Unanimous**

4. Appointment of Deputy Mayor

Moved: Her Worship the Mayor

Seconded: Cr Williamson

- "1. That the information be received.
2. That Councillor S L Morgans appointment as Deputy Mayor be received.

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

For the motion:

Crs Bell, Deeming, Williamson, Bretherton, McLachlan, Martin, Glen, Hermon, Halse, Christie, Innes and Her Worship the Mayor (12)

Against the motion:

Cr Cutforth

Abstained:

Cr Morgan'

CARRIED

5. First Meeting of Council

Moved: Cr Martin
Seconded: Cr Innes

“That Council meet at 10.30am on Wednesday 13 November 2013 in the Council Chambers.”

CARRIED

6. Annual Report 2012-2013

Moved: Cr Deeming
Seconded: Cr McLachlan

“That the Annual Report and Summary Annual Report for the year ending 30 June 2013 be approved for signing.”

CARRIED

The Mayor, Deputy Mayor, Chief Executive and John Scott left the room to sign the Annual Report at 2.06pm and rejoined the meeting at 2.11pm

Moved: Cr Halse
Seconded: Cr Glen

- “1. That the Annual Report and Summary Annual Report for the year ending 30 June 2013 be adopted.
2. That Council authorises the Chief Executive Officer to make any minor amendments, typographical/formatting/editing changes if required.”

CARRIED

7. Appointment of Councillors to District Licensing Committee

Moved: Cr Morgan
Seconded: Cr McLachlan

- “1. That the report be received.
2. That Councillor John Williamson be appointed Chair of the District Licensing Committee and Councillor Greg Innes as Deputy Chair.
3. That the District Licensing Authority be established with Councillors John Williamson (Chair), Greg Innes, Shelley Deeming and Sharon Morgan to hear any opposed applications until 18 December 2013.”

CARRIED

The meeting closed at 2.17pm

Confirmed this 13th day of November 2013

S L Mai (Chairperson)