

3. Minutes: Extra-ordinary Whangarei District Council Thursday 20 March 2014

Minutes of an Extra-ordinary Whangarei District Council meeting held in the Council Chamber, Forum North on Thursday 20 March 2014 at 1.00pm

Present:

Her Worship the Mayor S L Mai

Crs S J Bell, S J Bretherton, C B Christie, P A Cutforth, S J Deeming, S M Glen, C M Hermon (1.10pm), P R Halse, G C Innes, G M Martin, B L McLachlan and S L Morgan

Apologies:

Crs J D T Williamson (absent) and Cr CM Hermon (late arrival)

Moved: Her Worship the Mayor

Seconded: Cr Martin

“That the apologies be sustained.”

CARRIED

In Attendance:

Group Manager Support Services (A Adcock), Group Manager Positive Growth (J Thompson), Group Manager District Living (P Dell), Financial Controller (R Kerr), Acting Financial Controller (F Ferrar) Governance Manager (D Kula), Legal Counsel (K Candy), LTP Co ordinator (S Gavin) and Executive Assistant (J Crocombe)

1. Confirmation of Minutes of an Extra ordinary Meeting of the Whangarei District Council held on 18 February 2014

Moved: Her Worship the Mayor

Seconded: Cr McLachlan

“That the minutes of the Extra ordinary meeting of the Whangarei District Council held on Wednesday 18 February 2014, having been circulated, be taken as read and now confirmed and adopted as a true and correct record of proceedings of that meeting.”

CARRIED

2. Confirmation of Minutes of a Meeting of the 20/20 Inner City Revitalisation Committee held on 20 February 2014

Moved: Cr Halse

Seconded: Cr McLachlan

“That the minutes of the 20/20 Inner City Revitalisation Committee meeting held on Thursday 20 February 2014 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 a Meeting of the Whangarei District Council held on 26 February 2014

Moved: Her Worship the Mayor

Seconded: Cr Morgan

"That the minutes of the Whangarei District Council meeting held on Wednesday 26 February 2014, having been circulated, be taken as read and now confirmed and adopted as a true and correct record of proceedings of that meeting subject to the following minor amendment – refer Item 10 – Kotuku Detention Dam:

"3. North Auckland Land District – Whangarei District

First Schedule

Reserve to be Exchanged

Area m ²	Description
2670	Lot 24 DP 43644 136446."

CARRIED

4. Draft Annual Plan

This item was taken in parts.

Moved: Cr Deeming

Seconded: Cr Morgan

"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 2014/15 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."

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

For the motion:

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

Against the motion:

Cr Bell

Absent:

Cr Williamson

CARRIED

Cr Hermon joined the meeting at 1.10pm during discussion on part 1 of Item 4.

- “2. That the 2014-2015 Draft Annual Plan, incorporating Statements of Proposal for Proposed Fees and Charges 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 2014-2015 Draft Annual Plan and Proposed Fees and Charges prior to the draft going to print.”

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

For the motion:

Crs Morgan, Bell, Deeming, Bretherton, McLachlan, Martin, Glen, Hermon, Halse, Cutforth, Christie, Innes and Her Worship the Mayor (13)

Absent:

Cr Williamson

CARRIED

5. Wastewater and Stormwater Bylaw Review

Tabled:

- (1) Correspondence from Thomson Wilson as referred to on page 20 of the agenda
- (2) Replacement pages 54 and 55 (typographical errors)

Moved: Cr McLachlan

Seconded: Cr Deeming

- “1. That Council, having reviewed the information relating to the Stormwater Management and “1. Wastewater Bylaws, determines that:
 - a) the most appropriate way of addressing the community problems of dealing with stormwater and wastewater is by way of Bylaws; and,
 - b) the proposed Bylaws now presented to Council entitled ‘Draft Stormwater Management Bylaw – Revised 2014’ and: ‘Draft Wastewater Bylaw – Revised 2014’ are the most appropriate form of Bylaws; and,
 - c) having considered the New Zealand Bill of Rights Act 1990 the proposed Bylaws now presented for approval do not give rise to any implications under that Act
2. That the following, together with any amendments required by Council, be approved:
 - a) Statement of Proposal containing a summary of information in respect to the Proposed Stormwater Management Bylaw 2014, and the
 - b) Statement of Proposal containing a summary of information in respect to the proposed Wastewater Bylaw 2014.
3. That Council seeks public submissions to the proposed Stormwater Management Bylaw 2014 and the proposed Wastewater Bylaw 2014 in accordance with the special consultative procedure as provided in sections 83 and 86 of the LGA 02, using the draft Annual Plan 2014-2015 special consultative procedure.”

CARRIED

Exclusion of public

Moved: Her Worship the Mayor

Seconded: Cr Cutforth

"That the public be excluded from the following part of proceedings of this meeting namely:

Item C.1 Confidential Minutes of the Whangarei District Council meeting held 26 February 2014.

The reason and grounds for holding the proceedings in public excluded were stated in the open minutes 26 February."

CARRIED

The meeting closed at 1.31pm

Confirmed this 23rd day of April 2014

S L Mai (Chairperson)