

## 2. Minutes: Whangarei District Council Wednesday, 23 September 2015

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*Minutes of a meeting of the Whangarei District Council held in the Council Chamber Forum North on Wednesday 23 September 2015 at 10.30am*

**Present:**

Her Worship the Mayor S L Mai (Chairperson)

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

**Apologies:**

Crs S J Bretherton and P R Halse

**Moved: Cr Martin**

**Seconded: Cr Deeming**

“That the apologies be sustained.”

**CARRIED**

**In Attendance:**

Chief Executive (R Forlong), Group Manager District Living (P Dell), Group Manager Infrastructure (S Weston), Group Manager Positive Growth (J Thompson), Group Manager Support Services (A Adcock), Property Manager (M Hibbert), Compliance Officer (M Henehan), Maori Engagement Officer (M Hemara), Executive Assistant (J Crocombe) and Senior Meeting Co-ordinator (C Brindle)

*A Hemara opened the meeting with a karakia.*

### 1. Public Forum

There were no applications received for public forum.

### 2. Confirmation of Minutes of a Meeting of the Whangarei District Council held on 26 August 2015

**Moved: Cr Morgan**

**Seconded: Cr Glen**

“That the minutes of the Whangarei District Council Meeting held on Wednesday 26 August 2015, 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 a Meeting of the Extra ordinary Whangarei District Council held on 8 September 2015

**Moved: Cr Deeming**

**Seconded: Cr Morgan**

“That the minutes of the Extra ordinary Whangarei District Council Meeting held on Tuesday 8 September 2015, 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 a Meeting of the Audit and Risk Committee held on 2 September 2015**

**Moved: Cr Morgan**  
**Seconded: Her Worship the Mayor**

"That the minutes of the Audit and Risk Committee Meeting held on Wednesday 2 September 2015 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. Ngunguru Catchment Working Group – Council Representative**

**Moved: Her Worship the Mayor**  
**Seconded: Cr Innes**

- "1. That the information be received.
2. That Councillor G M Martin be appointed as Council's representative on the Ngunguru Catchment Working Group.
3. That the Chief Executive inform Northland Regional Council of the appointment and that Whangarei District Council's list of Outside Organisation Elected member appointments be updated accordingly."

**CARRIED**

#### **6. Review of the Fire Prevention 2005**

Item 6 was taken in parts.

Note - refer agenda report page 17 – Clause 4, Fires in the Open – the following words were deleted: *"New requirement to have an acceptable means of fire suppression available. Similar to clause 3 of the current bylaw."*

**Moved: Cr Morgan**  
**Seconded: Cr Deeming**

- "1. That Council, in considering the issue of fires in the open air, 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."

**CARRIED**

**Moved: Cr Martin**  
**Seconded: Cr Williamson**

- "2. That Council reviews the Fire Prevention Bylaw 2005, with the review to include a proposal to revoke the bylaw and make the Fires in the Open Air Bylaw 2015 and adopts the statement of proposal (attachment 1 of agenda report) containing a summary of information.
3. That Council seeks public submissions to the proposal to revoke the Fire Prevention Bylaw 2005 and make the Fires in the Open Air Bylaw 2015 in accordance with the special consultative procedure as provided in Section 83 of the Local Government Act 2002."

**CARRIED**

#### **7. Free Parking Central Business District (CBD) – Laneway Project**

**Moved: Cr Hermon**  
**Seconded: Cr Christie**

- "1. That the information be received.

2. That Council approve the allowance of one hour free parking on the top level of the Central City Car Park and on road parking in Vine Street until the Laneway ground works are completed.
3. That staff report to the next council meeting on the option of a six month trial for one hours free parking on the top floor of the Central City Car Park.”

Amendment

**Moved: Cr Deeming**

**Seconded: Cr Morgan**

- “1. That the information be received.
2. That Council approve the allowance of one hour free parking on the top level of the Central City Car Park and on road parking in Vine Street until the Laneway ground works are completed.”

**The amendment was LOST**

*On the motion being put Cr Glen called for a division:*

*For the motion:*

*Crs Hermon, Innes, Morgan, Deeming, McLachlan, Williamson, Christie, Glen and Her Worship the Mayor (9)*

*Against the motion:*

*Crs Martin and Bell (2)*

*Abstained:*

*Cr Cutforth*

*Absent:*

*Crs Bretherton and Halse (2)*

**The motion was CARRIED**

**8. Contract 12006 WDC Resurfacing 2015/16:  
Recommendation for rollover and increase in contract value**

**Moved: Cr Deeming**

**Seconded: Cr McLachlan**

- “1. That the extension of Contract 12006 (WDC Resurfacing) for the period of one year from 1 July 2015 to 30 June 2016 be authorised; and
2. That the contract approved sum be increased by \$3,875,495.94 (excl GST) and the total contract value increased to \$14,857,946.52 exclusive of GST.”

**CARRIED**

**9. Infrastructure and Services Carry Forwards**

**Moved: Cr McLachlan**

**Seconded: Cr Hermon**

- “1. That the information be received.
2. That the projects identified as ‘recommended’ within Table 1 progress this financial year.”

**CARRIED**

*Cr Innes requested it be recorded that the existing rural transfer site at the Parua Bay Marina would require upgrading as a priority.*

## Exclusion of the public

**Moved:** Her Worship the Mayor  
**Seconded:** Cr Glen

“That the public be excluded from the following parts of proceedings of this meeting.  
 The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

General subject of each matter to be considered		Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for passing this resolution
C.1	Confidential Minutes of the Whangarei district Council meeting held 26 August 2015	Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
C.2	Appointment		
C.3	Property Matters		
C.4	Nomination		
This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public, are as follows:			
Item	Grounds	Section	
C.1	For the reasons as stated in the open minutes		
C.2	To enable the Council to carry on without prejudice or disadvantage negotiations	Section 7(2)(i)	
C.3	To protect the privacy of natural person	Section 7(2)(a)	
C.4	To protect the privacy of natural person	Section 7(2)(a).”	

**CARRIED**

**The meeting closed at 11.17am**

Confirmed this 28<sup>th</sup> day of October 2015

S L Mai (Chairperson)