

2. Minutes: Whangarei District Council Wednesday, 23 March 2016

Minutes of a meeting of the Whangarei District Council held in the Council Chamber Forum North on Wednesday 23 March 2016 at 10.30am

Present:

Her Worship the Mayor S L Mai (Chairperson)

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

Apology:

Cr G C Innes

Moved: Cr Deeming

Seconded: Cr Morgan

“That the apology be sustained.”

CARRIED

In Attendance:

Group Manager Positive Growth (J Thompson), Group Manager Infrastructure and Services (S Weston), Group Manager Support Services (A Adcock), Governance Manager (J Marris), Community Services Manager (O Thomas), Parks and Recreation Manager (P McDonald), Property Manager (M Hibbert), Regulatory Services Manager (G Couchman), Senior Strategic Planner (T Horton), Policy and Bylaws Analyst (S Munday), Property Officer Commercial (G Kerr), Media Relations Adviser (A Midson), Executive Assistant (J Crocombe) and Senior Meeting Co-ordinator (C Brindle)

The Chairperson advised that Item 9 – Better Decision Making Model 2016, was withdrawn from the agenda.

1. Public Forum

Mathew Keene and Ashley Holwell - report on activities at ONEONESIX (116A Bank Street).

2. Confirmation of Minutes of a Meeting of the Whangarei District Council held on 24 February 2016

Moved: Cr McLachlan

Seconded: Cr Deeming

“That the minutes of the Whangarei District Council Meeting held on Wednesday 24 February 2016, 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 an Extra ordinary Meeting of the Whangarei District Council held on 3 March 2016

Moved: Cr McLachlan
Seconded: Cr Glen

“That the minutes of the Extra ordinary Whangarei District Council Meeting held on Wednesday 3 March 2016, 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. Recommendations from the 20/20 Inner City Revitalisation Committee

Moved: Cr Halse
Seconded: Cr Hermon

“That, having considered the recommendations made by the 20/20 Inner City Revitalisation Committee on 9 March 2016; Council:

1. About Time Ball Clock Sculpture

“Accepts the About Time Ball Clock Sculpture as a gift on behalf of the community and confirms the sculpture is to be located on the grassed area by Clapham’s Clock Museum.”

CARRIED

2. Camera Obscura

“Accepts the Camera Obscura as a gift on behalf of the community and confirms the building is to be located on Pohe Island as indicated in the agenda report.”

CARRIED

3. Summary of Feedback on Whangarei 20/20 Momentum

“3(a) Considers an updated Whangarei 20/20 Momentum Plan at a Council Briefing before final adoption.

3(b) Appoints a Working Party of elected members and staff to consider the feedback on the relevant projects for future design and evaluation.”

CARRIED

4. Requests for Expressions of Interest for the CBD Regeneration Project

Convene a planning session of staff and elected members to consider the CBD regeneration project and report back to Council in May.”

CARRIED

5. Formalisation of Bascule Park name

“Names the parking area adjacent to Te Matau a Pohe bridge Bascule Park.”

Procedural motion

Moved: Cr Martin
Seconded: Cr Williamson

“That No 5 – Formalisation of Bascule Park name, does lie on the table and not be discussed further at this meeting.”

CARRIED

5. Making of Alcohol Fees Bylaw

Moved: Cr McLachlan

Seconded: Cr Bretherton

“That Council:

1. Make the proposed Alcohol Fees Bylaw 2016 contained in Attachment 1 (of the agenda report), pursuant to the Sale and Supply of Alcohol Act 2012, with effect from 1 April 2016.
2. Authorises the Group Manager District Living in consultation with the Chair of the Planning Committee to make any minor edits or amendments to the Alcohol Fees Bylaw 2016 to correct any identified errors or typographical edits or to reflect decisions made by Council.”

CARRIED

6. Adoption of Statement of Proposal for proposed Freedom Camping Bylaw 2016 for public consultation

Moved: Cr Morgan

Seconded: Cr McLachlan

“That Council:

1. Adopts the proposed Freedom Camping Bylaw 2016 and the Statement of Proposal (Attachment 2) for public consultation using the special consultative procedure in accordance with section 11 of the Freedom Camping Act 2011.
2. Agrees that in accordance with section 11(2) of the Freedom Camping Act 2001, the proposed Freedom Camping Bylaw 2016 is necessary for the purposes outlined in this report, is the most appropriate and proportionate way of addressing the perceived problem and does not give rise to any implications under the New Zealand Bill of Rights Act 1990.
3. Approves the proposed amendments to the Public Places Bylaw 2014 and the Parking and Traffic Bylaw 2009 to be included in the Statement of Proposal of the proposed Freedom Camping Bylaw 2016 (Attachment 2) for public consultation in accordance with the requirements of section 82 of the Local Government Act 2002.
4. Authorises the Group Manager District Living to make any necessary minor drafting or presentation amendments to the proposed Freedom Camping Bylaw 2016 and Statement of Proposal prior to final printing and publication.”

CARRIED

7. Classification of Land at the Whangarei Aquatic centre as Recreation Reserve

Moved: Cr Glen

Seconded: Cr Martin

“That Council

1. resolves to declare Section 1 and Section 6 of SO Plan 482411 as Recreation Reserve under section 14 of the Reserves Act 1977.

2. authorises the Chief Executive to sign the gazette notice declaring the above, in order for the declaration to be notified in the NZ Gazette.”

CARRIED

Cr Halse requested his vote against be recorded.

8. Climate Change Adaptation

Moved: Her Worship the Mayor

Seconded: Cr Hermon

“That Council approve the staff to carry out a scoping exercise for a Climate Change Strategy and report back the findings.”

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

For the motion:

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

Against the motion:

Cr Bretherton

Absent:

Cr Innes

CARRIED

9. Better Decision Making Model 2016

Item 9 was withdrawn from the agenda.

Urgent business

Item C.4 Property Transaction was tabled at the meeting. Item C.4 was not included on the agenda for the reason that information was unavailable at the time of the agenda closure. The reason Council are asked to consider this item at today’s meeting is to enable negotiations to continue without undue delay.

Moved: Cr Halse

Seconded: Cr Deeming

- “1. That in accordance with NZS 3.7.5 council consider Item C.4 – Property Transaction at today’s meeting.
2. That the reason this late item be considered at this meeting to enable negotiations to continue without undue delay.”

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

For the motion:

Crs Deeming, Hermon, Williamson, Bretherton & Halse (5)

Against the motion:

Crs Cutforth, Glen, Bell, Christie, McLachlan, Martin, Morgan and Her Worship the Mayor (8)

Absent:
Cr Innes

LOST

A break was taken from 11.50am to 11.58am at this juncture.

Exclusion of the public

Moved: Cr Martin
Seconded: Cr Deeming

“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	Minutes of the Whangarei District Council Meeting held 24 February 2016	Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
C.2	Property Protocols		
C.3	Property Transaction		

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 Committee to carry on without prejudice or disadvantage commercial activities	Section 7(2)(h)
C.3	To enable the Committee to carry on without prejudice or disadvantage negotiations	Section 7(2)(i).”

CARRIED

The meeting closed at 1.03pm

Confirmed this 27th day of April 2016

S L Mai (Chairperson)