

2. Minutes: Whangarei District Council Wednesday, 27 April 2016

Minutes of a meeting of the Whangarei District Council held in the Council Chamber Forum North on Wednesday 27 April 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 C Innes, G M Martin, B L McLachlan, S L Morgan and J D T Williamson

Also present:

Juliane Chetham & Jared Pitman (Patuharakeke Trust Board)
Campbell Norman, Jessica Fowler, Summer Campbell, Rebeca McKean, Daniel McInnes and Joseph Savio (Youth Advisory Group)
Neil Cook (Rationale)

In Attendance:

Chief Executive (R Forlong), Group Manager District Living (P Dell), Group Manager Positive Growth (J Thompson), Group Manager Infrastructure and Services (S Weston), Group Manager Support Services (A Adcock), Governance Manager (J Marris), Parks and Recreation Manager (P McDonald), Property Manager (M Hibbert), Regulatory Services Manager (G Couchman), Roading Manager (J Devine), Team Leader Planning, Infrastructure Services (G Sands), Audit and Risk Analyst (P Labuschagne), Media Relations Adviser (A Midson), Executive Assistant (J Crocombe) and Senior Meeting Co-ordinator (C Brindle)

Her Worship the Mayor opened the meeting with a karakia.

1. Public Forum

There were no applications received to speak at public forum.

2. Confirmation of Minutes of a Meeting of the Whangarei District Council held on 23 March 2016

Moved: Cr Glen

Seconded: Cr Martin

“That the minutes of the Whangarei District Council Meeting held on Wednesday 23 March 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, subject to the following correction:

Refer Item 2 – recommendation 2:

“2. Confirmation of Minutes of a Meeting of the Whangarei District Council held on 24 February 2015 6.”

CARRIED

3. Confirmation of Minutes of an Extra ordinary Meeting of the Whangarei District Council held on 17 March 2016

Moved: Cr Deeming
Seconded: Cr Morgan

“That the minutes of the Extra ordinary Whangarei District Council Meeting held on Thursday 17 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. Determination on the Classification of the Rauiri Drive Reserve

Hearing

Moved: Cr Halse
Seconded: Cr Williamson

“That pursuant to Section 16(4) and Section 120 of the Reserves Act 1977, Council give consideration to all submissions to the declaration, and those submitters wishing to be heard be given the opportunity to speak to their submission.”

CARRIED

Juliane Chetham spoke to the submission on behalf of Patuharakeke Trust Board.

Deliberation

Moved: Cr Deeming
Seconded: Cr Morgan

“That Council deliberate on the Classification.”

CARRIED

Moved: Her Worship the Mayor
Seconded: Cr Deeming

“That those submissions in general support of the declaration of the Reserve for wetland/drainage purposes be accepted, and those submissions seeking a classification for recreation purposes not be accepted.”

CARRIED

Classification Decision

Moved: Cr Innes
Seconded: Cr Bretherton

- “1. That Council note that Waste and Drainage will work with Patuharakeke Trust Board to identify potential areas for additional wetland planting across the Reserve.”
2. That Council declares Lot 803 DP 376145 to be a Local Purpose (Wetland/Drainage) Reserve, as this classification reflects the primary purpose and function of the reserve.

3. That Council authorises the Chief Executive to sign the gazette notice for advertisement in the NZ Gazette declaring the subject land to be a Local Purpose (Wetland/Drainage) Reserve.”

CARRIED

5. Declaration of Land at the Whangarei Aquatic Centre as Local Purpose (Esplanade) Reserve

Moved: Cr Glen
Seconded: Cr Deeming

“That Council:

1. Resolves to declare Section 5 of SO Plan 482411 as Local Purpose (Esplanade Reserve) pursuant to Section 14 of the Reserves Act 1977.
2. Authorises the Chief Executive to sign the gazette notice confirming the resolution, in order for the declaration to be notified in the Gazette.”

CARRIED

6. Risk Management Framework

Moved: Cr Morgan
Seconded: Cr Cutforth

“That the Council:

- (a) Adopt the draft Risk Management Framework.
- (b) Recommend that the new Council review the Risk Management Framework in March 2017, including Council’s risk appetite.”

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

For the motion:

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

Against the motion:

Crs Glen and Halse (2)

The motion was CARRIED

Cr Glen asked that her concerns about a member of the Audit and Risk Committee performing the peer review on the draft Risk Management Framework, be recorded.

7. Te Karearea Annual Report 2015

Moved: Her Worship the Mayor
Seconded: Cr Williamson

“That the Te Karearea Annual Report 2015 be received.”

CARRIED

**8. Recommendation for extension of contracts:
North Maintenance Area – CON12001, South Maintenance Area – CON12002
and Central Maintenance Area- CON12003**

Moved: Cr Martin

Seconded: Cr Innes

- “1. That the contract for North Maintenance Area (Contract 12001) be extended for a further 12 months from 1 July 2016 to 30 June 2017 and the contract value increased by the sum of \$4,300,000 bringing the total contract value to \$21,399,588.75 exclusive of GST.
2. That the contract for South Maintenance Area (Contract 12002) be extended for a further 12 months from 1 July 2016 to 30 June 2017 and the contract value increased by the sum of \$5,400,000 and the total contact value increased to \$21,669,852.35 exclusive of GST.
3. That the contract for Central Maintenance Area (Contract 12003) be extended for a further 12 months from 1 July 2016 to 30 June 2017 and the contract value increased by the sum of \$2,200,000 and the total contact value increased to \$11,831,277.03 exclusive of GST.”

CARRIED

9. Jewel of the City Report 2016

Moved: Cr Hermon

Seconded: Cr Bell

“That the report be received.”

CARRIED

10. Elected Member Remuneration Post 2016 Election

Moved: Cr Martin

Seconded: Cr Williamson

“That Council:

- a) Notes that the Remuneration Authority requires a recommendation prior to 16 May 2016 regarding the allocation of elected member remuneration for additional responsibilities, for those in the role after the 2016 elections.
- b) Notes that the Remuneration Authority has advised that elected member base remuneration will increase by 2% post the 2016 elections.
- c) Recommends to the Remuneration Authority that the Deputy Mayor role be recognised as an additional responsibility, remunerated with a further 25% of the 2016/17 councillor honorarium, from the available pool.
- d) Recommends to the Remuneration Authority that the Chair roles of the three Standing Committees be recognised as additional responsibilities for those in the roles, remunerated with a further 25% of the 2016/17 councillor honorarium, from the available pool.

- e) Delegates to the Chief Executive the responsibility of ensuring the documentation is completed for the Remuneration Authority.”

CARRIED

Secretarial Note: Subsequent to this decision, a technical inaccuracy was highlighted. The determination for elected member remuneration comes into effect on 1 July 2016, not post the election. The decision made is not affected by this technical inaccuracy.

11. Whakapara Marae Resource Consent Fee Refund request

Moved: Cr Deeming
Seconded: Cr McLachlan

“That Whangarei District Council:

- a) declines the request from the Whakapara Marae Committee to refund the resource consent fee for their Wharekai and other buildings.
- b) advise the Whakapara Marae Trust Board of its decision.”

CARRIED

12. Waipu Caledonian Charitable Trust – Rates Relief

Moved: Cr Martin
Seconded: Cr Morgan

“That Whangarei District Council:

- a) declines the request by Waipu Caledonian Charitable Trust for further reduction of pan charges.
- b) advise the Waipu Caledonian Charitable Trust of its decision.”

CARRIED

*The meeting adjourned for a lunch break from 12noon to 12.30pm.
Cr Christie did not rejoin the meeting following the lunch break.*

Exclusion of the public

Moved: Cr Glen
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
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C.1	Confidential Minutes of the Whangarei District Council Meeting held 23 March 2016	Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
C.2	Shared Services Update		
C.3	Contract		
C.4	Contract		
C.5	Property matter		
C.6	Property matter		
C.7	Property matter		

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 stated in the open minutes	
C.2	To protect the privacy of natural persons To enable the council to carry on without prejudice or disadvantage negotiations	Section 7(2)(a) Section 7(2)(i)
C.3	To enable the Committee to carry on without prejudice or disadvantage negotiations	Section 7(2)(i)
C.4	To protect where the release would be likely to unreasonably prejudice the commercial position of the person who supplied or is the subject of the information	Section 7(2)(b)(ii)
C.5 C.6 C.7	To enable the Committee to carry on without prejudice or disadvantage negotiations	Section 7(2)(i)."

CARRIED

The meeting closed at 2.14pm

Confirmed this 25th day of May 2016

S L Mai (Chairperson)