



MINUTES of a meeting of the Waikato District Council held in the Council Chambers, District Office, 15 Galileo Street, Ngaruawahia on **MONDAY 14 MARCH 2016** commencing at **1.17pm.**

Present His Worship the Mayor Mr AM Sanson
 Cr JC Baddeley
 Cr J Church
 Cr DW Fulton
 Cr J Gibb
 Cr WD Hayes
 Cr SD Lynch [*until 3.17pm and from 3.46pm*]
 Cr L Petersen
 Cr J Sedgwick [*until 2.19pm and from 2.22pm*]
 Cr NMD Smith [*until 3.49pm*]
 Cr MR Solomon

Attending Mr GJ Ion (Chief Executive)
 Ms S Duignan (General Manager Customer Support)
 Mr T Harty (General Manager Service Delivery)
 Mr TG Whittaker (General Manager Strategy & Support)
 Mrs LM Wainwright (Committee Secretary)
 Mr C Clarke (Roading Manager)
 Mr A Tester (Waikato Regional Transport Committee)
 Mr R Bullick (New Zealand Transport Agency)
 Mr K Lockley (Zero Harm Manager)
 Mrs J Vernon (Strategic Planning & Resource Management Team Leader)
 Mr A Corkill (Parks & Facilities Manager)

WDC1603/01 APOLOGIES AND LEAVE OF ABSENCE

Resolved: (Crs Baddeley/Church)

THAT an apology be received from and leave of absence granted to Crs Costar and McGuire.

CARRIED on the voices

It was noted that Leave of Absence was granted to Cr Tait at the Policy & Regulatory Meeting held on 16 February 2016 [*P&R1602/07/17 refers.*]

WDCI603/02 CONFIRMATION OF STATUS OF AGENDA ITEMS

WDCI603/02/1 **Resolved: (Crs Sedgwick/Solomon)**

THAT the agenda for the meeting of the **Waikato District Council** held on **Monday 14 March 2016** be confirmed and all items therein be considered in open meeting with the exception of those items detailed at agenda item 9 which shall be considered with the public excluded.

CARRIED on the voices

WDCI603/03 DISCLOSURES OF INTEREST

Cr Smith advised members of the Board that he would declare a conflict of interest in item 6.3.1 [*Rotokauri Lake Management Committee 2014/2015 AGM, Budget and Election of Committee for 2015/2016*].

WDCI603/04 CONFIRMATION OF MINUTES

WDCI603/04/1 **Resolved: (Crs Gibb/Hayes)**

THAT the minutes of a meeting of the **Waikato District Council** held on **Monday 15 February 2016** be confirmed as a true and correct record of that meeting.

CARRIED on the voices

WDCI603/05 MATTERS ARISING FROM THE MINUTES

There were no matters arising from the minutes.

WDCI603/06 COMMITTEE AND DEPARTMENTAL REPORTS

WDCI603/06/1 Policy & Regulatory Committee

WDCI603/06/1/1 Early Engagement on the Waikato Regional Transport Committee's Speed Management Project

The Roothing Engineer introduced the guest speaker and answered questions of Council.

Mr Tester presented a powerpoint and verbal presentation and answered questions of Council.

Resolved: (Crs Hayes/Smith)

THAT the report of the General Manager Strategy & Support – Early Engagement on the Waikato Regional Transport Committee’s Speed Management Project – be received;

AND THAT Waikato District Council supports the inclusion of ‘demonstration sites’ for the Waikato Speed Management Project;

AND FURTHER THAT Waikato District Council approves community engagement on the potential speed limit change sites in Waikato District.

CARRIED on the voices

WDC1603/06/1/2 Receipt of Policy & Regulatory Committee Minutes – Meeting held on 16 February 2016

Resolved: (Crs Fulton/Church)

THAT the minutes of a meeting of the Policy & Regulatory Committee held on Tuesday 16 February 2016 be received.

CARRIED on the voices

WDC1603/06/1/3 **Resolved: (Crs Fulton/Gibb)**

P&R1602/07/3 Review of Sensitive Expenditure Policy

THAT Council adopts the reviewed Sensitive Expenditure Policy and rescinds the existing policy.

CARRIED on the voices

WDC1603/06/1/4 **Resolved: (Crs Fulton/Baddeley)**

P&R1602/07/4 Freedom Camping Bylaw Determination

THAT pursuant to section 155(1) of the Local Government Act 2002 and section 11 of the Freedom Camping Act 2011 the Committee recommends to Council that a bylaw be the most appropriate mechanism for the management of freedom camping in the Waikato District.

CARRIED on the voices

WDC1603/06/1/5 Resolved: (Crs Fulton/Petersen)

P&R1602/07/7 Leave of Absence – Cr Tait

THAT Cr Tait be granted a leave of absence from 3 March 2016 to 8 April 2016.

CARRIED on the voices

WDC1603/06/1/6 Resolved: (Crs Fulton/Hayes)

P&R1602/07/9 Land Acquisition Criteria

THAT the Land Acquisition Criteria be adopted by Council.

CARRIED on the voices

WDC1603/06/1/7 Resolved: (Crs Fulton/Sedgwick)

P&R1602/07/11 Unformed Legal Roads – Decision Making Framework

THAT Council approves the decision Making Framework for Unformed Legal Roads and revokes the Paper Road Policy (Occupation and Disposal).

CARRIED on the voices

WDC1603/06/1/8 Resolved: (Crs Fulton/Gibb)

P&R1602/07/13 Review of Roadside Fencing Policy

THAT Council adopts the revised Roadside Fencing Policy.

CARRIED on the voices

WDC1603/06/1/9 Resolved: (Crs Fulton/Hayes)

P&R1602/07/12 Annual Renewal of Bridge Restrictions

THAT the General Manager Service Delivery be delegated authority to renew existing bridge weight and speed restrictions annually in accordance with the Heavy Motor Vehicle Regulations 1974, provided that any additions or changes to the restrictions must first be approved by the Infrastructure Committee.

CARRIED on the voices

WDC1603/06/1/10 Resolved: (Crs Fulton/Church)

P&R1602/07/14 Proposed Waikato District Council Trade Waste and Wastewater Bylaw 2016

THAT the Committee recommends to Council that it make a determination that the proposed Waikato District Council Trade Waste and Wastewater Bylaw 2016 is the most appropriate form of bylaw pursuant to section 155(1) of the Local Government Act 2002;

AND THAT the Committee recommends to Council that it make a determination that the proposed bylaw does not give rise to any implication under the New Zealand Bill of Rights Act 1990 pursuant to section 155(2) of the Local Government Act 2002;

AND FURTHER THAT the Statement of Proposal, incorporating the proposed Waikato District Council Trade Waste and Wastewater Bylaw 2016 (subject to any amendments), be recommended to Council at its meeting on 14 March 2016 for public notification on 23 March 2016 with the closing date for submissions being 23 May 2016, in accordance with Sections 83 (special consultative procedure) and 86 (use of special consultative procedure in relation to adoptions or review or amendment of bylaws) of the Local Government Act 2002;

AND FURTHER THAT submissions on the Statement of Proposal (incorporating the proposed Waikato District Council Trade Waste and Wastewater Bylaw 2016) be considered and, if requested, be heard by Council at a meeting to be held on 29 June 2016 or as early thereafter as possible.

CARRIED on the voices

WDC1603/06/1/11 Resolved: (Crs Fulton/Hayes)

P&R1602/07/15 Joint Management Agreement with Waikato Tainui: Approval of Schedule F – Management of Maaori Sites of Significance

THAT Council adopts Schedule F – Management of Maaori Sites of Significance.

CARRIED on the voices

WDC1603/06/1/12 Receipt of Hearing Minutes – Dawson-Smith and Chaiyindeephum -Meeting held on 22 October 2015

Resolved: (Crs Fulton/Sedgwick)

THAT the minutes of a hearing – Dawson-Smith and Chaiyindeephum held on Thursday 22 October 2015 be received.

CARRIED on the voices

WDC1603/06/1/13 Receipt of Hearing Minutes – Opal Higgins -Meeting held on 2 December 2015

Resolved: (Crs Sedgwick/Baddeley)

THAT the minutes of a hearing – Opal Higgins held on Wednesday 2 December 2015 be received.

CARRIED on the voices

WDC1603/06/1/14 Receipt of Policy & Regulatory Hearing Minutes – Public Places Bylaw - Meeting held on 2 February 2016 and continued on 10 February 2016

Resolved: (Crs Fulton/Petersen)

THAT the minutes of the Policy & Regulatory Hearing – Public Places Bylaw held on Tuesday 2 February and continued on Wednesday 10 February 2016 be received.

CARRIED on the voices

WDC1603/06/1/15 Zero Harm Update
Agenda Item 6.1.6

The Zero Harm Manager gave a verbal presentation and answered questions of Council.

Resolved: (Crs Fulton/Baddeley)

THAT the report of the Chief Executive – *Zero Harm Update* - be received.

CARRIED on the voices

WDC1603/06/1/16 2016 Triennial Elections
Agenda Item 6.1.7

The General Manager Strategy & Support gave a verbal presentation and answered questions of Council.

Resolved: (Crs Church/Gibb)

THAT the report of the General Manager Strategy & Support – 2016 Triennial Elections – be received;

AND THAT Council resolves for the 2016 Waikato District Council triennial elections to adopt the alphabetical order of candidate names.

CARRIED on the voices

WDC1603/06/1/17 WEL Energy Trust Annual Plan Submission
Agenda Item 6.1.8

The Chief Executive gave a verbal presentation and answered questions of Council.

Resolved: (Crs Gibb/Solomon)

THAT the report of the Chief Executive – WEL Energy Trust Annual Plan Submission – be received.

CARRIED on the voices

WDC1603/06/1/18 Road Naming Policy
Agenda Item 6.1.9

The Roading Manager gave a verbal presentation and answered questions of Council.

Resolved: (Crs Smith/Baddeley)

THAT the report of the General Manager Service Delivery – Road Naming Policy - be received;

AND THAT the Council adopts the Road Naming Policy;

AND FURTHER THAT the existing Road Naming Policy be revoked [WDC1305/06/6 refers].

CARRIED on the voices

WDC1603/06/2 Strategy & Finance Committee

WDC1603/06/2/1 Receipt of Committee Minutes – Meeting held on 23 February 2016

Resolved: (Crs Baddeley/Gibb)

THAT the minutes of a meeting of the Strategy & Finance Committee held on Tuesday 23 February 2016 be received.

CARRIED on the voices

Cr Sedgwick withdrew from the meeting [2.19pm] following discussion on the above item.

WDC1603/06/2/2 **Resolved: (Crs Baddeley/Church)**

S&FI602/07/7 Funding for Karioitahi Hall

THAT the shortfall in funding of \$2,906 per annum be funded from the LTCCP Contribution Reserve until this issue can be reconsidered through the next rating review.

CARRIED on the voices

WDC1603/06/2/3 **Resolved: (Crs Baddeley/Lynch)**

S&FI602/07/12 Draft Feedback to the Local Government New Zealand on ‘A ‘Blue Skies’ Discussion about New Zealand’s Resource Management System’

THAT Council retrospectively approves the draft feedback to Local Government New Zealand on ‘A ‘blue skies’ discussion about New Zealand’s Resource Management System’.

CARRIED on the voices

WDC1603/06/2/4 **Resolved: (Crs Baddeley/Smith)**

S&FI602/07/16 Te Kauwhata Heavy Traffic Bypass – Removal of Designation

THAT the General Manager Service Delivery be requested to undertake the formal process to remove the designation.

CARRIED on the voices

WDC1603/06/2/5 Plan Change 14 (Raglan Rezoning) – Council Submission
Agenda Item 6.2.2

The Strategic Planning & Resource Management Team Leader gave a verbal presentation and answered questions of Council.

Resolved: (Crs Baddeley/Church)

THAT the report of the General Manager Strategy and Support – Plan Change 14 (Raglan Rezoning) - Council Submission - be received;

AND THAT the Council submission on Plan Change 14 be retrospectively approved.

CARRIED on the voices

Cr Sedgwick re-entered the meeting [2.22pm] during discussion on the above item and was present when voting took place.

WDC1603/06/2/6 Feedback to Local Government New Zealand Regarding the Resource Legislation Amendment Bill 2015
Agenda Item 6.2.3

The Strategic Planning & Resource Management Team Leader gave a verbal presentation and answered questions of Council.

Resolved: (Crs Fulton/Hayes)

THAT the report of the General Manager Strategy and Support – Feedback to Local Government New Zealand regarding the Resource Legislation Amendment Bill 2015 - be received;

AND THAT Council approves the feedback on the Resource Legislation Amendment Bill 2015 that is to be provided to Local Government New Zealand.

CARRIED on the voices

WDCI603/06/3 Infrastructure Committee

WDCI603/06/3/1 Receipt of Infrastructure Committee Minutes – Meeting held on 9 February 2016

Resolved: (Crs Hayes/Petersen)

THAT the minutes of a meeting of the Infrastructure Committee held on Tuesday 9 February 2016 be received.

CARRIED on the voices

WDCI603/06/3/2 **Resolved: (Crs Hayes/Sedgwick)**

INF1602/06/3 Proposed Waikato District Sport and Recreation Strategy

THAT Council supports the development of the Waikato District Sport and Recreation Strategy in partnership with Sport Waikato.

CARRIED on the voices

WDCI603/06/3/3 **Resolved: (Crs Hayes/Lynch)**

INF1602/06/6 Service Delivery Report for February 2016

THAT an independent peer review be undertaken of the cost of repair and refurbishment of the Huntly Memorial Hall and report back to Council prior to any further action being taken.

CARRIED on the voices

WDCI603/06/3/4 **Resolved: (Crs Hayes/Sedgwick)**

INF1602/06/7 New Street Naming Proposal – Te Kauwhata

THAT Council endorses the wishes of the Te Kauwhata Community to name the new cul-de-sac, to be accessed from Roto Street, Matau Close.

CARRIED on the voices

WDC1603/06/3/5 Resolved: (Crs Hayes/Petersen)

INF1602/06/8 New Street Naming Proposals, River Terraces Subdivision, Ngaruawahia

THAT Council endorses the view of the Ngaruawahia Community Board to name the new streets shown on the Scheme Plan the following:

- Road “A” to be Matariki Terrace
- Road “B” to be Matawhero Place
- Road “G” to be Tawera Lane
- Road “G2” to be Te Ika Way

CARRIED on the voices

WDC1603/06/3/6 Resolved: (Crs Hayes/Gibb)

INF1602/06/9 Rotokauri Lake Management Committee 2014/2015 AGM, Budget and Election of Committee for 2015/2016

THAT the AGM minutes, 2015/16 budget and work programme be endorsed;

AND THAT Council approve the elected committee membership as per the Waikato District Council Delegations Register for Rotokauri Lake Management Committee membership as per delegations as follows:

- Waikato District Council - Cr Noel Smith
- Waikato Regional Council – Cr Peter Buckley
- Hamilton City Council – Cr Martin Gallagher
- Three residents living within 1 kilometre of the reserve boundary – Heather Perring, Bruce Sparrow, Keith Owen
- One Auckland/Waikato Fish and Game Council representative - Tom Mills
- One Hamilton Fish and Game Association Representative – Trevor Dilks
- One Ngati Mahanga representative – Poata Watene
- Any other persons appointed by the Waikato District Council – at the AGM 2 extra local people requested to sit on the Committee – Liz Gibson, Chris Dawson;

AND FURTHER THAT the two additional nominations elected at the AGM be appointed to the committee.

CARRIED on the voices

Cr Smith declared an interest in the above item and did not participate in the discussion or voting on this matter.

WDC1603/06/3/7 Resolved: (Crs Hayes/Baddeley)

INF1602/06/10 Whatawhata Cemetery Additional Budget Request

THAT additional budget of \$18,100 be made available through loan funding for the Whatawhata Cemetery.

CARRIED on the voices

WDC1603/06/3/8 Resolved: (Crs Hayes/Church)

INF1602/06/11 Waikato District Alliance – Key Results Areas and Key Performance Indicators

THAT Council approves the proposed Key Results Areas and Key Performance Indicators for implementation within the Waikato District Alliance.

CARRIED on the voices

WDC1603/06/4 Chief Executive’s Performance Review Subcommittee

WDC1603/06/4/1 Receipt of Committee Minutes – Meeting held on 17 February 2016

Resolved: (Crs Hayes/Fulton)

THAT the minutes of a meeting of the Chief Executive’s Performance Review Subcommittee held on Wednesday 17 February 2016 be received.

CARRIED on the voices

WDC1603/07 COMMUNITY BOARD MINUTES

WDC1603/07/1 Onewhero-Tuakau Community Board – Meeting held on 2 February 2016

Resolved: (Crs Petersen/Hayes)

THAT the minutes of a meeting of the Onewhero-Tuakau Community Board held on Tuesday 2 February 2016 be received.

CARRIED on the voices

- WDC1603/07/2 Taupiri Community Board – Meeting held on 15 February 2016
- Resolved: (Crs Solomon/Gibb)**
- THAT the minutes of a meeting of the Taupiri Community Board held on Monday 15 February 2016 be received.**
- CARRIED on the voices**
- WDC1603/07/3 Raglan Community Board – Meeting held on 9 February 2016
- Resolved: (Crs Baddeley/Hayes)**
- THAT the minutes of a meeting of the Raglan Community Board held on Tuesday 9 February 2016 be received.**
- CARRIED on the voices**
- WDC1603/07/4 Ngaruawahia Community Board – Meeting held on 9 February 2016
- Resolved: (Crs Gibb/Solomon)**
- THAT the minutes of a meeting of the Ngaruawahia Community Board held on Tuesday 9 February 2016 be received.**
- CARRIED on the voices**
- WDC1603/07/5 Huntly Community Board – Meeting held on 16 February 2016
- Resolved: (Cr Lynch/His Worship the Mayor)**
- THAT the minutes of a meeting of the Huntly Community Board held on Tuesday 16 February 2016 be received.**
- CARRIED on the voices**
- WDC1603/08 COMMUNITY COMMITTEE MINUTES**
- WDC1603/08/1 Te Kauwhata Community Committee – Meeting held on 3 February 2016
- Resolved: (Cr Sedgwick/His Worship the Mayor)**
- THAT the minutes of a meeting of the Te Kauwhata Community Committee held on Wednesday 3 February 2016 be received.**
- CARRIED on the voices**

WDC1603/08/2 Meremere Community Committee – Meeting held on 11 February 2016

Resolved: (Crs Sedgwick/Lynch)

THAT the minutes of a meeting of the Meremere Community Committee held on Thursday 11 February 2016 be received.

CARRIED on the voices

WDC1603/08/3 Tamahere Community Committee – Meeting held on 1 February 2016

Resolved: (Crs Hayes/Gibb)

THAT the minutes of a meeting of the Tamahere Community Committee held on Monday 1 February 2016 be received.

CARRIED on the voices

WDC1603/09 **EXCLUSION OF THE PUBLIC**

Resolved: (Crs Gibb/Lynch)

THAT the public be excluded from the meeting during discussion on the following items of business:

- 1 **Confirmation of Public Excluded Minutes – 15 February 2016**
- 2 **Receipt of Public Excluded Minutes**
 - 2.1 **Strategy & Finance Committee – 23 February 2016**
 - 2.2 **Infrastructure Committee – 9 February 2016**
 - 2.3 **Chief Executive’s Performance Review Subcommittee - 17 February 2016**
 - 2.4 **Te Kauwhata Community Committee – 3 February 2016**
- 3 **Waikato Coalfields Museum Report**
- 4 **Chief Executive’s Issues.**

This resolution is made in reliance on sections 48(1)(a) and 48(2)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by sections 6 or 7 of that Act which would be prejudiced by the holding of the whole or the relevant part(s) of the proceedings of the meeting in public are as follows:

That the public conduct of the whole (or the relevant part) of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of the information is necessary to:

- a) **Protect members, or officers, or employees of any local authority, or any persons to whom section 2(5) of the Local Government Official Information and Meetings Act 1987 applies, from improper pressure or harassment;**
- b) **Protect the privacy of natural persons, including that of deceased natural persons;**
- c) **Prevent the disclosure or use of official information for improper gain or improper advantage;**

AND THAT the exclusion of the public from the whole or relevant part of the proceedings of the meeting is necessary to enable the local authority to deliberate in private on its decision or recommendation in any proceedings before the local authority where a right-of-appeal lies to any Court or Tribunal against the final decision of the local authority in those proceedings.

CARRIED on the voices

Resolution nos WDC1603/10 to WDC1603/15 are contained in the public excluded section of these minutes.

Having resumed open meeting the following report was released into open meeting:

WDC1603/16 REPORTS *Continued..*

WDC1603/16/1 Waikato Coalfields Museum
Agenda Item 5.1 PEX

It was resolved [WDC1603/13/1] during the public excluded section of the meeting that the following resolution be released into open meeting but the report remain confidential and unavailable to the public.

'Resolved: (Crs Hayes/Baddeley)

THAT the report of the General Manager Service Delivery – Waikato Coalfields Museum Business Plan - be received;

AND THAT proceeds from the sale of Harlock Place property are credited to the Property Proceeds Reserve (8329);

AND FURTHER THAT subject to a satisfactory detailed investigation and business case/feasibility study the proceeds of sale less costs and previous advance are dedicated toward achievement of a district archiving facility and museum complex at Puketirini as a partnership between Council and the Waikato Coalfields Museum Board;

AND FURTHER THAT funding for the business case/feasibility study be taken from the Aspirational Projects feasibility studies budget (2M121000);

AND FURTHER THAT the recommendation be released into open meeting but the report remain confidential and unavailable to the public.

CARRIED on the voices'

There being no further business the meeting was declared closed at 4.03pm.

Minutes approved and confirmed this day of 2016.

AM Sanson

CHAIRPERSON

Minutes2016/CCL/160315 CCL Minutes