



Otorohanga District Council

MINUTES

23 April 2013

OTOROHANGA DISTRICT COUNCIL

23 April 2013

Minutes of an ordinary meeting of the Otorohanga District Council held in the Council Chambers, Maniapoto St, Otorohanga on Tuesday 23 April 2013 commencing at 10.09am.

MINUTES

Minutes are unconfirmed and subject to amendment at the next meeting of Council.

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PRESENT

Mr DF Williams (Mayor), Crs MM Baxter, S Blackler, RM Johnson, AG Ormsby, KM Phillips, DM Pilkington and RJ Prescott.

IN ATTENDANCE

Messrs DC Clibbery (Chief Executive & Engineering Manager), GD Bunn (Finance & Administration Manager), AR Loe (Environmental Services Manager) and CA Tutty (Governance Supervisor).

OPENING PRAYER

Cr Baxter read the Opening Prayer.

STAFFING MATTER

The Finance & Administration Manager introduced to Councillors Council's newly appointed Customer Services Officer, Mrs Kim Van Straalen.

CONFIRMATION OF MINUTES – 2 APRIL 2013

Resolved that the minutes of the meeting of the Otorohanga District Council held on 2 April 2013, as previously circulated, be approved as a true and correct record of that meeting.

Cr Prescott / CrJohnson

MATTERS ARISING

WALKER ROAD

Cr Pilkington queried the current situation in respect to Walker Road. The Engineering Manager replied that the road construction works were substantially completed.

FORMER OTOROHANGA HOTEL

In reply to Cr Phillips, the Environmental Services Manager advised that there had been approximately 15 gambling machines in the establishment.

REPORTS

Item 336 OTOROHANGA COMMUNITY BOARD MINUTES 14 MARCH 2013

Discussion

His Worship informed Members that Ms Elaine Prescott is the newly appointed General Manager of the Otorohanga Kiwi House. He said she has had experience overseas running various wild life parks.

Resolved

That the minutes of the meeting of the Otorohanga Community Board held on 14 March 2013 be received.

Cr Prescott / Cr Ormsby

FIRE BAN

Members were informed that the District Fire Ban was lifted last Sunday, 21 April 2013.

LAKE HUIPUTEA

Cr Phillips expressed the opinion that the recently installed Pukeko at Lake Huiputea looks fantastic. Discussion was then held on whether this statue had been positioned to present the best view to passing motorists.

Item 337 KAWHIA COMMUNITY BOARD MINUTES 22 MARCH 2013

Discussion

AOTEA SEAWALL

Cr Pilkington referred to Matters Arising, item 83, Aotea Seawall, in particular to her advice that, to date, no maintenance has been carried out on the wall as this is not required. She said however, the wall is regularly monitored.

PUTI BRIDGE

Cr Pilkington referred to her comment that the Parks & Reserves budget is already overfunded and requested that this be amended to read 'under pressure'.

KAREWA SLIPWAY

Cr Pilkington reported she has spoken to Mr Alan Rutherford regarding the Karewa slipway and that he is in the process of organising a meeting of all interested parties in order to progress the suggestion that the slipway be further developed for larger boats.

RENEWAL OF CONTRACTS

Cr Phillips referred to item 26 regarding the Renewal of Contracts 919 and 928 and expressed the opinion that in considering the awarding of these Contracts to permanent locals only is providing preferential treatment for the locals. His Worship extended an invitation to Councillors to come out to Kawhia when this particular matter is being discussed. Cr Pilkington advised that the awarding of Contracts has been well discussed on more than one occasion. Cr Phillips expressed the opinion that the Board 'should tread with care' on this matter.

Resolved

That the minutes of the meeting of the Kawhia Community Board held on 22 March 2013 be received.

Cr Pilkington / Cr Blackler

Item 338 ENVIRONMENTAL HEALTH OFFICER/LIQUOR LICENSING INSPECTOR'S REPORT FOR DECEMBER 2012 – MARCH 2013

Discussion

The Environmental Services Manager presented the Environmental Health Officer/Liquor Licensing Inspector's report for the period 1 December to 2012 to 31 March 2013.

Local Alcohol Policy

The Environmental Services Manager informed Members that to date only two completed survey forms to gauge local concerns and interest on this matter have been received by Council.

Kawhia Liquor Bylaw

Cr Pilkington reported that it looks like the Kawhia Community is in favour of a total liquor ban in public places in Kawhia. She requested that this item be placed on the Agenda for the Board

meeting to be held on 24 May 2013. Cr Pilkington further reported that Kawhia's Police Constable is completely in favour of a total ban. She said it would be proposed to introduce a total ban over the defined area that currently applies. His Worship suggested that the Otorohanga Community Board could also look at introducing a liquor ban in public places within the Otorohanga Community. It was agreed that the suggestion be discussed with the Otorohanga Police to ascertain their thoughts.

Resolved

That the Environmental Health Officer / Liquor Licensing Inspector's report for 1 December 2012 to 31 March 2013 be received.

Cr Phillips / Cr Baxter

Item 339 PLANNING REPORT FOR JANUARY TO MARCH 2013

Discussion

The Environmental Services Manager summarised a report on Resource Consents granted under delegated authority for the period 1 January to 31 March 2013.

Resolved

That the Planning Report for January to March 2013 be received.

Cr Baxter / Cr Blackler

Item 340 DISTRICT BUILDING CONTROL OFFICERS REPORT FOR JANUARY TO MARCH 2013

Discussion

The Environmental Services Manager summarised the District Building Control Officer's quarterly report on Building Consents granted. He confirmed that there has been a considerable downturn in the Building Consents granted compared to the corresponding period last year.

Resolved

That the District Building Control Officer's report for January to March 2013 be received.

Cr Pilkington / Cr Prescott

Item 341 DRAFT ANNUAL PLAN 2013/14

Discussion

The District Accountant attended the meeting and summarised the Draft Annual Plan 2013/14. Members were circulated with an amended copy of the Draft Plan. The Finance & Administration Manager highlighted changes from the original document, these being –

1. Wintec rental – Turongo Street building sold however, the income has still been retained.
2. The proposed appointment of another staff member, Organisation / Community Development Manager, has been included.
3. Used half of the salary which is allocated for an Engineering Manager for the above position.
4. Penalties on metered water income.

Members were informed that every rateable property will incur a rate increase under 3 percent over all the District including both Communities.

Cr Blackler referred to the Civil Defence activity and advised that due to the Waikato Valley Group being disbanded, the Waipa District Council has been charged with setting up a Civil Defence service between the remaining three Councils, Waipa, Waitomo and Otorohanga. She said it is the intention that the cost involved will be evenly split between the three Councils which she felt was not fair. Cr Blackler expressed the opinion that consideration should be given to 50 percent of the costs being met by Waipa and 25 percent each to both Waitomo and Otorohanga. His Worship informed Members that Council has a legislative obligation to ensure 'something' is in place for this activity. The Environmental Services Manager advised that it is proposed for a suitable Civil Defence person to spend an equal amount of time with each Council. He said Waipa has a dedicated person currently in place. Cr Pilkington suggested more discussion be held on the proposed split of costs and for Members to inform the Environmental Services Manager of their thoughts to enable him to take these back to the working group.

ROADS & FOOTPATHS

In reply to Cr Pilkington's query regarding \$55,000 being spent on operating expenditure for footpaths, the Engineering Manager advised this sum includes maintenance work not just capital.

PENALTIES ON WATER CHARGES

The Finance & Administration Manager reported that a 10 percent penalty is charged on overdue rate installments of which there are two per year. He advised that water by meter charges are levied under the Rating Act but invoiced out separately. He said water meters are read twice a year however, currently no penalty is being charged on overdue amounts. He suggested that consideration be given to introducing a 10 percent penalty on any portion of the charge for the supply of water, as separately invoiced, that is not paid by the 20th of the following month it is invoiced. Cr Blackler expressed the opinion that such a proposal would need to be considered, in the first instance, by the various water supply committees. His Worship agreed that it would be desirable to obtain a governance decision from the relevant Committees.

Following further discussion it was agreed that the proposal remain within the Annual Plan but it not be applied until a response is received from the various Rural Water Supply Committees.

FEES & CHARGES

The Environmental Services Manager made reference to the percentage increase of fees required for regulatory services under the funding review. The Chief Executive advised that in considering an increase in these fees, the principle of user pays should apply.

Cr Blackler suggested that consideration be given to increasing the current pound fees. Following discussion it was agreed that these be increased 10 percent for all animals impounded.

His Worship extended thanks to Councillors, Management and staff for their prudent management of Council's accounts.

The Finance & Administration Manager reported that a loan of \$3M has been renewed at an interest rate of 4.2 percent for 5 years which would provide a saving of approximately \$100,000 in interest per year.

Resolved

That

1. The Draft Annual Plan for 2013/14, as amended, be approved,
2. Submissions be heard at the Council meeting to be held 4 June 2013

Cr Blackler / Cr Prescott

Item 342 ROAD LEGALISATION PART TE TAHI ROAD SO 460937

Discussion

The Engineering Manager presented a report advising that Council has documents requiring consent to the legalising of part of Te Tahī Road, being the right hand side from 400 to 700m, being the 300m from the bridge. The Consent relates to land to be acquired for road and involves property owners JM Smith and R Lentge-Smith and TM & SM Wright.

Resolved

1. The Otorohanga District Council hereby consents to the Minister of Land Information declaring:
 - a. Pursuant to Sec 114 of the Public Works Act 1981 the land described in the **First Schedule** below being declared road and vested in the Otorohanga District Council.

South Auckland Land District – Otorohanga District

First Schedule - Land to be Declared Road			
<i>Area</i>	<i>Description</i>	<i>Title</i>	<i>Owners</i>
94m ²	Sec 3 SO 460937	SA67C/878	JMD Smith R Lentge-Smith
37m ²	Sec 4 SO 460937	SA71A/916	TM & SM Wright O'Shea Trustees Ltd

2. The Mayor and Chief Executive of Otorohanga District Council be authorised to sign and seal any documentation necessary to legalise plan SO 460937, subject to further discussion of the Section 115 Certificate with Mr Peter Cotter.

Cr Baxter / Cr Phillips

Item 343 ROAD LEGALISATION PART SIRCOMBE ROAD SO 45419

Discussion

The Engineering Manager summarised a report advising that Council has documents requiring consent to the legalising of part of Sircombe Road, being the first 1.5km from Rangiatea Road involving property owners Walters Holdings 2008 Ltd and BJ & VE Southall. He said the Consent relates to land to be acquired for road and severances and road to be stopped and vested in adjoining properties.

Resolved

That

1. The Otorohanga District Council hereby consents to the Minister of Land Information declaring:
 - a. Pursuant to Sec 114 of the Public Works Act 1981 the land described in the **First Schedule** below being declared road and vested in the Otorohanga District Council.
 - b. Pursuant to Sec 116 and 117 of the Public Works Act 1981 the road described in the **Second Schedule** below being stopped and vested in the adjoining properties by way of amalgamation with the title listed and being subject to existing mortgages recorded on the title.
 - c. Pursuant to Sec 119 of the Public Works Act 1981 the land described in the **Third Schedule** below being taken for severance from Walters Holdings Ltd and vested in BJ & VE Southall.

South Auckland Land District – Otorohanga District

First Schedule - Land to be Declared Road			
<i>Area</i>	<i>Description</i>	<i>Title</i>	<i>Owners</i>
627m ²	Marked 24.8p on SO 45419	CFR 267238	BJ & VE Southall
3811m ²	Marked 6.9p, 0-1-31.6, 0-1-32.2 on SO 45419	CFR SA1112/278	Walters Holdings
2271m ²	Marked 4.8p, 34.7p, 0-1-10.3 on SO 45419	CFR SA212/297	Walters Holdings
2600m ²	Marked 0-2-22.8 on SO 45419	CFR SA713/143	Walters Holdings
98m ²	Marked 3.9p on SO 45419	CFR 267237	Walters Holdings
Second Schedule – Road to be Stopped and Vested by Amalgamation in Adjoining Properties			
<i>Area</i>	<i>Description</i>	<i>Title</i>	<i>Owners</i>
4289m ²	Marked 0-2-08.3, 0-2-01.3 on SO 45419	CFR 267238	BJ & VE Southall
422m ²	Marked 17.5p on SO 45419	CFR SA1112/278	Walters Holdings
3232m ²	Marked 0-3-07.8 on SO 45419	CFR SA212/297	Walters Holdings
336m ²	Marked 13.3p on SO 45419	CFR SA713/143	Walters Holdings
Third Schedule – Land to be Taken for Severances and Amalgamated with CFR 267238			
<i>Area</i>	<i>Description</i>	<i>From (Owner)</i>	<i>To (Owner)</i>
1287m ²	Marked 32.8p and 18.1p on SO 45419	Walters Holdings	BJ & VE Southall

- The Mayor and Chief Executive of Otorohanga District Council be authorised to sign and seal the Consent as Caveator related to the Caveat Council held on titles CFR 267237 and CFR SA212/297 being Walters Holdings (2008) Ltd related to the stock underpass on this section of Sircombe Road.
- The Mayor and Chief Executive of Otorohanga District Council be authorised to sign and seal any documentation necessary to legalise plan SO 45419.

Cr Johnson / Cr Phillips

Item 344 ODC MATTERS REFERRED FROM 2 APRIL 2013

NZTA – REVIEW OF FUNDING ASSISTANCE RATE (FAR)

The Engineering Manager referred to an email he had forwarded to Councillors providing a draft submission for forwarding to NZTA on the review of the FAR for roading, to retain the status quo. He said the submission is along a similar vein to that of the Regional Transport Committee.

It was agreed that all items on Matters Referred have been attended to and therefore they can be deleted.

GENERAL

SEWERAGE DISCHARGE

Cr Prescott referred to the previous problems associated with the sewerage discharge facility on the Main North Road to which disposal trucks connect onto. He queried whether this matter had been followed up. The Engineering Manager replied that he has spoken to the Services team however, he will follow the matter up again.

SECURITY – NOISE CONTROL

Cr Prescott queried the hours of noise control undertaken by the local Security Officer. The Environmental Services Manager replied he understood the Security Officer is responsible for noise control seven days a week from 9.00pm to 5.00am. Cr Prescott expressed concern over a particular issue. The Environmental Services Manager undertook to follow up on the issue however, he said he would like to see a comprehensive review undertaken of the Security Patrol within the Otorohanga Community. His Worship advised that the Otorohanga Business Association controls the Service, Council has an interest due to its administration of the Contract.

MITRE 10 PROPERTY

Cr Prescott reported that the boundary fence on Mitre 10's property is still propped up. The Engineering Manager replied that Council had agreed to contribute half of the costs incurred in reinstating the fence. He undertook to follow the matter up.

Cr Prescott referred to a proposed gate to be installed in the fenceline and advised that he had left this matter up to the property owner to approach the NZ Fire Service.

KCB FORUM

Cr Pilkington reported that the Kawhia Community Forum had met earlier this month with some progress being made and strategies prepared. She said the Forum had recommended a total liquor ban however, a further meeting of the Community is required to fine tune this issue before a public meeting proposed to be held in early May.

WORLD WAR 1 LYCH GATE

Cr Pilkington reported that His Worship and herself had attended the dedication of the restored WW1 Memorial lych gate at the Anglican Church. She said an excellent job has been made of the restoration and it is a credit to all those involved.

FUNDING ASSISTANCE RATE REVIEW

Cr Blackler reported she attended a recent workshop on the Funding Assistance Rate (FAR) review and that the preferred option did not favour this District. She referred to the contribution this District makes and that the data produced is so unreliable. Cr Blackler expressed the need for new information to be provided as to what is actually coming off the farms.

OTOROHANGA DISTRICT DEVELOPMENT BOARD

Cr Baxter reported he had attended a recent meeting of the Otorohanga District Development Board which he found very enlightening and suggested other Members should attend when they get an opportunity.

TE KAWA WEST CROSSROADS

Cr Baxter referred to the recent re-sealing work carried out at the Te Kawa West crossroads and reported that the temporary signs were taken away too early thus creating a dangerous situation with loose chips.

WAIPA DISTRICT COUNCIL – CYCLING VELODROME

Cr Baxter referred to the \$1M grant from the Waipa District Council to the Cycling Velodrome project and presented a breakdown of this contribution from the Waipa District Council's perspective.

RAUKAWA CHARITABLE TRUST BOARD – JOINT MANAGEMENT AGREEMENT

The Environmental Services Manager reported he attended the first meeting of the Raukawa Charitable Trust Board to process the finalisation of a Joint Management Agreement in respect of that section of the Waikato River that lies within the Otorohanga District. He said the Trust Board wish for the Joint Management Committee to remain to assist in building dialogue between the interested parties. The Environmental Services Manager advised that they will have an annual meeting which will tie in with Council's Agenda with submissions through the Annual Plan.

HAMILTON AIRPORT

His Worship advised that an interim Director has been appointed to the Hamilton Airport Ltd. He said there appears to be tension within the group of owners and that Shareholders are frustrated with the current Board, in particular not identifying opportunities for the airport.

LOCAL GOVERNMENT NZ 2013 CONFERENCE

His Worship informed Members that the LGNZ Conference is to be held in Hamilton 21-23 July 2013.

ZONE 1 & 2

His Worship advised that Otorohanga will be hosting the Zone 1 & 2 meeting on 17 May 2013.

ANZAC DAY

His Worship reminded Members of the ANZAC Day commemorations to be held this Thursday in Otorohanga and Kawhia.

RESEALS CONTRACT

The Engineering Manager reported that the reseals Contract was commenced approximately three weeks ago with the first weeks work being undertaken in suitable weather. He said however, with the recent rain, the Contract work is only approximately half way through and it is hoped that the weather will turn to allow the sealing to continue. He said should there be adverse weather conditions then this work may be deferred.

Item 345 WATER SERVICES DISASTER INSURANCE CONFIDENTIAL

MOTION TO EXCLUDE THE PUBLIC

"THAT the Otorohanga District Council, pursuant to Section 48, Local Government Official Information and Meetings Act 1987, resolves that the public be excluded from the following parts of the proceedings of this meeting.

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 or Section 6 or Section 7 or Section 9 of the Official Information Act 1982, as the case may require, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public."

Cr Baxter / Cr Pilkington

MEETING CLOSED

The meeting concluded at 12.30pm.

MAYOR:

DATE: