

Minutes of the meeting of the Council held in the Council Chambers, Waipa District Council Offices, 101 Bank Street, Te Awamutu on 27 September 2005 commencing at 9.00am.

Opening Prayer

1 MEMBERS

His Worship the Mayor AD Livingston

Members

EH Barnes, RJ Cooper, AJH Empson, GC Flay, GH Jull, PL Lee, EC Newlands – from item 3, GG Scaramuzza, DL Sharpe, BJ Taranaki, BS Thomas, GRP Webber

Staff

Chief Executive (JC Inglis), Deputy Chief Executive (GD Dyet) – from item 5.6, Group Manager Finance (S Kew) – item 15, Group Manager Assets, Community & Business Services (JM Mills) – from 3.45pm, Marketing & Events Manager (W Green), Communications Support Officer (Jacqui Humm) – until item 6, Committee Secretary (C Plowright)

Public – 3

2 APOLOGIES

Nil.

3 LATE ITEMS

Councillor Lee asked for an item concerning recent reports in the media on enforcement measures proposed by Environment Waikato to prevent the pollution of waterways by farmers. Mayor Livingston said there was no urgency attached to this item and it could be discussed at the October Policy Committee.

[Councillor Newlands joined the meeting at 9.03am.]

Councillor Cooper said he was concerned that from 1 January 2006 there will be no more permits issued for stock to cross the road in the Waikato District. Later in the meeting Councillors were advised that there are no plans to do the same in Waipa District.

Councillor Barnes asked for an update on the removal of heavy vehicles from Te Awamutu's CBD. Mayor Livingston said that issue would be addressed as a matter arising from the Council minutes along with issues relating to Selwyn Park.

Councillor Webber asked for advise on the use of Victoria Square, Cambridge and repair of damage caused by events such as the Gypsy Fair Weekend. Later in the meeting Councillors were advised that use of Victoria Square can be booked through Council's Customer Service staff and the recent damage is thought to be minimal. Mayor Livingston said the Cambridge Community Board would receive a full response to their concerns regarding this issue.

4 CONFIRMATION OF ORDER OF MEETING

File: 01-22-21

Mayor Livingston said item 13 would be taken at 10.30am, when Council's Solicitor would be in attendance, and item 15 would be taken at 11.00am to allow discussion with the Director of Audit New Zealand on Council's Annual Report.

RESOLVED

1/05/164

That the order of the meeting be confirmed subject to the above alterations.

Cr Sharpe/Cr Jull

5 MINUTES OF PREVIOUS MEETINGS

File: 01-22-21

Minutes of meeting held on 30 August 2005 were included in the agenda.

RESOLVED

1/05/165

*That the minutes of the meeting of the Waipa District Council held on 30 August 2005, having been circulated, be taken as read and confirmed as a correct record subject to amendment of the word "**Neal**" with "**Neill**" on page two.*

Cr Taranaki/Cr Thomas

Matters Arising -

5.1 Selwyn Park Toilet Block

File: 01-51-15

Councillor Empson said the design for the new toilet block provides for more space on the male side of the building than on the female side, which is unlike the usual design for toilet blocks. Councillor Barnes asked if the facility would cater for breastfeeding mothers.

With respect to the heavy traffic issue raised by Councillor Barnes under item three, Mr Dyet said Opus Consultants have identified five options for addressing this issue and these are currently being circulated to shop owners in the CBD to canvas their opinion. Group Manager Assets, Community and Business Services, John Mills, said the concept plan for Te Awamutu has been put on hold until a solution to the heavy traffic issue has been found. Several Councillors expressed frustration at the length of time it has taken to resolve this issue and Mr Dyet said he would obtain an update from the consultants.

5.2 Establishment of a Waikato Region Council Controlled Organisation (CCO)

File: 01-69-04

Res: 2/05/69

The Chief Executive said Council's concern about the appointment of directors to the CCO has been made to the officers group managing the CCO and staff will follow this up.

5.3 Te Awamutu Events Centre – Café

File: 15-03-01

The Chief Executive said a hot drinks vending machine would be installed at the Events Centre within the next few weeks.

5.4 Kahikatea Park, Ohaupo

File: 01-51-18

Res: 1/05/136

Deputy Chief Executive, Garry Dyet, said staff are currently negotiating the purchase of the section owned by the Edwards Estate.

5.5 Signage on Footpaths

File: 45-02-14

Councillor Scaramuzza said the signage prohibiting cycles and skateboards in the Cambridge CBD has not been put back up since the CBD upgrade. The Chief Executive said the Public Places Bylaw controls that activity and Council's Enforcement Officer would be asked to look into signage and enforcement of the bylaw.

5.6 Major Projects Feasibility Study

File: 01-22-17

Res: 1/05/146

Councillor Taranaki asked if any progress has been made with the formation of a working group to drive the Cambridge covered pool project. Mayor Livingston said he had spoken to the Cambridge Swimming Club about who might be suitable to sit on the working group. He said the group would work on determining where the pool should be sited and the type of facility that is required. The Chief Executive said staff are putting together a brief that clearly defines the scope of the project and would be appointing someone to manage it.

Councillor Empson asked if staff could keep the Te Awamutu Marist Rugby Club advised about what might be happening with Te Awamutu soccer facilities.

5.7 Matakītaki Pa Working Party

File: 04-03-39

The Chief Executive said that following Council's decision to establish a Matakītaki Pa Working Party of five members, appointments have been made as follows -

Alan Hall	Waipa Heritage Council representative
Neville Ritchie	Waipa Heritage Council representative
Bruce Thomas	Waipa District Council representative
Haupai Puke	Purekireki Marae representative
Unnamed	Council staff member

6 COUNCIL COMMITTEE MINUTES

6.1 Policy Committee

File: 01-85-12

Minutes of meeting held on 12 September 2005 were included in the agenda.

RESOLVED

1/05/166

That the unconfirmed minutes of the meeting of the Policy Committee held on 12 September 2005 be received.

Cr Cooper/Cr Empson

Matters Arising

a) Te Awamutu Museum – Integration of Staff with Council

File: 02-13-07

Res: IC2/05/04

RESOLVED

1/05/167

That -

- a) *A Memorandum of Understanding with the Te Awamutu Museum be entered into, and that it be signed by the Chief Executive and/or Mayor on behalf of Council.*
- b) *Council assume responsibility, as soon as practicable, for the day-to-day management and operation of the Te Awamutu Museum in accordance with the provisions of the Memorandum of Understanding, subject to any outstanding management matters being resolved to the satisfaction of the Chief Executive.*

Cr Empson/Cr Taranaki

The Chief Executive said the changes for Te Museum staff would take place in October 2005.

6.2 Regulatory Committee

File: 01-89-04

Minutes of meeting held on 29 August 2005 were included in the agenda.

RESOLVED

1/05/168

That the confirmed minutes of the meeting of the Regulatory Committee held on 29 August 2005 be received.

Cr Sharpe/Cr Newlands

6.3 Maungatautari Reserve Committee

File: 01-85-26

Minutes of meeting held on 14 September 2005 were included in the agenda.

RESOLVED

1/05/169

That the unconfirmed minutes of the meeting of the Maungatautari Reserve Committee held on 14 September 2005 be received.

Cr Cooper/Cr Flay

In response to a point made by Councillor Jull about the format of these minutes, the Chief Executive said the Maungatautari Reserve Committee is a standing committee of Council and the minutes should have the same format and formality as other standing committees.

6.4 Iwi Consultative Committee

File: 01-89-08

Minutes of meeting held on 7 September 2005 were included in the agenda.

RESOLVED

1/05/170

That the unconfirmed minutes of the meeting of the Iwi Consultative Committee held on 7 September 2005 be received.

Cr Sharpe/Cr Lee

Matters Arising -

6.4.1 Representation Review/Maori Representation

File: 01-70-04

Res: 7/05/51

Councillor Sharpe asked if Nga Iwi Toopu o Waipa (NITOW) had provided any feedback on this issue. Deputy Chief Executive, Garry Dyet, said staff plan to attend the next NITOW meeting to explain the representation issue and the implications of the Resource Management Amendment Act.

6.4.2 Kihikihi Wastewater Project

File: 85-11-04

In response to a question from Councillor Scaramuzza, Deputy Chief Executive, Garry Dyet, said this issue was discussed at a recent Funding Workshop when a preference was expressed to not levy existing Kihikihi residents an additional fee for connection to the new sewerage scheme and this is the basis for the Long Term Council Community Plan (LTCCP).

There was discussion concerning the possibility of connecting a number of properties in areas such as Park Road and Golf Road to the sewerage scheme. The Chief Executive said the scheme is based on the residential area of Kihikihi. He said it might be possible to address other areas once the scheme is operational. The Chief Executive was asked to ensure residents in those outer areas are aware of the situation.

6.5 Pirongia Ward Consultative Committee

File: 01-89-07

Minutes of meeting held on 15 September 2005 were included in the agenda.

RESOLVED

1/05/171

That the unconfirmed minutes of the meeting of the Pirongia Ward Consultative Committee held on 15 September 2005 be received.

Cr Sharpe/Cr Thomas

Matters Arising -

6.5.1 Community Discretionary Grants

File: 01-31-12

Res: 8/05/15 & 16

RESOLVED

1/05/172

That Pirongia Ward Community Discretionary grants be awarded as follows:

<i>Christmas Under the Stars</i>	\$500
<i>Hamilton Fish and Game</i>	\$1,500
<i>Hamilton Kart Club</i>	\$600
<i>Kaipaki Church Trust</i>	\$750
<i>Ohaupo Bowling Club</i>	\$300
<i>Ohaupo Community News</i>	\$500
<i>Ohaupo School</i>	<i>no allocation</i>
<i>Parenting with Confidence</i>	<i>no allocation</i>
<i>Paterangi Charitable Trust</i>	\$600
<i>Pirongia Bowling Club</i>	\$300
<i>Pirongia Historic Visitor Centre</i>	\$750
<i>Pirongia Playcentre</i>	\$600
<i>Pirongia Te Aroaro o Kahu Restoration Society</i>	\$750
<i>Pirongia Tennis Club</i>	\$500
<i>Royal NZ Plunket Society Pirongia Sub Branch</i>	\$300
<i>Te Awamutu Alive Promotions Group</i>	\$200
<i>Te Awamutu Community Public Relations</i>	\$300
<i>Te Awamutu Municipal Band</i>	\$450
<i>Te Awamutu Netball Centre</i>	\$300
<i>Waikato Cycling Sports Academy</i>	\$800

Cr Sharpe/Cr Thomas

Councillor Sharpe said because of changes to legislation Hamilton Kart Club and Pistol Club are now required to pay rates as lessees of non-Council owned land and there are a number of other clubs in Waipa District that will be affected in the same way. She said Council has recently reviewed its policy to ensure there is equality amongst sports clubs but because of the changes to legislation some clubs would now be disadvantaged.

RESOLVED

1/05/173

That investigations are made into the rating of the Hamilton Kart Club and the Hamilton Pistol Club, and any other clubs throughout the District in the same situation, due to the changes in legislation as they affect lessees on non-Council owned land. If approved, the appropriate source of reimbursement is to be considered.

Cr Sharpe/Cr Newlands

6.5.2 Requests for Funds – Minor Community Works

File: 75-06-05

Res: 8/05/17

RESOLVED

1/05/174

That allocations be made from the Pirongia Ward Minor Community Works Fund to Paterangi School (carpark sealing) \$2,500; Ohaupo School (design work for entranceway) \$2,500; Ngahinapouri School (playground equipment) \$2,500 and Pirongia Playcentre Carpark \$2,500.

Cr Thomas/Cr Sharpe

6.5.3 Requests for Funds – Reserve Contribution Funds

File: 01-22-17

Res: 8/05/13

Councillor Sharpe said the Committee had identified two projects (Ohaupo Memorial Park walkway and Kaipaki Hall Carpark) that it felt should be included in Council's list of reserve development projects. The Chief Executive said both projects could be included in the list and then prioritised.

RESOLVED

1/05/175

That the following works be included on a work list and funded from the Reserve Contribution Fund -

- a) *Ohaupo Memorial Park footpath*
- b) *Kaipaki Hall Carpark to be undertaken when the roading upgrade takes place in the vicinity.*

Cr Sharpe/Cr Thomas

7 COMMUNITY BOARD MINUTES

7.1 Cambridge

File: 01-21-14

7.1.1 Minutes of meeting held on 7 September 2005 were included in the agenda.

RESOLVED

1/05/176

That the unconfirmed minutes of the meeting of the Cambridge Community Board held on 7 September 2005 be received.

Cr Webber/Cr Taranaki

a) Proposed Public Toilet – Te Ko Utu Park

File: 01-51-21

Res: 5/05/218 & 219

The Chief Executive said the Cambridge Community Board's recommendations concerning the location and design of the proposed public toilet and the installation of a drinking fountain nearby would be considered at the design stage of the project.

b) Sale of Reserve Lands

File: 60-12-01

Res: 5/05/222

The Chief Executive said staff would investigate and report back to the Cambridge Community Board on its request to sell several reserve lots in residential Leamington and use the funds for the purchase of community reserves in the new northern subdivisions.

7.1.2 Minutes of meeting held on 14 September 2005 were included in the agenda.

RESOLVED

1/05/177

That the unconfirmed minutes of the meeting of the Cambridge Community Board held on 14 September 2005 be received.

Cr Taranaki/Cr Scaramuzza

[The meeting adjourned at 10.15am and reconvened at 10.38am when items 13 and 15 were taken. The meeting then adjourned for lunch at 12.04pm and reconvened at 1.00pm when items 11 and 12 were taken. The meeting then adjourned at 1.08pm for a Councillor's Workshop and reconvened at 3.45pm.]

7.2 Te Awamutu
File: 01-21-13

7.2.1 Minutes of meeting held on 16 August 2005 were included in the agenda.

RESOLVED

1/05/178

That the confirmed minutes of the meeting of the Te Awamutu Community Board held on 16 August 2005 be received.

Cr Barnes/Cr Empson

7.2.2 Minutes of meeting held on 20 September 2005 to be included in the October Council agenda.

Due to limited time it was agreed that items 8 (Councillors reports from conferences, seminars and meetings attended on behalf of Council), 9 (Use of Council Seal) and 10 (Notifiable contracts let) would be carried forward to the October 2005 Council agenda.

11 ADOPTION OF SISTER CITIES POLICY

File: 01-80-03

RESOLVED

1/05/179

That having sought comment from Community Boards and other stakeholders, the proposed Waipa District Council policy on Sister Cities be confirmed as follows -

SISTER CITIES

Council recognises that formal relationships with international local government agencies can enhance the cultural, social, economic and environmental well-being of Waipa District residents. Council will maintain existing Sister City relationships by agreement with the Sister City partner, and enter into new relationships by agreement but subject to the relationship directly enhancing the well-being of District residents.

When the opportunity arises to consider entering into Sister City relationships, Council will:

- *Have the sole discretion on behalf of District residents to accept or decline the opportunity. This discretion will not limit Council from consulting Community Board and appropriate local agencies, groups or individuals when considering such opportunities;*
- *Not prevent relationships being established or maintained between community groups or individuals, but may not provide funding or resources to support those links;*

For all Sister City relationships Council will:

- *Be the signatory on behalf of District residents;*
- *Take a lead or coordinating role in the maintenance and enhancement of these relationships;*
- *Provide an appropriate level of funding / resourcing to maintain the relationship, whilst ensuring the well-being of residents is enhanced; and,*
- *Monitor and report on the level to which the relationships enhance the well-being of Waipa residents.*

Council acknowledges that Sister City relationships:

- *Should not impose a financial burden on either partner, and official delegations will be sanctioned only by mutual consent, with each delegation paying all of its own expenses except where the host partner agrees to extend hospitality;*
- *Should not be affected by changes to elected members or staff of either organisation;*
- *May cease to enhance the well-being of District residents and, in such cases, may be terminated by mutual agreement with the relationship partner. In such cases the links established between individuals and community groups during the course of the formal relationship may continue, although Council may choose to not commit funding or resources to support those links;*

- *Benefit from the involvement of community groups in fostering relationships with other community groups. While Council will work with these groups to maximise the benefits from sister city relationships, it is not expected that any financial resources will be provided to support the activities of these groups.*

Cr Webber/Cr Lee

Councillor Newlands asked if Te Awamutu's Sister City arrangement with Moree would be regarded as existing or a newly formed relationship. Mayor Livingston said the sister city relationship between Council and Moree has been in recess for a number of years and once Council has adopted a Sister Cities Policy it can then decide whether it wishes to renew that relationship. It was noted that Councillor Flay has recently visited Moree Shire Council and has a report to table on his visit. Mayor Livingston suggested that Councillor Flay table his report at the October Policy Committee meeting and it could then be decided whether a relationship with Moree would comply with Council's Sister Cities Policy.

Councillor Taranaki asked whether Council would provide a budget for Sister Cities or whether they would continue to be funded from Community Board discretionary grants. The Chief Executive said the next step, after adoption of the Policy, would be for Council to find out what activities the groups would like to pursue over the next few years so a budget can be decided.

12 ADOPTION OF MAUNGATAUTARI RESERVE MANAGEMENT PLAN

File: 04-03-50

Maungatautari Reserve Management Plan was distributed separately with the agenda.

RESOLVED

1/05/180

That having prepared the draft Maungatautari Reserve Management Plan, and sought and considered submissions in accordance with the provisions of the Reserves Act 1997, the proposed Maungatautari Reserve Management Plan be adopted and referred to the Minister of Conservation for approval.

Cr Cooper/Cr Taranaki

13 PROPOSED 400KV TRANSMISSION LINES

File: 40-02-10

The Chief Executive explained that, subsequent to the agenda being sent out, he had been advised that the item should be taken with the public excluded to maintain legal professional privilege.

RESOLUTION TO EXCLUDE THE PUBLIC

File: 01-37-01

(Section 48, Local Government Official Information and Meetings Act 1987)

RESOLVED

1/05/181

That the public be excluded from the following parts of the 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:

Item No	Minutes/Report of:	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 the passing of this resolution
13		Proposed 400Kv Transmission Lines	Good reason to withhold exists under section 7	Section 48(1)(a)

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 relevant part of the proceedings of the meeting in public are as follows:

Item No		
13	To maintain legal professional privilege	Section 7(2) (g)

Cr Newlands/Cr Taranaki

[The public were readmitted to the meeting at 11.25am.]

14 REPORTING OF RESOLUTIONS MADE IN PUBLIC EXCLUDED SESSION

Proposed 400Kv Transmission Lines

File: 40-02-10

RESOLVED

IC1/05/06

That -

- a) *Council take such steps as may be necessary to support the Polices and Rules of the Waipa District Plan in relation to the proposal by Transpower to construct a 400 kilovolt power cable through the Karapiro Special Landscape Character Area.*
- b) *As necessary, Council should contend that either the power line should follow the previously proposed eastern route where it will not interfere with the Karapiro Special Landscape Character Area (notwithstanding that this may result in the line passing through a portion of Matamata Piako District Council) or that the line be undergrounded through the Karapiro Special Landscape Character Area.*

Cr Sharpe/Cr Newlands

RESOLVED

IC1/05/07

That -

- a) *As one of the Councils affected by the proposed Transpower 400Kv line Council participate in the proposal that the Regulatory Processes be co-ordinated by a group containing a representative from each of the Councils.*
- b) *Waikato Regional Council be appointed to administer the process on behalf of all of the involved Councils.*
- c) *Phil Mitchell and Associates be appointed as a consultant to prepare a report on behalf of the joint Councils.*
- d) *The Chief Executive be authorised to sign an agreement giving effect to the above provisions on terms and conditions approved by Council's solicitors.*

Cr Webber/Cr Lee

15 FINANCIAL REPORTS

File: 01-84-16

- 15.1 Financial Report to Council for the Period Ended 31 August 2005 was included in the agenda.**

RESOLVED

1/05/182

That the report of Group Manager Finance for the period ended 31 August 2005 be received.

Cr Newlands/Cr Taranaki

15.2 Annual Report and Summary for year ended 30 June 2005

File: 01-84-24

Annual Report and Summary for the Year Ended 30 June 2005 was distributed separately with the agenda.

Audit Director, Ben Halford, and Audit New Zealand Manager for Waipa District Council, Sandra Labuschagne, attended the meeting to discuss the Annual Report with Council.

Group Manager Finance, Shelagh Kew, explained that some presentation and formatting changes had been made to the draft Annual Report since it was presented to Council on 30 August. A list of the changes had been provided with the Annual Report.

Audit Director, Ben Halford, congratulated Council on the unqualified opinion that has been issued. He said Council has signed off on the report earlier than last year and has ended the year in a sound financial position. He said Council's management control environment continues to be effective and there are no issues of concern to Audit New Zealand. He thanked the Chief Executive and Mrs Kew and her team for their proactive approach to the audit which made it easier for the auditors to do their job.

Mr Halford answered questions from Councillors and provided comment on the Report.

Mr Halford said the Long Term Council Community Plan (LTCCP) would require a lot of work from management and Audit New Zealand (ANZ) over the next nine months. He said ANZ would be visiting Council in November 2005 and around February 2006 to check on how the LTCCP process is progressing.

RESOLVED

1/05/183

That Council adopt the Annual Report for the year ended 30 June 2005.

Cr Cooper/Cr Newlands

Mayor Livingston thanked Mr Halford for his comments and said Council appreciated the good working relationship that it has with ANZ.

[The meeting adjourned for lunch at 12.04pm and reconvened at 1.00pm when items 11 and 12 were taken. The meeting then adjourned at 1.08pm for a Councillor's Workshop and reconvened at 3.45pm when item 7.2 was taken.]

Due to limited time it was agreed that items 16.1 (minutes of Waipa Heritage Council meetings held 18 August and 15 September 2005) and Ratepayer Association Reports (minutes of Te Pahu Ratepayer Association meeting held 4 August 2005 and minutes of Ohaupo Ratepayer Association meeting held 23 August 2005) would be carried forward to the October 2005 Council agenda.

The meeting was declared closed at 4.03 pm.

CONFIRMED

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MAYOR

Completed and despatched 30 September 2005
Next Meeting: Tuesday 25 October 2005