

Minutes of a meeting of the Council held in the Council Chambers, Waipa District Council Offices, 101 Bank Street, Te Awamutu on Tuesday 26 September 2006 commencing at 9.00am.

Opening Prayer

1 ATTENDANCE

His Worship the Mayor AD Livingston

Members

EH Barnes, RJ Cooper, GC Flay, GH Jull, PL Lee, EC Newlands – from item 3 and except for part of item 5 and items 18 & 19, GG Scaramuzza, DL Sharpe, BS Thomas, GRP Webber

Staff

Acting Chief Executive (GD Dyet), Group Manager Finance (S Kew) – items 11 & 12, Group Manager Assets, Community & Business Services (JM Mills) – from item 7.1, Secretary (C Plowright)

Public – 1

2 APOLOGIES

RESOLVED

1/06/172

That apologies for absence be received from Councillors Empson and Taranaki.

Cr Sharpe/Cr Thomas

[Councillor Newlands joined the meeting at 9.06am.]

3 LATE ITEMS

Councillor Barnes asked for a late item on recycling issues following the recent announcement that residents will no longer be able to drop off glass at recycling centres in Te Awamutu.

RESOLVED

1/06/173

That a late item be included in the agenda on recycling issues. This item was not included in the agenda at the time of preparation as the matter has only recently come to Councillors' attention. This item cannot wait until another meeting as an update would be of general interest to Council and the community.

Barnes/Sharpe

Councillor Webber asked if a late item could be included in the agenda on the independent rates enquiry mentioned in a recent communication from Local Government New Zealand.

RESOLVED

1/06/174

That a late item be included in the agenda on the proposed independent rates enquiry. This item was not included in the agenda at the time of preparation as the matter has only recently come to Councillors' attention. This item cannot wait until another meeting as Council needs to know whether it is able to have an input into this process.

Cr Webber/Cr Thomas

4 CONFIRMATION OF ORDER OF MEETING

File: 01-22-21

RESOLVED

1/06/175

That the order of the meeting be confirmed subject to item 12 being taken at 9.30am.

Cr Cooper/Cr Barnes

5 VISITORS

Waikato Western Area Commander, Inspector Rob Lindsay, and Sergeant Gordon Grantham from Cambridge Police Station attended the meeting at 12.15pm to discuss general policing issues, including a Safer Community Council. They joined Councillors for lunch at 12.48pm.

6 MINUTES OF PREVIOUS MEETINGS

File: 01-22-21

Minutes of meeting held on 29 August 2006 were included in the agenda.

RESOLVED

1/06/176

That the minutes of the meeting of the Waipa District Council held on 29 August 2006, having been circulated, be taken as read and confirmed as a correct record subject to the following amendments -

- a) *Item 12, page 21 of the minutes, amend “and” to “an” in the first paragraph.*
- b) *Item 19.1, page 27 of the minutes, delete “be” in the last line of resolution 1/06/170 and insert a full stop after “channels”.*
- c) *Item 20.1, page 28 of the minutes, insert “and that the proposed upgrade will not solve the congestion problem” at the end of the first sentence.*

Cr Flay/Cr Sharpe

Matters Arising -

6.1 Transit Plan for Victoria Street, Cambridge

File: 55-35-13

Acting Chief Executive, Garry Dyet, said Council’s Engineering and Utilities Manager is meeting with Transit New Zealand representatives to discuss the proposed alterations and related traffic and pedestrian issues. Mayor Livingston asked for the outcome of those discussions to be conveyed to Councillors.

[Councillor Lee left the meeting at 9.16am.]

6.2 Rukuhia Hall

File: 15-11-24

Councillors were advised that Group Manager Assets, Community and Business Services, John Mills, and Rukuhia Hall Committee members will be meeting with the successful tenderer for construction of the new hall to discuss cost savings. The contract is due to start end November/beginning December 2006.

6.3 Overlander Train Service

File: 65-23-01

Councillors were advised that a letter has been sent on behalf of Council to support continuation of the Overlander service.

6.4 Establishment of a Charter with the Waikato Mounted Rifles Squadron

File: 01-21-02

Res: 1/06/156

Councillors were advised that a report is being prepared for presentation to the October Council meeting.

[Councillor Lee rejoined the meeting at 9.20am.]

6.5 Pirongia Endowment Land Acquisition – Pirongia Residents and Ratepayers Association

File: 01-84-16

Acting Chief Executive, Garry Dyet, said the Ratepayers Association has been advised that staff are unable to attend the meeting on 4 October, as hoped, due to workloads.

7 COUNCIL COMMITTEE MINUTES

7.1 Iwi Consultative Committee

File: 01-89-08

Minutes of meeting held on 6 September 2006 were included in the agenda.

RESOLVED

1/06/177

That the unconfirmed minutes of the meeting of the Iwi Consultative Committee held on 6 September 2006 be received.

Cr Sharpe/Cr Barnes

Matters Arising -

7.1.1 Road Naming Policy

File: 55-28-12

Res: 7/06/33

Referring to comment at the meeting about a lack of Maori road names in urban parts of the District, Councillor Webber said that on a per kilometre basis this is more than made up for in rural areas where Maori road names are prevalent.

7.1.2 Retirement of Chairperson – Nga Iwi Toopu o Waipa

File: 62-01-01

Mayor Livingston said Nga Iwi Toopu o Waipa has appointed Council's Community Liaison Officer, Chuck Davis, as acting Chairperson without voting rights until a new Chairperson is appointed. It was suggested that a letter of appreciation be sent to Sonny Karena on his retirement from this position.

7.1.3 Waste Management

File: 92-03-01

Councillor Jull commented on the prominent signs that have been placed at the entrance to Tokanui warning people not to dump rubbish. He congratulated Council staff for cleaning up this problem area. Acting Chief Executive, Garry Dyet, said a report is being presented to the next Policy Committee meeting concerning the introduction of instant fines for littering.

Councillor Webber said the Cambridge Community Board has asked for an update on recycling issues and Mayor Livingston suggested that information also be provided to Councillors together with the proposed recycling arrangements with schools.

7.2 Policy Committee

File: 01-85-12

Minutes of meeting held on 11 September 2006 were included in the agenda.

RESOLVED

1/06/178

That the unconfirmed minutes of the meeting of the Policy Committee held on 11 September 2006 be received.

Cr Cooper/Cr Flay

[Item 12 was taken at 9.35am and then the meeting adjourned at 10.17am. The meeting reconvened at 10.56am.]

8 COMMUNITY BOARD MINUTES

8.1 Cambridge File: 01-21-14

8.1.1 Minutes of meeting held on 6 September 2006 were included in the agenda.

RESOLVED

1/06/179

That the unconfirmed minutes of the meeting of the Cambridge Community Board held on 6 September 2006 be received.

Cr Webber/Cr Thomas

Matters Arising -

a) Pedestrian Crossing File: 55-26-06 Res: 5/06/258

The Cambridge Community Board has recommended that a pedestrian crossing be installed across State Highway One on Queen Street at its intersection with Lake Street and incorporated with the traffic lights. Councillors were advised that the proposed pedestrian crossing is situated in an area with complex traffic management issues on State Highway One which is under the control of Transit New Zealand. Council staff are investigating the significant issues surrounding such a proposal and will report back to Council when these investigations are complete.

Acting Chief Executive, Garry Dyet, said Engineering and Utilities Manager, John Kerr, would be discussing the proposal, along with other related traffic and pedestrian issues, when he meets with Transit New Zealand.

b) Land Offered for Sale – Piarere Domain

File: 60-06-11

Res: 5/06/261

Councillors were advised that the Cambridge Community Board's request concerning the possible purchase of land adjacent to the Piarere Water Ski Club is being investigated and will be reported to Council when all the necessary information is available.

c) Street Names in Cambridge

File: 55-28-12

Res: 5/06/255

Councillors were reminded that, at its meeting on 14 August 2006, the Policy Committee considered a proposed review of the street naming policy and resolved that the proposed policy be referred to the Community Boards, Pirongia Ward Consultative Committee and Nga Iwi Toopu o Waipa for comment.

The Cambridge Community Board has provided a list of names for streets and has "adopted the list as the official list for Cambridge"...

Council's Policy has also been referred to the Te Awamutu Board, Pirongia Ward Consultative Committee and Nga Iwi Toopu o Waipa for comment. When all the relevant information is to hand it will be provided to the Policy Committee for consideration and recommendation to Council.

Mayor Livingston said he was unsure if the Cambridge Community Board intended to refine and/or edit the list of proposed road names. He said there are a few inaccuracies that require correction.

d) Pigeons in Cambridge

File: 33-33-01

There was discussion resulting from concern expressed at the September Cambridge Community Board meeting about the growing pigeon population in Cambridge and the nuisance being caused. Mayor Livingston asked for those concerns to be referred to Council's property department.

e) **Application for Resource Consent – Valley Sands Supplies Limited**

File: 04641/104.2

Res: 5/06/233

Referring to the Board's resolution about alleged non-compliance issues, Acting Chief Executive, Garry Dyet, said only two complaints have been received about Valley Sands' operations between 1991 and 2005. He said during that time Valley Sands has received two visits per year from Council's enforcement officer and, since resource consent issues have become apparent, the level of enforcement monitoring has intensified to two visits per week. He said the submission period on the Resource Consent application has now closed and reports are being collated in preparation for the hearing.

8.2 Te Awamutu

File: 01-21-13

8.2.1 Minutes of meeting held on 12 September 2006 were included in the agenda.

RESOLVED

1/06/180

That the unconfirmed minutes of the meeting of the Te Awamutu Community Board held on 12 September 2006 be received.

Cr Barnes/Cr Jull

Matters Arising -

a) **Former Rose Arbour – Alexandra Street, Te Awamutu**

File: 01-51-10

Acting Chief Executive, Garry Dyet, said the Board's comments have been referred to Asset Manager Recreation, Max Ward, for consideration in conjunction with the Te Awamutu Alive Project.

b) Rewi Maniapoto Reserve

File: 60-12-10

Res: 6/06/205

Acting Chief Executive, Garry Dyet, said Asset Manager Recreation, Max Ward, will be writing to the Maniapoto Trust Board to see if Council can install bollards along the Whitmore Street side of the reserve as recommended by the Community Board.

c) Under Verandah Lighting

File: 55-28-29

Acting Chief Executive, Garry Dyet, said there is an allowance of \$100,000 in the 2006/07 budget for under verandah lighting in Cambridge and Te Awamutu. This will cover replacement lighting and rewiring of fittings that no longer comply with regulations.

d) Status of Kihikihi Landfill

File: 65-31-07

Acting Chief Executive, Garry Dyet, said 6000m³ of cover material is being delivered over the next few weeks and the final site plans and programmes have been sent to Environment Waikato for acceptance. If accepted works for both Kihikihi and Pirongia will be complete and ready for planting in Autumn.

9 COUNCILLORS REPORTS FROM CONFERENCES, SEMINARS AND MEETINGS ATTENDED ON BEHALF OF COUNCIL

File: 75-09-06

Councillors who have attended a Conference, Seminar or Meeting on behalf of Council presented reports on the following -

- Te Awamutu Competitions held in the Council Chambers during September.
- Hearing to present submissions on the draft Regional Land Transport Strategy.

10 USE OF COUNCIL SEAL

File: 01-22-30

RESOLVED

1/06/181

That the following schedule of documents to which the Common Seal of the Waipa District Council has been applied under delegated authority be received.

Documents Sealed by Chief Executive

Sale & Purchase Agreements

- a) *Sale & Purchase Agreement – MJR & LP McFall, Agreement for Sale and Purchase of Section 1 SO373189 (being a portion of stopped road reserve)*
File: UR10/546
Res: 1/06/116

Compensation Certificate

- b) *Compensation Certificate – P D Christensen - pursuant to S19 of the Public Works Act 1981 (for the acquisition of 300 square metres of part Allotments 124 & 125 Town of Kihikihi comprised in CT SA 8/140 and CT SA 598/284 for the purpose of a sewerage pump station and associated easements).*
File: 04552/200.01
Res: 8/96/074

Liquor Licenses

- c) *General Manager's Certificate – M J Wood*
File: 33-26-02
Pol Ref: 1.7.19
- d) *General Manager's Certificate – M P Holmes*
File: 33-26-02
Pol Ref: 1.7.19
- e) *On Licence – Taylor's Restaurant Ltd, 121 Greenhill Road, Te Awamutu*
File:
Pol Ref: 1.7.19

- f) *On Licence – Kaipaki Promotions Ltd, Mystery Creek Events Centre, 125 Mystery Creek Road, Rukuhia*
File:
Pol Ref: 1.7.19
- g) *On Licence – Souter House Ltd, 19 Victoria Street, Cambridge*
File:
Pol Ref: 1.7.19
- h) *Off Licence – Raeward Holdings Ltd, Liquorland Cambridge, 26 Victoria Street, Cambridge*
File:
Pol Ref: 1.7.19
- i) *Off Licence – Waipa Workingmen’s Club Inc, 139 Albert Park Drive, Te Awamutu*
File:
Pol Ref: 1.7.19
- j) *Off Licence – Keith Alan Mapp, The Garden Country Wines, 889 Arapuni Road, Pukeatua*
File:
Pol Ref: 1.7.19
- k) *Off Licence – Amyrich Co Ltd, Rosetown Liquor Centre, 30 Bond Road, Te Awamutu*
File:
Pol Ref: 1.7.19
- l) *Club Licence – Central Bowling Club, Alpha Street, Cambridge*
File:
Pol Ref: 1.7.19
- m) *Off Licence – Stewart Alexander Golf & Country Club Inc, 106 Budden Road, Te Awamutu*
File:
Pol Ref: 1.7.19
- n) *Off Licence – Cambridge Golf Club, 112 State Highway 1, Cambridge*
File:
Pol Ref: 1.7.19
- o) *Off Licence – Cambridge Racquets Club Inc, Thornton Road, Cambridge*
File:
Pol Ref: 1.7.19
- p) *Special Licence – Ngahinapouri Hall Society, Kakaramea Road, Ngahinapouri*
File:
Pol Ref: 1.7.19

- q) *Special Licence – National Hotel 2004 Ltd, Victoria Street, Cambridge*
File:
Pol Ref: 1.7.19
- r) *Special Licence – Leamington Rugby Sports Club, Carlyle Street, Cambridge*
File:
Pol Ref: 1.7.19
- s) *Special Licence – Cambridge Cosmopolitan Club Inc, Burns Street, Cambridge*
File:
Pol Ref: 1.7.19
- t) *Special Licence – Cambridge Club Inc, 16 Dick Street, Cambridge*
File:
Pol Ref: 1.7.19
- u) *Special Licence – Melville Rugby Football Club*
File:
Pol Ref: 1.7.19
- v) *Temporary Authority On Licence – FA & RM Barker, Whitby Homestead, 5022 State Highway 3, Te Awamutu*
File:
Pol Ref: 1.7.19
- w) *Temporary Authority On Licence – Kornurai Kaewpraparn, Oasis Restaurant and Wine Bar*
File:
Pol Ref: 1.7.19

Cr Cooper/Cr Flay

11 FINANCIAL REPORT

File: 01-84-16

- 11.1 Financial Report for Period Ended 31 August 2006 was included in the agenda.**

RESOLVED

1/06/182

That the Financial Report for period ended 31 August 2006 be received.

Cr Jull/Cr Barnes

Group Manager Finance, Shelagh Kew, said Council has processed approximately 1,100 requests for rates rebates with a financial drawdown from the Department of Internal Affairs of around \$500,000. Another 100 requests are still to be processed.

12 ANNUAL REPORT

The Annual Plan and Summary for year ended 30 June 2006 were provided to Councillors bound separately.

At 9.35am Audit Director, Ben Halford, and Audit Manager for Waipa District Council, Vicky Newman, attended the meeting to discuss the Annual Report with Council.

Group Manager Finance, Shelagh Kew, said there has been one significant change to the Annual Report since the draft was approved by Council in August, relating to the Ministry of Health subsidy for the Kihikihi sewerage project. She said the change is in line with generally accepted accounting practices and has been explained in the Statement of Financial Performance and included in the amended Summary. She said the only other changes to the Annual Report are minor presentation issues.

Councillor Webber asked if the explanation regarding the operating surplus of \$11.4 million could be expanded to make it easier for ratepayers to understand. Audit Director, Ben Halford said Council is able to provide as much disclosure as it wants in the Annual Report but it might be better to include that sort of explanation in the Summary which more ratepayers are likely to read.

Mr Halford said he was pleased to confirm that an unqualified audit opinion has been issued on Council's Annual Report. He said the timing of this year's audit is excellent and the process has gone very well. He said Council has very competent accounting staff who have worked hard to meet this year's deadlines.

Mr Halford said Council has also received two clear audit opinions on its Long Term Council Community Plan (LTCCP) and was one of the first Councils to complete the LTCCP process. However, he said one area that Council needs to focus on is the accuracy of its Asset Management Plans.

Audit Manager, Vicky Newman, commented on some of the significant issues that have come out of the audit process. Councillors then took the opportunity to ask questions on the audit and the Annual Report.

RESOLVED

1/06/183

That the Annual Report as presented for year ended 30 June 2006 be adopted.

Cr Scaramuzza/Cr Jull

13 RURAL FIRE PLAN

File: 55-40-01

Report of Chief Executive dated 12 September 2006 was included in the agenda.

Councillors were advised that Waipa District Council is the Rural Fire Authority for Waipa District. Under the Forest and Rural Fire Regulations 2005, the Waipa Rural Fire Authority must prepare and adopt a Rural Fire Plan.

RESOLVED

1/06/184

That

- a) *The report of the Chief Executive dated 12 September 2006, be received.*
- b) *Council adopt the Waipa Rural Fire Authority Rural Fire Plan.*

Cr Webber/Cr Lee

14 PROPOSED WAIPA DISTRICT PLAN CHANGE NO. 42 (CAMBRIDGE PARK) – OPERATIVE STATUS

File: 65-07-42

Councillors were advised that Plan Change 42 (Cambridge Park) was publicly notified on 2 November 2005. Thirty seven submissions and four further submissions were received. At its meeting on 31 May 2006 the Regulatory Committee considered the submissions lodged and the decisions of the Committee were issued on 28 June 2006. No appeals were lodged to the Committee's decision.

Councillor Scaramuzza asked how Council is able to enforce design guidelines in the Plan Change area. Acting Chief Executive, Garry Dyet, said the design guidelines that control the appearance of buildings in this area are controlled activities which must receive Council approval. He said they are similar to the controls in place for the Victorian theme within central Cambridge.

RESOLVED

1/06/185

That

- a) *The report of the Planning Services Manager dated 8 September 2006 be received.*
- b) *Pursuant to Clauses 17 and 20 of the First Schedule to the Resource Management Act 1991, Proposed Plan Change No. 42 Cambridge Park (Decisions Version) to the Waipa District Plan attached as Appendix 1, after considering and determining all submissions lodged, shall become operative on 16 October 2006 and that this date shall be publicly notified.*

Cr Webber/Cr Flay

15 ENVIRONMENT WAIKATO – COUNCIL APPOINTMENT TO REGIONAL PASSENGER TRANSPORT SUB-COMMITTEE

File: 01-69-09

RESOLVED

1/06/186

That Councillor Graham Jull be appointed as Council's representative on the Regional Passenger Transport Sub-Committee until the 2007 triennial elections and that Environment Waikato be advised accordingly.

Cr Webber/Cr Thomas

16 RESOLUTION TO EXCLUDE THE PUBLIC

File: 01-37-01

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

RESOLVED

1/06/187

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
17	Property Manager	Purchase of Lessee's Interest in Property at 314 Churchill Street, Te Awamutu	Good reason to withhold exists under section 7	Section 48(1)(i)

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		
17	Enable the local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	Section 7(2) (i)

Cr Cooper/Cr Barnes

17 PURCHASE OF LESSEE'S INTEREST IN PROPERTY AT 314 CHURCHILL STREET, TE AWAMUTU

File: 15-11-31

Report of Property Manager dated 4 September 2006 was distributed separately to Councillors.

This Item was considered with the public excluded. The public were readmitted at 12.09pm.

17A REPORTING OF RESOLUTIONS IN OPEN SESSION

Purchase of Lessee's Interest in Property at 314 Churchill Street, Te Awamutu

File: 04492/019.00

RESOLVED

IC1/06/??

That -

- a) *The report of the Property Manager dated 4 September 2006 be received.*

- b) *Council approve the purchase of the lessee's interest in the property at 314 Churchill Street, Te Awamutu described as containing 438 square metres being Lot 7 DPS 5072 for \$306,000 plus GST.*
- c) *The purchase of the property be funded from General Funds.*
- d) *The Common Seal of the Waipa District Council be affixed to all sale, transfer and lease documentation.*

Cr Lee/Cr Newlands

[Councillor Newlands left the meeting at 12.10pm and rejoined the meeting at 12.35pm.]

18 OTHER COMMITTEE MINUTES

18.1 Waipa Heritage Council

File: 65-11-02

Minutes of meeting held on 21 September 2006 will be included in the 31 October 2006 Council agenda.

19 RATEPAYER ASSOCIATION REPORTS

19.1 Ohaupo Ratepayers Association

File: 01-08-37

Minutes of meeting held on 31 August 2006 were included in the agenda.

RESOLVED

1/06/188

That the minutes of the meeting of the Ohaupo Ratepayers Association held on 31 August 2006 be received.

Cr Sharpe/Cr Thomas

[Item 5 was taken at 12.15pm and the meeting adjourned for lunch at 12.48pm. The meeting reconvened at 1.38pm.]

20 LATE ITEMS

20.1 Recycling Issues

File: 55-20-02

Acting Chief Executive, Garry Dyet, said advice received indicates there is no longer a market for glass to be recycled. The only option for residents is to dispose of glass along with their normal rubbish, however staff would continue to work with waste disposal firms in an attempt to secure a more satisfactory arrangement.

20.2 Proposed Independent Rates Enquiry
File: 75-22-04

Information on the proposed enquiry was circulated to Councillors during the previous week. Acting Chief Executive, Garry Dyet, said Local Government New Zealand (LGNZ) has indicated that Councils can provide feedback on the objectives and principles of the proposed enquiry. Councillors should provide feedback to Group Manager Finance, Shelagh Kew, who will pass it on to LGNZ.

There being no further business the meeting closed at 1.45pm.

CONFIRMED

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MAYOR

Completed and despatched 5 October 2006
Next Meeting: 31 October 2006