

Minutes of a meeting of the Council held in the Council Chambers, Waipa District Council Offices, 101 Bank Street, Te Awamutu on Tuesday 28 November 2006 commencing at 9.00am.

Opening Prayer

1 ATTENDANCE

His Worship the Mayor AD Livingston

Members

EH Barnes, RJ Cooper, AJH Empson, GC Flay, GH Jull, GG Scaramuzza, DL Sharpe, BJ Taranaki, BS Thomas, GRP Webber

Staff

Chief Executive (JC Inglis), Group Manager Policy and Strategy (R McNeil), Group Manager Finance (S Kew) – item 12, Secretary (C Plowright)

Public - 1

2 APOLOGIES

RESOLVED

1/06/214

That an apology for absence be received from Councillor Lee.

Cr Sharpe/Cr Jull

3 LATE ITEMS

There were no late items.

4 CONFIRMATION OF ORDER OF MEETING

File: 01-22-21

RESOLVED

1/06/215

That the order of the meeting be confirmed subject to items 15 and 16 being taken last.

Cr Thomas/Cr Taranaki

5 VISITORS

Nil.

6 MINUTES OF PREVIOUS MEETINGS

File: 01-22-21

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

Mayor Livingston asked that the word “required” in the first paragraph of item 7.3.1 on page 5 of the minutes be amended to “recommended”.

RESOLVED

1/06/216

That the minutes of the meeting of the Waipa District Council held on 31 October 2006, having been circulated, be taken as read and confirmed as a correct record subject to the secretary checking on the mover and seconder for resolution 1/06/193 and amendment of the word “required” to “recommended” on page 5.

Cr Barnes/Cr Flay

Matters Arising -

6.1 Commemorative Plaque – Cambridge Cenotaph

File: 15-11-01

Res: 1/06/201

The Chief Executive said he has been advised that the plaque has been placed on the gun which is contrary to the resolution passed at the October Council meeting to install the plaque on the wall (Roll of Honour).

RESOLVED

1/06/217

That further to resolution 1/06/201 passed at the Council meeting on 31 October 2006, Council accepts that there is insufficient room on the wall (Roll of Honour) for the plaque commemorating Year of the Veteran to be placed there and Council acknowledges that, because of this, it has been placed on the base of the gun near the Cenotaph and Roll of Honour..

Cr Cooper/Cr Webber

6.2 Adventure Playground

File: 60-08-01

Res: 1/06/203

Responding to a point raised by Councillor Barnes, Mayor Livingston said it would be helpful if there was an explanation attached to resolution 1/06/203 concerning the commitment of \$32,000 for a playground in Te Awamutu.

He said the Board has asked for the \$22,000 to be spent on a park between the Events Centre and Pioneer Walk and for its \$10,000 Minor Community Works allocation to also be spent there. He said use of Minor Community Works funds for something other than footpaths and lighting had required Council approval.

7 COUNCIL COMMITTEE MINUTES

7.1 Policy Committee

File: 01-85-12

Minutes of meeting held on 13 November 2006 were included in the agenda.

RESOLVED

1/06/218

That the unconfirmed minutes of the meeting of the Policy Committee held on 13 November 2006 be received.

Cr Empson/Cr Barnes

7.2 Regulatory Committee

File: 01-89-04

Minutes of meeting held on 30 October 2006 were distributed separately to the agenda.

RESOLVED

1/06/219

That the confirmed minutes of the meeting of the Regulatory Committee held on 30 October 2006 be received.

Cr Sharpe/Cr Taranaki

7.3 Maungatautari Reserve Committee

File: 01-85-26

Minutes of meeting held on 1 November 2006 were included in the agenda.

RESOLVED

1/06/220

That the unconfirmed minutes of the meeting of the Maungatautari Reserve Committee held on 1 November 2006 be received.

Cr Cooper/Cr Empson

7.4 Pirongia Ward Consultative Committee

File: 01-89-07

Minutes of meeting held on 17 October 2006 were included in the agenda.

RESOLVED

1/06/221

That the unconfirmed minutes of the meeting of the Pirongia Ward Consultative Committee held on 17 October 2006 be received.

Cr Thomas/Cr Sharpe

Matters Arising -

7.4.1 Minor Community Works Funds

File: 75-06-05

Councillors were informed about the proposed State Highway reconstruction works through Pirongia Village which it is hoped can be tied into Council's planned streetscape/footpath works. Staff suggest that delaying new footpath work until the final costs are finalised would be prudent.

RESOLVED

1/06/222

That there be no expenditure from the Pirongia Ward new footpath budget until the outcome of the Pirongia Village upgrade and cost implications are known.

Cr Sharpe/Cr Thomas

The Pirongia Ward Consultative Committee has recommended to Council that it fund the consultation and design work for an upgrade of Ohaupo town centre. Councillors were reminded that Council passed a similar resolution at its 29 August 2006 meeting and this request is already in the system; however the funding source for this work has not yet been identified.

RESOLVED

1/06/223

That some design work for the upgrade of the centre of Ohaupo be done and it be funded within existing budgets.

Cr Sharpe/Cr Thomas

7.4.2 Community Discretionary Grants 2006

File: 01-31-12

The Chief Executive said it is not necessary for Council to approve the Pirongia Ward Consultative Committee's discretionary grants allocations. The Committee has authority to determine the grants provided they are within the approved budget of \$10,000.

7.4.3 Rating of Hamilton Kart Club and Hamilton Pistol Club

File: 75-22-04

Councillor Sharpe said these clubs are not eligible for a rates subsidy, like other clubs in the District, because they lease land from Hamilton Airport. She asked if Council could provide them with a grant from the general rate rather than this having to come from the Pirongia Ward Consultative Committee's funding allocation. She said Council asked staff to investigate this 12 months ago and a response is still awaited.

8 COMMUNITY BOARD MINUTES

8.1 Cambridge

File: 01-21-14

8.1.1 Minutes of meeting held on 1 November 2006 were included in the agenda.

RESOLVED

1/06/224

That the unconfirmed minutes of the meeting of the Cambridge Community Board held on 1 November 2006 be received.

Cr Webber/Cr Taranaki

Matters Arising -

a) Celebration of the 10th Anniversary of the Cambridge/Bihoro Sister City Relationship – Delegation from Bihoro

File: 01-80-06

Res: 5/06/272

Clarification was sought on the Cambridge Community Board's recommendation to Council as it appears to ask for the student delegation costs to be funded from Discretionary Grants funds rather than the Sister Cities account. Councillor Webber said the Board had hoped the costs would be funded from the Sister Cities budget and was looking to Council for guidance on the issue.

RESOLVED

1/06/225

That, on the understanding that the Cambridge Community Board seeks to have the cost of the student delegation from Bihoro accommodated and funded from the Sister Cities budget during their visit to Cambridge on 28 March to 1 April 2007, those costs be a charge against that account.

Cr Webber/Cr Taranaki

With respect to the staff comment in the agenda that "The 'Lovely Fund' was specifically established for educational purposes, and may be an appropriate funding source given the nature of the delegation" Councillor Taranaki said those funds can only be used for educational visits to Japan.

b) Victoria Bridge – Pedestrian Walkway

File: 55-03-02

Res: 5/06/327

The Cambridge Community Board has recommended to Council that staff comment on the viability of the pedestrian walkways on Victoria Bridge being trialled as one way. Councillors were advised there is currently no way of compelling pedestrians to use the existing walkways as "one way" only.

[The meeting adjourned at 10.10am and reconvened at 10.32am.]

8.2 Te Awamutu
File: 01-21-13

8.2.1 The meeting scheduled for 14 November 2006 was cancelled.

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

File: 75-09-06

Councillor Empson gave a verbal report on a recent seminar he attended on “yellow bristle grass” which is becoming an issue on roadsides. Mayor Livingston asked that Council’s Engineering Manager, John Kerr, be kept informed about this issue.

10 USE OF COUNCIL SEAL

File: 01-22-30

RESOLVED

1/06/226

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

- a) *Encumbrance Discharge Instrument – AT Kelly Ltd*
File: 04641/109.00
Res:
- b) *Deed of Renewal of Lease – GF & JA Clayton, ER Needham, FJM Gies & SR Makgill (for lease of premises at 14 Wilson Street, Cambridge)*
File: 04370/298.00
Res: *Delegated authority to CEO under s.5(1)(b)*
- c) *Leases for Grazing – PG & LM Garland (for lease of recreation reserve, Carlyle Street, Leamington)*
File: 04530/786.00, 04530/787.00 & 04530/788.00
Res: *Delegated authority to CEO under s.5(1)(b)*

Liquor Licenses

- d) *Off Licence – Woolworths, 181 Sloane Street, Te Awamutu*
File: 4492/126.00
Pol Ref: 1.7.19

- e) *On Licence – NB's Café, 76 Queen Street, Cambridge*
File:
Pol Ref: 1.7.19

**Survey Plans sealed by Environmental Services Manager,
Planning Services Manager or Senior Planner**

- f) *Easement in Gross – AB & LE Kitchingman*
File: 04361/348.00
- g) *Easement in Gross & Consent Form to Deposit – Transland
Developments (Swayne Road Stage 2)*
File: 04445/279.00
- h) *Easement in Gross – MSJ Family Trust*
File: 4361/802.00
- i) *Sewage Easement – J.O.B Enterprises Ltd*
File: 4470/143
- j) *Release of Bond – Van Den Heuvel*
File: 04581/201.00
- k) *Instrument for Esplanade Strip – BW Bowe & JM Abbott*
File: 04560/252.00

Cr Cooper/Cr Barnes

Councillor Webber asked if there is a pasture maintenance provision in Council's leases on grazed land and the Chief Executive said he would check and advise Councillors.

11 NOTIFIABLE CONTRACTS LET

File: 02-12-01

RESOLVED

1/06/227

That the following Notifiable Contract be received.

11.1 Contract No 27-06-22 – Reseals Contract 2006/2007

File: 27-06-22

Contract for 90km of resealing works within Waipa District for the 2006/07 financial year. Five tenders were received ranging from \$1,961,819.89 - \$2,288,552.46. The contract was let to the tender of \$1,961,819.89 (excluding GST) from Higgins Contractors Ltd.

Cr Empson/Cr Flay

12 FINANCIAL REPORTS

File: 01-84-16

12.1 Financial Report for Period Ended 31 October 2006 was included in the agenda.

RESOLVED

1/06/228

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

Cr Jull/Cr Scaramuzza

Mrs Kew asked Councillors if they wish to continue receiving the payments list with their monthly Council agendas. It was explained that the list provides information about who has received a payment but no reason for the payment or other supporting information. Following discussion it was agreed that the practise of providing Councillors with the monthly payments listing will be discontinued.

Councillor Sharpe summarised the background to the purchase of land at 25 Great Collins Street, Ohaupo. Mrs Kew said the funding had been properly accounted for but the expenditure still has to be reflected in the Reserve Development Projects report.

13 ELECTIONS 2007 AND SUBSEQUENT ELECTIONS TO 2010

File: 01-22-05

Report of Electoral Officer dated 3 October 2006 was included in the agenda.

RESOLVED

1/06/229

That -

- a) *The report of the Electoral Officer dated 3 October 2006 be received.*
- b) *In accordance with Section 79 of the Local Electoral Act 2002 that the voting documents in the 2007 triennial election are to be processed during the voting period 21 September 2007 – 13 October 2007.*
- c) *In accordance with Section 31 of the Local Electoral Regulations 2001 that the voting documents for the 2007 triennial elections be printed in alphabetical order of candidate surname.*

Cr Empson/Cr Webber

Councillor Sharpe asked when it would be an appropriate time to review Council's governance structure. She said she was concerned about the ongoing cost to Council and ratepayers in having the whole Regulatory Committee present at hearings when there are other options available, such as the appointment of commissioners.

The Chief Executive said the best time to carry out a review would be at the start of the second half of a Council term. Mayor Livingston said a review of Council's committee structures should also include provision for the District Plan review which is due to start soon after the Triennial Elections.

RESOLVED

1/06/230

That Council's Regulatory Committee be subject to a review, because of the ongoing cost of having the whole Committee present at hearings, and that staff look at Council's other committees to ensure there are no other outstanding issues that require consideration.

Cr Sharpe/Cr Taranaki

14 COUNCIL MEETING DATES FOR 2007

File: 01-22-10

Councillors were advised that as the date for the next triennial election is 13 October 2007 it would be inappropriate for the existing Council to set any meeting dates beyond that time. The Chief Executive will set the date for the first meeting of the new Council, following the election, when meeting dates for the remainder of the year will be confirmed.

RESOLVED

1/06/231

That the following dates for Council and its Committees as set out below be confirmed:

Council

27 February, 27 March, 24 April, 29 May, 26 June, 31 July, 28 August, 25 September.

Policy Committee

12 February, 12 March, 16 April, 14 May, 11 June, 9 July, 13 August, 10 September, 8 October.

Regulatory Committee

26 February, 26 March, 30 April, 28 May, 25 June, 30 July, 27 August, 24 September.

Iwi Consultative Committee

4 April, 6 June, 5 September.

Cr Taranaki/Cr Thomas

Both Community Boards have set their own dates, which are -

Cambridge Community Board

7 February, 7 March, 4 April, 2 May, 6 June, 4 July, 1 August, 5 September, 3 October.

Te Awamutu Community Board

13 February, 13 March, 10 April, 8 May, 12 June, 10 July, 14 August, 11 September, 9 October.

[Items 17 and 18 were taken at 11.35am and then the meeting returned to items 15 and 16 at 11.50am.]

15 RESOLUTION TO EXCLUDE THE PUBLIC

File: 01-37-01

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

RESOLVED

1/06/232

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

16 ELECTRICITY SUPPLY CONTRACT

File: 40-02-04

Report of Group Manager Assets, Community and Business Services dated 20 November 2006 was considered with the public excluded. The public were readmitted at 12.05pm.

17 OTHER COMMITTEE MINUTES

17.1 Waipa Heritage Council

File: 65-11-02

Minutes of meetings held on 19 October 2006 were included in the agenda.

RESOLVED

1/06/233

That the minutes of the meeting of the Waipa Heritage Council held on 19 October 2006 be received.

Cr Taranaki/Cr Scaramuzza

Councillor Barnes asked what type of activities would be permitted in and around the Mission House outline on Selwyn Park now that this has been marked up.

RESOLVED

1/06/234

That staff provide direction on what activities are permitted or prohibited now the outline of the Mission House on Selwyn Park has been clearly determined.

Cr Empson/Cr Barnes

18 RATEPAYER ASSOCIATION REPORTS

18.1 Ohaupo Ratepayers Association

File: 01-08-37

Minutes of meeting held on 26 October 2006 were included in the agenda.

RESOLVED

1/06/235

That the minutes of the meeting of the Ohaupo Ratepayers Association held on 26 October 2006 be received.

Cr Sharpe/Cr Thomas

The Chief Executive said he would check to see if Council staff are planning to do any weed control work at Lake Ruatuna.

There being no further business the meeting closed at 12.06pm.

CONFIRMED

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MAYOR

Completed and despatched 4 December 2006

Next Meeting: 19 December 2006