

Minutes of a meeting of the Council held in the Council Chambers, Waipa District Council Offices, 101 Bank Street, Te Awamutu on Tuesday 27 February 2007 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, EC Newlands – except for items 8.2.1 & 13 & part of 8.2.2, GG Scaramuzza, DL Sharpe, BJ Taranaki, BS Thomas, GRP Webber

Staff

Chief Executive (JC Inglis), Group Manager Finance (S Kew) – items 8.2.1 - 12, Group Manager Assets & Community Facilities (JM Mills) – items 17 & 18, Property Manager (A Hampton) – items 17 & 18, Promotions & Stakeholders Manager (B Aspin) – item 17, Senior Policy Planner (S Brennan) – item 18, Secretary (C Plowright)

Public – 1

2 APOLOGIES

RESOLVED

1/07/01

That an apology for absence be received from Councillor Lee.

Cr Cooper/Cr Newlands

3 LATE ITEMS

A late item was requested on the Government Rates Enquiry. The item could not be delayed to a subsequent meeting as Councillors wished to be advised on the process and timeframe for submissions. It had not been included in the agenda because that information was not available when the agenda was sent out.

A further late item was requested on the proposed Rukuhia Hall. The item could not be delayed to a subsequent meeting because prices for construction of the hall are being held until 28 February pending a response from Council. The item had not been included in the agenda because all the information concerning funding of the hall was not available at the time the agenda was sent out.

RESOLVED

1/07/02

That Government Rates Enquiry and Rukuhia Hall be added to the agenda as late items for the reasons given above.

Cr Empson/Cr Sharpe

4 CONFIRMATION OF ORDER OF MEETING

File: 01-22-21

RESOLVED

1/07/03

That the order of the meeting be confirmed subject to item 5 being taken at 12.15pm and items 17 and 18 being taken at the end of the meeting.

Cr Cooper/Cr Jull

5 VISITORS

New Year's Honours Award recipient, Ron Noice, and his wife Pearl attended the meeting at 12.15pm for Council to acknowledge his recent Queen's Service Medal awarded for Public Service. Mr Noice's award was given for his support to ex-Prisoners of War. Mr and Mrs Noice joined Councillors for lunch at 12.25pm.

6 MINUTES OF PREVIOUS MEETINGS

File: 01-22-21

Minutes of meeting held on 19 December 2006 were included in the agenda.

RESOLVED

1/07/04

That the minutes of the meeting of the Waipa District Council held on 19 December 2006, having been circulated, be taken as read and confirmed as a correct record subject to amendment of "1.32pm" to "1.43pm" on page 15 of the minutes and amendment of "60 metre pool" to "50 metre pool" on page 22.

Cr Taranaki/Cr Thomas

7 COUNCIL COMMITTEE MINUTES

7.1 Policy Committee

File: 01-85-12

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

RESOLVED

1/07/05

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

Cr Empson/Cr Sharpe

7.1.2 The Policy Committee meeting scheduled for 12 February 2007 was cancelled.

7.2 Maungatautari Reserve Committee

File: 01-85-26

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

RESOLVED

1/07/06

That the unconfirmed minutes of the meeting of the Maungatautari Reserve Committee held on 13 December 2006 be received.

Cr Cooper/Cr Thomas

7.2.2 The Maungatautari Reserve Committee meeting scheduled for 7 February 2007 was cancelled.

8 COMMUNITY BOARD MINUTES

8.1 Cambridge

File: 01-21-14

8.1.1 Minutes of meeting held on 7 February 2007 were included in the agenda.

RESOLVED

1/07/07

That the unconfirmed minutes of the meeting of the Cambridge Community Board held on 7 February 2007 be received.

Cr Webber/Cr Taranaki

Matters Arising -

**a) New Zealand Community Board Conference 2007
– Best Practice Award**

File: 01-21-02

Res: 5/07/04

RESOLVED

1/07/08

That Council approves funding for Cambridge Community Board Chairperson Feisst to attend the New Zealand Community Boards Conference in June to present the Board's entry in the best practice awards.

Cr Webber/Cr Newlands

b) Host Sister Cities Conference

File: 01-80-03

Res: 5/07/05

Councillor Empson said the Cambridge Community Board has been successful at sister city relationships and is deserving of Council's support for its initiative in wishing to host a future Sister Cities Conference. Mayor Livingston said Council would need to ensure that the conference would be cost neutral before committing to it.

RESOLVED

1/07/09

That Council supports the Cambridge Community Board initiative in attempting to host a Sister Cities Conference in 2009.

Cr Empson/Cr Thomas

RESOLVED

1/07/10

That Council provide funding for Cambridge Community Board Member, John Bishop, to attend the Te Anau Sister City Conference in April 2007 along with a Council representative.

Cr Taranaki/Cr Webber

[The meeting adjourned at 10.15am and reconvened at 10.35am. Councillor Newlands did not rejoin the meeting until 11.06am.]

8.2 Te Awamutu

File: 01-21-13

8.2.1 Minutes of meeting held on 12 December 2006 (70-85)

RESOLVED

1/07/11

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

Cr Barnes/Cr Empson

Matters Arising -

a) Te Awamutu Street Names List

File: 55-28-12

Res: 6/06/259

Councillors were advised that the Te Awamutu Community Board would like Council to rename some existing road names, using just surnames, to allow for more than one family member to be acknowledged. Councillor Empson said it would be inappropriate to retrospectively review road names as they had been chosen to recognise a particular person.

RESOLVED

1/07/12

That having considered the recommendation from the Te Awamutu Community Board, Council will not change the current names of roads.

Cr Sharpe/Cr Jull

8.2.2 Minutes of meeting held on 13 February 2007 were included in the agenda.

RESOLVED

1/07/13

That the unconfirmed minutes of the meeting of the Te Awamutu Community Board held on 13 February 2007 be received.

Cr Empson/Cr Barnes

[Councillor Newlands rejoined the meeting at 11.06am.]

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

File: 75-09-06

Mayor Livingston thanked those who attended the Tight Five workshop at Hamilton Stadium. Councillor Sharpe complimented Mayor Livingston on the presentation he gave at the workshop. The recent 24 person delegation from Le Quesnoy was also mentioned.

10 USE OF COUNCIL SEAL

File: 01-22-30

RESOLVED

1/07/14

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

Transfer Documents

- a) *Transfer Instrument – Pfalz Investments Limited (for Sections 1 & 2 SO 368761 – being sections created from stopped road reserve)*
File: 90-02-25 & UR 5/158
Res: 8/96/074

Liquor Licenses

- b) *General Manager's Certificate – KJ Clarke*
File: 33-26-02
Pol Ref: 1.7.19
- c) *Notice of Renewal of Club Licence – Te Awamutu & District Memorial RSA Inc*
File: 4492/141
Pol Ref: 1.7.19
- d) *Notice of Renewal of Club Licence – Te Awamutu Club Inc*
File: 4471/305.00
Pol Ref: 1.7.19
- e) *Notice of Renewal of Club Licence – Lochiel Golf Club Inc*
File: 4581/618.00
Pol Ref: 1.7.19

- f) *Notice of Renewal of Off Licence – Liquorland Te Awamutu*
File:
Pol Ref: 1.7.19
- g) *Notice of Renewal of Off Licence – The Cambridge Wine Company*
File:
Pol Ref: 1.7.19
- h) *Notice of Renewal of Off Licence – Cambridge Tavern*
File: 4510/465.00
Pol Ref: 1.7.19
- i) *Notice of Renewal of On Licence – Cambridge Tavern*
File: 4510/465.00
Pol Ref: 1.7.19
- j) *On Licence – Absolute Coffee House, 1907 Hamilton Road, Cambridge*
File:
Pol Ref: 1.7.19
- k) *On Licence – GPO Bar & Brasserie, 43 Victoria Street, Cambridge*
File: 4370/278.00
Pol Ref: 1.7.19
- l) *On Licence – Whitby Homestead, 1/5022 State Highway 3, Ohaupo*
File: 4631/241.00
Pol Ref: 1.7.19
- m) *Notice of Renewal of Club Licence – Te Awamutu Squash Racquet Club Inc, Churchill Street, Te Awamutu*
File: 4492/016.00
Pol Ref: 1.7.19
- n) *Notice of Renewal of On Licence – The Boatshed Café and Kayaks Ltd, 21 Amber Lane, RD 2, Cambridge*
File: 04660/216.03
Pol Ref: 1.7.19
- o) *Notice of Renewal of Club Licence – Te Awamutu Rugby Sports Club, Albert Park Drive, Te Awamutu*
File: 4492/046.00-1
Pol Ref: 1.7.19
- p) *Club Licence – Ngahinepouri Golf Club, 24 Reid Road, Ngahinepouri*
File: 4570/398.00
Pol Ref: 1.7.19

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

- q) *Sewage Easement – E & JM Redder
File: 4521/463*
- r) *Partial Cancellation of Consent Notice – VGT Richards
File: 4361/367*
- s) *Easement in Gross (Stormwater Drain) – Tristar Group Ltd
File: 04881/494.00 SP 4944*
- t) *Bond Release – Holmes/Nolan – Umutawa Road
File: 04570/174.00
Pol Ref: 4.4.5(a)i)3*
- u) *Partial Withdrawal of Caveat – J&R Collins, Middle Road, Te
Awamutu
File: 04581/145.00
Pol Ref: 4.4.6(a)i)6*
- v) *Easements – BJ & PL Sheriff, 1 Addison Street, Cambridge
File: 04521/012.00
Pol Ref: 4.4.5(a)i)7*
- w) *Easements – Branderson Homes/Lee Subdivision at 92 Scott
Street, Cambridge
File: 04530/489.00
Pol Ref: 4.4.5(a)i)7*
- x) *Fencing Covenant – JLK Holdings, Watkins Road, Cambridge
File: 04445/366.00
Pol Ref: 4.4.6(a)i)7*

Cr Cooper/Cr Newlands

11 NOTIFIABLE CONTRACTS LET

File: 02-12-01

RESOLVED

1/07/15

That the following Notifiable Contracts be received.

11.1 Contract No 27-06-24 – Sealed Pavement Maintenance

File: 27-06-24

Contract for sealed pavement roading maintenance. The contract period is two years with the possibility of a year by year extension for a further three years at Council's discretion.

Seven tenders were received ranging from \$3,345,200.00 - \$4,459,400.00. The contract was let to the tender of \$3,345,200.00 (excluding GST) from Fulton Hogan (Waikato) Ltd.

11.2 Contract No 27-06-08 – Kihikihi Road Rising Main Contract
File: 27-06-08

Contract for the replacement of approximately 235 metres of 225mm diameter PE wastewater rising main from the pump station at the corner of Bridgman and Kihikihi Road. Six tenders were received ranging from \$117,697.00 - \$149,895.00. The contract was let to the tender of \$117,697.00 (excluding GST) from Brian Perry Civil.

Cr Empson/Cr Sharpe

12 FINANCIAL REPORTS

File: 01-84-16

12.1 Financial Report for Period Ended 31 January 2007 was included in the agenda.

RESOLVED

1/07/16

That the Financial Report for period ended 31 January 2007 be received.

Cr Barnes/Cr Scaramuzza

Councillor Empson asked if a breakdown of reserve contributions by ward could be shown in the report. Group Manager Finance, Shelagh Kew, said the report no longer reflects that information by ward, although the information is still available, and as it is of interest to Councillors it was agreed to provide it in future reports.

12.2 Six Months Report and Forecast to Year End for Period Ended 31 December 2006 was included in the agenda.

RESOLVED

1/07/17

That the Six Months Report and Forecast to Year End for Period Ended 31 December 2006 be received.

Cr Cooper/Cr Empson

[Councillor Newlands left the meeting at 11.50am.]

13 COMPLETION OF HINGAKAKA-NGAROTO IWI MANAGEMENT PLAN

File: 62-01-01

Report of Terrena Kelly, Senior Planner, dated 11 January 2007 was included in the agenda.

The Chief Executive said the Hingakaka-Ngaroto Iwi Management Plan does not require approval from Council but Council needs to acknowledge that it has been completed and that it will be taken into account when considering applications pursuant to the Resource Management Act. Mayor Livingston complimented Nga Iwi Toopu o Waipa, on behalf of Council, for preparing the Plan.

RESOLVED

1/07/18

That -

- a) *The report of Terrena Kelly, Senior Planner, dated 11 January 2007 be received.*
- b) *Council acknowledge completion of the Hingakaka-Ngaroto Iwi Management Plan prepared by Nga Iwi Toopu o Waipa dated September 2006 and the legislative requirement to take this Plan into account when considering applications pursuant to the Resource Management Act 1991.*

Cr Sharpe/Cr Taranaki

[Councillor Newlands rejoined the meeting at 12.10pm.]

14 TO SELL TWO COMMERCIAL/INDUSTRIAL SECTIONS IN CAMBRIDGE THAT ARE SUBJECT TO A GLASGOW LEASE

File: 04510/187 & 04510/187.01

Report of the Property Advisor dated 9 January 2007 was included in the agenda.

The Chief Executive said the two properties in Shakespeare Street are commercial/industrial rather than residential (as stated in the agenda).

RESOLVED

1/07/19

That -

- a) *The report of the Property Advisor dated 9 January 2007 be received.*
- b) *Council authorises the sale of the lessor's (Council's) interest in the land described in the Schedule below to the current lessees for the price established by valuation.*

- c) *The net proceeds of the sale be credited to Council's Cambridge Endowment Reserve Account.*
- d) *The common seal of the Waipa District Council be affixed to all documents relating to the sale and transfer of the property.*

SCHEDULE

41 Shakespeare Street Cambridge containing approximately 921 square metres being Lot 5 DPS 9469 comprised in Certificate of Title SA 108554. Sale price \$110,000 plus GST.

43 Shakespeare Street Cambridge containing approximately 1383 square metres being Lot 3 DPS 66759 comprised in Certificate of Title SA 58C/234. Sale price \$166,000 plus GST.

Cr Cooper/Cr Empson

15 TO DEDICATE A PORTION OF RAEBURNE STREET, TE AWAMUTU AS ROAD

File: 04470/111.00

Report of the Property Advisor dated 30 January 2007 was included in the agenda.

RESOLVED

1/07/20

That -

- a) *The report of the Property Advisor dated 30 January 2007 be received.*
- b) *Pursuant to Section 111 of the Reserves Act 1977, Council resolves that the Local Purpose (Road) Reserve vested in it, and described in the Schedule be dedicated as Road.*
- c) *The common seal of the Waipa District Council be affixed to all documents arising.*

SCHEDULE

Approximately 1195 square metres being Lot 4 DPS 85852 comprised in Certificate of Title SA 68A/602.

Cr Empson/Cr Barnes

[Item 5 was taken at 12.15pm and then the meeting adjourned for lunch at 12.25pm. The meeting reconvened at 1.20pm when items 19 and 20 were taken and then returned to the order of business as stated in the agenda at 1.29pm.]

16 RESOLUTION TO EXCLUDE THE PUBLIC

File: 01-37-01
(Section 48, Local Government Official Information and Meetings Act 1987)

RESOLVED

1/07/21

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 Nos | 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 dated 25.01.07 | Process for the renewal of contract for the Te Awamutu Events Centre | Good reason to withhold exists under section 7 | Section 48(1)(a) |
| 18 | Senior Policy Planner dated 12.02.07 | Southern Links State Highway & City Arterial Project | 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 | | |
|---------|--|------------------|
| 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) |
| 18 | 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 Empson/Cr Flay

**17 PROCESS FOR THE RENEWAL OF CONTRACT FOR THE TE AWAMUTU
EVENTS CENTRE**

File: 27-02-04

Report of Property Manager dated 9 February 2007 was distributed separately to Councillors and considered with the public excluded.

**18 SOUTHERN LINKS STATE HIGHWAY AND CITY ARTERIAL PROJECT –
HAMILTON CITY COUNCIL AND TRANSIT NEW ZEALAND**

File: 55-35-38

Report of Senior Policy Planner dated 12 February 2007 was distributed separately to Councillors and considered with the public excluded.

19 OTHER MINUTES

19.1 Waipa Heritage Council

File: 65-11-02

**Minutes of meeting held on 18 January 2007 were included in
the agenda.**

RESOLVED

1/07/22

*That the minutes of the meeting of the Waipa Heritage Council held
on 18 January 2007 be received.*

Cr Taranaki/Cr Thomas

20 RATEPAYER ASSOCIATION REPORTS

20.1 Pirongia Residents and Ratepayers Association

File: 01-08-07

**Minutes of meetings held on 6 December 2006 and 7 February
2007 were included in the agenda.**

RESOLVED

1/067/23

*That the minutes of the meetings of the Pirongia Residents and
Ratepayers Association held on 6 December 2006 and 7 February
2007 be received.*

Cr Thomas/Cr Sharpe

20.2 Ohaupo Ratepayers Association

File: 01-08-37

Minutes of meeting held on 25 January 2007 were included in the agenda.

RESOLVED

1/07/24

That the minutes of the meeting of the Ohaupo Ratepayers Association held on 25 January 2007 be received.

Cr Sharpe/Cr Thomas

21 LATE ITEM – GOVERNMENT RATES ENQUIRY

File: 75-22-04

A media release on the Government Rates Enquiry was tabled at the meeting which the Chief Executive said would answer Councillors' questions. Submissions close on 30 April 2007.

RESOLVED

1/07/25

That staff prepare a report and draft submission on the Government Rates Enquiry for Council to consider.

Cr Empson/Mayor Livingston

22 RUKUHIA HALL

File: 15-11-24

The Chief Executive said the contract price for construction of the new Rukuhia Hall was being held until 28 February 2007, awaiting a decision from Council, which was why this matter had been added to the agenda as a late item. He briefly summarised the background to the project and the reason why construction of the hall has been delayed.

Councillors were reminded that, in July 2006, Council and the Hall Society had been asked to try and make an \$80,000 reduction in construction costs, through downgrading some areas, and to obtain another \$190,000 in grants. The Chief Executive said \$71,000 of savings has been achieved but it has not been possible to obtain much in the way of additional grants, resulting in a shortfall of \$161,000. He said Council has already resolved that in the event of a shortfall it will be met, in the first instance, by a loan to be funded by the Rukuhia Hall Society rate revenue. However, as this would only amount to \$5,000 a year he said there was a very high likelihood that there would be a contribution from general rates towards the project.

The Chief Executive recommended that Council accept the tender of \$536,918 from Fletcher Construction, to allow the project to finally proceed, and for the funding of the project to be agreed upon.

Councillor Sharpe said that once the project is underway other funding opportunities would be available. Mayor Livingston congratulated Councillor Sharpe on the exceptional work she has done to get this project underway.

RESOLVED

1/07/26

That Council accepts the lowest confirming tender for construction of the Rukuhia Hall of \$536,918, from Fletcher Construction, on the information provided at the meeting and in accordance with Standing Orders 3.7.5.

Cr Taranaki/Cr Thomas

There being no further business the meeting closed at 3.50pm.

CONFIRMED

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MAYOR

Completed and despatched 5 March 2007
Next Meeting: 27 March 2007