

Minutes of a meeting of the Council held in the Council Chambers, Waipa District Council Offices, 101 Bank Street, Te Awamutu on Tuesday 30 September 2008 commencing at 9.06am.

1 PRESENT

His Worship the Mayor AD Livingston

Members

EH Barnes, MEH Cox, LWE Hoverd, GH Jull, PL Lee, EC Newlands, GG Scaramuzza, DL Sharpe, GW Simmons, BJ Taranaki, BS Thomas, GRP Webber

Public - Three

Others

Chief Executive, J Inglis; Deputy Chief Executive & Group Manager – Environmental Services, G Dyet; Group Manager – Policy & Strategy, R McNeil [until 10.17am]; Group Manager – Assets, Community & Business Services, J Mills [for Item 16]; Group Manager – Finance, S Kew; Promotions & Stakeholders Manager, B Aspin [for Item 16]; Executive Assistant to J Mills, G Taumanu [for Item 16]; Beca Consultant, J Scott [for Item 16]; Langdon Davis Consultant, P Robinson [for Item 16]; Antanas Procuta Consultant, A Procuta [for Item 16]; Hunt Davis Tennent Consultant, E Tennent [for Item 16]; Opus Consultant, B Lincoln [for Item 16]; Opus Consultant, R Williams [for Item 16]; Committee Secretary, S King.

2 DISCLOSURE OF MEMBERS' INTERESTS

There were no disclosures.

3 APOLOGIES

RESOLVED

1/08/98

That the apology for lateness from Councillor Newlands be received.

Cr Lee / Cr Hoverd

4 LATE ITEMS

There were no late items.

5 CONFIRMATION OF ORDER OF MEETING

File: 01-22-21

RESOLVED

1/08/99

That the order of the meeting be confirmed subject to Item 16 being taken at 9.45am.

Cr Lee / Cr Taranaki

6 VISITORS

There were no visitors.

7 MINUTES OF PREVIOUS MEETING

File: 01-22-21

Minutes of meeting held on 26 August 2008 were included in the agenda.

RESOLVED

1/08/100

That the minutes of the meeting of the Waipa District Council held on 26 August 2008 be confirmed as a true and accurate record.

Cr Webber / Cr Scaramuzza

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

File: 75-09-06

- Councillor Hoverd, along with Council's Corporate Planning Manager a presentation on "Healthy Homes, Warm Homes" promoted by Environment Waikato.
- Councillors Sharpe, Taranaki & Webber, along with two Council planners, attended the RMLA Conference in Dunedin.
- Councillor Barnes attended the launch of Get Cooking in Kihikihi.
- Mayor Livingston attended the Zone Two meeting.

9 USE OF COUNCIL SEAL

File: 01-22-30

Council policy and delegated authority provides for use of the Council seal prior to notification to Council in specified cases.

- 9.1 Documents to which the Council seal has been applied** under authority delegated to the Chief Executive and in accordance with Council Policy and **Survey Plans to which the Council seal has been applied** pursuant to an authority delegated to the Environmental Services Manager, Planning Services Manager, or Senior Planner – during August / September 2008.

RESOLVED

1/08/101

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

Cr Jull / Cr Lee

Documents Sealed by Chief Executive

Sale and Purchase Agreements

- a) *Purchase Agreement – Containerways Limited*
File Reference – 04445/215.07
Resolution Number – SP/0106/07
- b) *Purchase Agreement – M Lawry*
File Reference – 04470/0122.00
Resolution Number – 1/08/69

Other Documents

- c) *Agreement of Lease – Cambridge Citizens Advice Bureaux Inc*
File Number – 04370/122.00
Policy Number – s.5(1)(b)
- d) *Compensation Certificate – M Lawry*
File Number – 04470/0122.00
Resolution Number – 1/08/69
- e) *Fencing Covenant – River Gardens*
File Number – P12856
Resolution Number – SP/0031/08 and SP/0366/07
- f) *Gazette Notices for Execution – Various*
File Number – Various
Resolution Number – 1/08/83
- g) *Lease Renewal – Mount Pirongia Pony Club*
File Number – 04601/030.00
Policy Number – 4.4.2 (e) i d
- h) *Renewal of Lease – F Krippner*
File Number – 04601/063.00
Policy Number – 1.7.2
- i) *Renewal of Lease – J & M Krippner*
File Number – 04601/066.00
Policy Number – 1.7.2

- j) *Renewal of Lease – H Bridson*
File Number – 04601/060.00 & 04601/062.00
Policy Number – 1.7.2
- k) *Renewal of Lease – Ngaroto Sailing Club*
File Number – 04475/272.00
Policy Number – 1.7.2
- l) *Renewal of Lease – Dean Morgan Financial Services*
File Number – 04492/028.00
Policy Number – 1.7.2
- m) *New Lease – Park Rd Sports Inc*
File Number – 04551/060.00
Resolution Number – IC/07/12
- n) *Partial Discharge of Compensation Certificate – Greenlea Premier Meats Limited*
File Number – 04570/003.02
Policy Number – 5.1 (b)
- o) *Transmission of Ownership – Cambridge Borough Council*
File Number – P12984
Policy Number – 1.7.1
- p) *Transmission Document – Te Awamutu Borough Council*
File Number – 04495/167.00
Policy Number – 1.7.1

Liquor Licenses

- q) *General Manager's Certificate – AL Hanks*
File Reference – 33-26-02
Policy Number – 1.7.19
- r) *General Manager's Certificate – LA Killingback*
File Reference – 33.26.02
Policy Number – 1.7.19
- s) *General Manager's Certificate – GA Steenson*
File Reference – 33.26.02
Policy Number – 1.7.19
- t) *On-Licence – Sarnia Park, 151 Maungatautari Road, Cambridge*
Policy Number – 1.7.19
- u) *On-Licence – Elevations Café and Restaurant, 13 Roche Street, Te Awamutu*
Policy Number – 1.7.19
- v) *Off-Licence – Pirongia Four Square, 900 Franklin Street, Pirongia*
Policy Number – 1.7.19

Documents sealed by Environmental Services Manager, Planning Services Manager or Senior Planner

- w) *Easement – P Graf*
File Number – 04521/844.00
Policy Number – 4.4.6 (a) i) 7
- x) *Easement – Cambridge East Gospel Trust*
File Number – 04380/389.00
Policy Number – 4.4.6 (a) i) 7
- y) *Easement – R & J Martin*
File Number – 04380/170.00
Policy Number – 4.4.6 (a) i) 7
- z) *Easement – Linmar Developments*
File Number – 04510/221.00
Policy Number – 4.4.6 (a) i) 7
- aa) *Easement in Gross – Tristar*
File Number – 4481/494.01
- bb) *Sewer Easement – River Gardens Ltd*
File Number – 04524/109.00
Policy Number – 4.4.6 (a) i) 7
- cc) *Sewer Easement – Collings & Liddle*
File Number – 04361/875.00
Policy Number – 4.4.6 (a) i) 7
- dd) *Sewage Easement – GS & SP Law*
File Number – 4551/202
- ee) *Water Easement – Grasspatch Developments Ltd*
File Number – 4482/518.03
- ff) *Right to Drain Water Easement – GJ & EL Pinny*
File Number – 4482/518.03
- gg) *Fencing Covenant – Tristar*
File Number – 4481/494.01
- hh) *Application to Remove Fencing Covenant – Tristar*
File Number – 4481/494.01
- ii) *Cancellation of Deed of Covenant – River Gardens Ltd*
File Number – 04524/109.00
Policy Number – 4.4.6 (a) i) 2
- jj) *Instrument for Esplanade Strip – Patawa Stud Ltd*
File Number – 4581/644
- kk) *Release of Registered Bond – DTL Properties Limited*
File Number – 04470/130.03
Policy Number – SP/4843

10 FINANCIAL REPORT

File: 01-84-16

Financial Report for Period Ended 31 August 2008 was included in the agenda.

Councillor Barnes left the meeting at 9.28am and rejoined the meeting at 9.30am. Councillor Taranaki left the meeting at 9.35am and rejoined the meeting at 9.37am.

RESOLVED

1/08/102

That the Financial Report for the period ended 31 August 2008 from Group Manager – Finance, be received.

Cr Cox / Cr Jull

RESOLVED

1/08/103

That the Reserve Development Contributions Work Programme be reviewed before 30 November 2008 and that details of the work completed over the past two years be provided with details of future work proposed within the programme.

Cr Barnes / Cr Scaramuzza

Item 16 was taken before Item 11.

11 WAIKATO REGIONAL AIRPORT LIMITED: ANNUAL GENERAL MEETING

File: 40-13-01

RESOLVED

1/08/105

That Council confirms His Worship the Mayor (Alan Livingston), and in his absence the Deputy Mayor (Peter Lee), be appointed as Council's proxy for the Waikato Regional Airport Limited to vote on behalf of Council at the Airport Company's Annual General Meeting to be held on 20 October 2008 and any adjournment of that meeting and any other meetings of the Airport Company's shareholders that may be held prior to the next Annual General Meeting in October 2009.

Cr Jull / Cr Webber

12 REQUESTS FOR TEMPORARY CLOSURE OF ROADS FOR EVENTS

File: 55-21-02

A report was included in the agenda.

RESOLVED

1/08/106

That:

As provided by s319(h), s342 of the Local Government Act 1974 and s11 and 11(e) of Schedule 10 of the same Act the roads and parts of roads described below be closed temporarily on the dates and times shown below for the purposes shown below and the required public notice of Council's decision be given accordingly.

- a) *i) Part of Laurent Rd in Cambridge from Taylor St, north for a distance of one kilometre, on Saturday 8 and Sunday 9 November 2008 from 8 am to 4 pm on both days; and,*
ii) Part of Lake St from Queen St (SH1) to Alpha St, part of Victoria St from Queen St to Alpha St and all of Kirkwood St from Lake St to Empire St in Cambridge on Sunday 9 November 2008 from 10.00 am to 11.30 am;
all for the purpose of the Cambridge Armistice Day Committee holding annual Armistice Day celebrations.
- b) *Part of Anderson Rd from Kakaramea Rd (SH39) to Bell Rd; part of Bell Rd from Anderson Rd to Bird Rd; all of Bird Rd from Bell Rd to Kakaramea Rd and any side road adjoining these roads or parts of roads to be closed (other than Kakaramea Rd) for a distance of 100 metres from the road to be closed; all in Paterangi on Tuesday 28 October 2008 from 8.45 am to 12.45 pm for the purpose of Targa New Zealand holding a stage of the 2008 Dunlop Targa Motoring Event.*
- c) *Part of Victoria St in Cambridge from Queen St to Alpha St on 18 October 2008 from 9.00 am to 5.00pm for the purpose of the Cambridge Chamber of Commerce holding an Emergency Response Expo.*

Cr Webber / Cr Taranaki

13 TO NAME TWO NEW ROADS CREATED IN TWO SEPARATE SUBDIVISIONS

File: 55-28-12

A report included in the agenda.

RESOLVED

1/08/107

That

- a) *The report entitled "To Name Two New Roads Created in Two Separate Subdivisions", Council's document number 08893418, dated 22 September 2008, be received.*
- b) *The new road created in subdivision Council reference SP5079 undertaken by Capstone Properties Ltd be named "Homestead Lane" in recognition of an old villa known by this name that was once on this site.*
- c) *The new road created in subdivision Council reference SP4550 undertaken by Grasspatch Developments be named "Meddings Place" in recognition of S Meddings the Managing Director of Grasspatch Developments and the fact that he is the third generation of this family to have resided in the Te Awamutu area.*

Cr Cox / Cr Thomas

14 CHANGE OF STATUS OF LAND FROM RECREATION RESERVE TO LOCAL PURPOSE RESERVE AND NEW LEASE TO PLAYCENTRE

File: P3376

A report was included in agenda.

RESOLVED

1/08/107

That

- a) *The report entitled "Change of Status of Land From Recreation Reserve to Local Purpose Reserve to Provide for a new Lease for its Continued Use as a Playcentre", Council's document number 08893433, be received.*
- b) *That an application be made to Land Information New Zealand for good title to the reserve land situated at 99 Bond Rd and described as Lot 14 DPS 1140.*
- c) *That pursuant to s 16(2A) of the Reserves Act 1977 Council reclassifies the land described as Lot 14 DPS 1140 (part certificates of title 141/81 and 30/209) comprising 1371 square metres more or less, situated at 99 Bond Rd Te Awamutu as Local Purpose Reserve :pre-school.*
- d) *Council grant a lease of Lot 14 DPS 1140 situated at 99 Bond Rd Te Awamutu to the King Country Playcentre Association for a term of five years with two rights of renewal for further terms of five years each in accordance with Council's policy on leasing of reserves to community organisations.*

Cr Barnes / Cr Newlands

15 PIRONGIA RESERVES MANAGEMENT COMMITTEE: REPRESENTATION

RESOLVED

1/08/108

That in accordance with a request from the Pirongia Residents and Ratepayers Association (letter dated 29 August 2008), Sabina Owen be appointed on the Pirongia Reserves Management Committee in place of Alison Guy.

Cr Sharpe / Cr Thomas

16 CAMBRIDGE COVERED POOL PROJECT

File: 33-45-09

Report of Group Manager Assets & Community Facilities dated 16 September 2008 was included in the agenda.

Group Manager – Assets, Community & Business Services, J Mills outlined the process and associated timelines before introducing the consultant members of the project. The consultants provided an overview of the process to date, the baseline scheme option, the enhanced baseline scheme option and the covered 50m pool scheme option.

The meeting adjourned for the morning tea break at 10.17am and recommenced at 10.37am. Councillor Lee did not rejoin the meeting at that time. Councillor Lee rejoined the meeting at 10.39am.

Options A & B were compared by the consultants, highlighting the significant differences, pros & cons, the cost background and the associated costs of each option. Mr Mills noted that the two options are broadly similar in both cost and operating costs.

Councillor Newlands joined the meeting at 10.45am.

Discussion was held regarding the need for further consultation. Promotions & Stakeholders Manager, B Aspin commented on the recently completed consultation with key stakeholder groups on the different options.

The master plan for Option B includes a separate space for ‘Learn to Swim’ classes which community consultation rated as an important feature. Further discussion was held regarding the risk of using the existing pool tank, compared to the ‘best’ building orientation if a new pool tank is constructed. In her right of reply, Councillor Sharpe said that the increased ‘green space’ with associated glass walls will maximise the visual experience of users.

RESOLVED

1/08/105

That

- a) *The report of the Group Manager Assets & Community Facilities dated 16th September 2008; and,*
- b) *The report on the Cambridge Pool Redevelopments project entitled “Master Plan Report August 2008” prepared by consultants Hunt, Davies, Tennant, Opus, Antanas Procuta & Marshall Day be received.*

Cr Sharpe / Cr Taranaki

RESOLVED

1/08/104

That Council approves option B (new pool concept that includes provision of a 25m x 6 lane lap pool, leisure/therapy pool - 20m x 15m, learn to swim pool 15m x 10m and toddler/infants water inclusive of administration, change facilities and plant/storage areas to be located generally on the footprint of the existing 50m outdoor pool) for completion of detailed design; and investigates the funding requirements and financial impact of the \$14 million estimated cost of this option.

Cr Sharpe / Cr Taranaki

Councillor Lee recorded his vote against the motion.

Item 11 was taken after Item 16.

17 PROPOSED PROCUREMENT FOR THE UNDER-GROUNDING OF POWER, SHAKESPEARE STREET, LEAMINGTON VILLAGE UPGRADE

File: 55-26-14

Report of Group Manager - Engineering dated 30 September 2008 was included in the agenda.

RESOLVED

1/08/109

That

- a) *The report of Group Manager Engineering dated 10 September 2008 be received; and,*
- b) *In acknowledgement of the Electricity Act 1992 and its requirement that where a local authority requires an electricity company to move or alter electricity work in a road under the control of the local authority the cost is to be paid by the local authority; and notwithstanding Council's policy on competitive tendering for the procurement of goods, works and services, which requires tenders to be called where the value exceeds \$50,000; Council determines that replacement of the overhead power lines with an underground cable (as part of Council's upgrade project in Shakespeare St, Leamington) is not a 'contract' situation to be dealt with on a competitive basis covered by Council's policy; and Council approves that the work be done by Waipa Networks and Council being satisfied that the quote of \$538,619 from Waipa Networks is reasonable Council accepts this quote.*

Cr Newlands / Cr Lee

18 TO CONSIDER SITE OPTIONS FOR THE RELOCATION OF EX-SCHOOL LIBRARY BUILDING IN PIRONGIA AND GRANT OF A LEASE TO THE PIRONGIA TE AROARO KAHU RESTORATION SOCIETY INCORPORATED

File: P11520

Report of the Property Manager dated 19 September 2008 was included in the agenda.

Councillor Webber left the meeting at 12.21pm and rejoined the meeting at 12.23pm.

Group Manager – Assets, Community & Building Services, J Mills noted that there is no suitable site that would be available in Pirongia within the timeframe necessitated by the Society’s current resource consent.

RESOLVED

1/08/110

That

- a) *The report of the Property Manager dated 19 September 2008 be received; and,*
- b) *Having considered the Pirongia Restoration Society’s request for a site on Council land to be made available for relocation of the Pirongia School former library building, the Society be informed that Council has no land in Pirongia that Council considers suitable or available to meet the Society’s request.*

Cr Newlands / Cr Lee

19 CAMBRIDGE COMMUNITY BOARD: RECOMMENDATIONS TO COUNCIL

File: 01-21-14

At its meeting on 3 September 2008, the Cambridge Community Board passed the following recommendations for Council to consider:

5/08/201

That the Cambridge Community Board recommend to Council that:

- a) *enquiries are made to ascertain when the third stage of the MacLean Street Playground is to commence;*
- b) *If there are no funds available as per the original plan that funds are to be put aside to complete the playground*
- c) *Further discussion is held with the Cambridge Reserve Landscape Committee.*

Staff will investigate these matters and report back to the Board and hold discussions with the Reserve Landscape Committee.

Councillor Lee left the meeting at 12.48pm and rejoined the meeting at 12.49pm.

20 TE AWAMUTU COMMUNITY BOARD: RECOMMENDATIONS TO COUNCIL

File: 01-21-13

At its meeting on 9 September 2008, the Te Awamutu Community Board passed the following recommendations:

6/08/169

The Te Awamutu Community Board believes that the art work, completed by graffiti artist Otis Frizzel as part of the Television Two "In Your Neighbourhood Day" when the first televised basketball game was made from the Te Awamutu Events Centre, is of such a standard that it warrants being installed in an appropriate public place and the Board recommends to Council that it is installed on the interior south west wall of the Te Awamutu Events Centre stadium.

The Chief Executive noted that Council staff had decided that the art work would not be appropriate displayed in the Events Centre.

6/08/176

In view of the high priority of the Walk of Fame project and the ongoing vehicle damage to Selwyn Park, the Te Awamutu Community Board recommend to Council that additional lighting and/or bollards are installed to deter vehicles from gaining unauthorised access to Selwyn park and creating damage.

The Chief Executive requested the opportunity to follow up with staff and respond to the Board.

Councillor Newlands left the meeting at 12.58pm and rejoined the meeting at 1.00pm.

6/08/182

That the Te Awamutu Community Board recommend to Council that the Board is given an opportunity to consider the scope of a revised Alexandra Street upgrade prior to its confirmation.

6/08/184

That the Te Awamutu Community Board recommend to Council that the installation of an additional street light at the bus stop opposite the public toilets on Gorst Avenue, as requested by Council's Group Manager Engineering, be included in the Heart of Te Awamutu project rather than be treated in isolation.

These resolutions have been referred to the staff responsible for management of the issues raised. The recommendations will be addressed by staff and reported back to the Board.

21 WAIPA BIODIVERSITY COUNCIL: RECOMMENDATIONS TO COUNCIL

File: 65-09-05

At its meeting on 21 August 2008, the Waipa Biodiversity Council passed the following recommendations:

That the Waipa Biodiversity Council recommend to the Waipa District Council that in light of the significance and achievements in natural environmental areas, that Council support be given to media promotion of the projects and activities that are taking place in the District.

This resolution has been referred to the staff responsible for management of the issues raised.

There being no further business the meeting closed at 1.06pm.

CONFIRMED

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Mayor