

Minutes of a meeting of the Council held in the Council Chambers, Waipa District Council Offices, 101 Bank Street, Te Awamutu on Tuesday 28 October 2008, commencing at 9.00am.

1 PRESENT

His Worship the Mayor AD Livingston

Members

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

Public - Four

Others

Chief Executive, J Inglis; Group Manager – Engineering, J Kerr; Financial Accounting Manager, Y Simpson; Committee Secretary, S King.

2 DISCLOSURE OF MEMBERS' INTERESTS

There were no disclosures.

3 APOLOGIES

RESOLVED

1/08/111

That the apologies for non attendance from Councillors Jull & Thomas.

Cr Webber / Cr Scaramuzza

4 LATE ITEMS

There were no late items.

5 CONFIRMATION OF ORDER OF MEETING

File: 01-22-21

RESOLVED

1/08/112

That the order of the meeting be confirmed.

Cr Newlands / Cr Lee

6 VISITORS

There were no visitors.

7 MINUTES OF PREVIOUS MEETING

File: 01-22-21

Minutes of meeting held on 30 September 2008 were included in the agenda.

RESOLVED

1/08/113

That the minutes of the meeting of the Waipa District Council held on 30 September 2008 be confirmed as a true and accurate record, subject to the inclusion of an additional sentence in Item 18 to note that the matter is to be considered further by staff.

Cr Newlands / Cr Sharpe

Matters Arising:

7.1 Naming of a New Road Created in a Subdivision

The Chief Executive said that the developer had been informed of Council's decision and immediately expressed concern because the request was for the name to be "Meddings Crescent" and Council approved "Meddings Place" as recommended in the staff report. The Chief Executive said that Council could reconsider its decision based on this additional information that is now provided.

RESOLVED

1/08/114

That Council's decision of 30 September 2008 (reference number 1/08/107c) that a new road in Te Awamutu be named "Meddings Place" be rescinded and the road be named "Meddings Crescent" as requested by the developer.

Mayor Livingston / Cr Hoverd

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

File: 75-09-06

Councillor Webber reported on a delegations visit from Cambridge's Sister City Bihoro to celebrate the tenth anniversary.

Councillor Simmons reported on his attendance at the Maungatautari Ecological Island open day.

Cr Barnes reported on her attendance at the Graceland's Annual General 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 documents **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 October 2008.

RESOLVED

1/08/115

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 Taranaki / Cr Newlands

Documents Sealed by Chief Executive

Other Documents

- a) *Appointment of Proxy – Waikato Regional Airport Ltd*
File Reference – 40-13-01
Council Resolution – 1/08/105
- b) *Deed of Lease – William Devoy*
File Number – P5731
- c) *Transmission Document – Crown / Cambridge Borough Council*
File Reference – refer to First & Second Schedules
Policy Number – 1.7.1
- d) *Transmission Document – Te Awamutu Borough Council*
File Reference – 04492/198.00
Policy Number – 1.7.1
- e) *Transmission Document – Cambridge Borough Council*
File Reference – refer to Schedule
Policy Number – 1.7.1
- f) *Transmission Document – Cambridge Borough Council*
File Reference – 04370/259.00
Policy Number – 1.7.1

- g) *Transmission Document – Waipa County Council*
File Reference – SA30A/749
Policy Number – 1.7.1
- h) *Transmission Document – Waipa County Council*
File Reference – 04652/121.00
Policy Number – 1.7.1
- i) *Agreement to Construct Underpass & Enter into Underpass Lease & Registered Caveat – C & S Thomas Family Trust*
File Reference – 55-32-00
Policy Number – 5.1.B
- j) *Lease of Land under Road for Underpass – Riverdale Farm (2007) Ltd*
File Reference – 55.32.00
Policy Number – 5.1.B
- k) *Easement Instrument to Surrender Easement – Fonterra Limited*
File Number – P4284
Policy Number – 5.2.A
- l) *Classification of Reserve – 99 Bond Road, Te Awamutu*
File Reference – P3376
Council Resolution – 1/08/107

Liquor Licenses

- m) *General Manager's Certificate – P M Bryant*
File Reference – 33-26-02
Policy Number – 1.7.19
- n) *General Manager's Certificate – D J Bridge*
File Reference – 33-26-02
Policy Number – 1.7.19

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

- o) *Instrument for Esplanade Strip – George & Wilkinson*
File Number – 04631/305.00

10 FINANCIAL REPORTS

File: 01-84-16

10.1 Financial Report for Period Ended 30 September was included in the agenda.

The Financial Accounting Manager, Y Simpson provided an overview of the financial report.

RESOLVED

1/08/116

That the Financial Report for the period ended 30 September 2008, from Group Manager – Finance, be received.

Cr Scaramuzza / Cr Lee

10.2 First Quarterly Report for period 1 July – 30 September 2008 was included in the agenda.

The Financial Accounting Manager, Y Simpson commented that the report is in line with expectations.

Councillors Lee & Webber left the meeting at 10.14am and both returned at 10.15am.

RESOLVED

1/08/117

That the first Quarterly Report for the period 1 July to 30 September 2008, be received.

Cr Sharpe / Cr Webber

The meeting adjourned for the morning tea break at 10.33am and reconvened at 10.57am.

11 REQUEST FOR TEMPORARY CLOSURE OF ROAD FOR A CAR CLUB HILL CLIMB

File: 55-21-02

RESOLVED

1/08/118

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, Part of Sainsbury Road in Pirongia, from O'Shea Road for a distance of approximately 2km be closed temporarily on Sunday 9 November 2008 from 9.00am to 5.00pm for the purpose of holding a Car Club hill-climb event.

Cr Lee / Cr Taranaki

12 RUGBY WORLD CUP SPONSORSHIP

File:

The Chief Executive explained that Council agreed to a request from Hamilton City Council to provide \$45,000 as a contribution to Hamilton hosting specified games of rugby for the 2011 World Cup. Council's decision was conditional that the games specified were confirmed or guaranteed.

He said the City Council have advised that they were unsuccessful in getting the specified games and that the games would be three pool games (All Blacks Category A and B) which are lesser games than originally sought. The City Council accepted that a lesser contribution would not be inappropriate.

RESOLVED

1/08/119

That Waipa District Council confirm that it will contribute \$30,000 towards three pool games of the Rugby World Cup (All Blacks Category A and B).

Cr Webber / Mayor Livingston

13 WAIKATO STATUTORY BOARD ESTABLISHMENT COMMITTEE

File: 85-32-05

The Chief Executive said that Council has been asked by the Minister of Treaty Negotiations to nominate a member and an alternate member for appointment to the Waikato Statutory Board Establishment Committee.

RESOLVED

1/08/120

That Council confirm the nomination of Councillor Grahame Webber for appointment to the Waikato River Statutory Board Establishment Committee by the Minister in Charge of Treaty of Waitangi Negotiations, and Councillor Michael Cox be appointed as an alternate as provided in the Committee's terms of reference.

Mayor Livingston / Cr Barnes

14 PROVISION OF PROFESSIONAL SERVICES- CONTRACT REFERENCE 28-08-01

File: 28-08-01

RESOLVED

1/08/121

That tenders for the provision of professional services – preferred suppliers, for the period October 2008 to October 2011, (Council contract reference number 28-08-01) be accepted from:

Beca Infrastructure Ltd

Bloxam Burnett and Olliver

Opus International Consultants

Cr Taranaki / Cr Sharpe

15 ROADSIDE MOWING CONTRACT: CONTRACT REFERENCE 27-08-20

File: 27-08-20

Councillor Lee left the meeting at 11.37am and rejoined the meeting at 11.37am.

RESOLVED

1/08/122

That the Roadside Mowing Contract 27-08-20 be awarded to Bayliss Contractors for \$359,222.22 excluding GST.

Cr Webber / Cr Cox

16 CAMBRIDGE COMMUNITY BOARD: RECOMMENDATIONS TO COUNCIL

File: 01-21-02

The following resolution of the Cambridge Community Board meeting on 1 October 2008 was considered.

5/08/222 That the Cambridge Community Board is appreciative of the proposed Leamington upgrade and recommend to Council that this trend continues with any new street tree plantings in Cambridge.

5/08/226 The Cambridge Community Board recommend to Council that the programme of events as presented, for the forthcoming Bihoro delegation, be endorsed.

5/08/227 That the Cambridge Community Board recommend to Council that:

- a) a delegation from Cambridge visit Bihoro during October 2009*
- b) Sport be the theme to link in with the current branding "Waipa Home of Champions"*
- c) This is discussed with Mayor Koji Tsuchiya during the forthcoming Bihoro delegation visit.*

Councillor Newlands left the meeting at 11.51am.

Members discussed the proposed delegation to Bihoro which is known as the sky sports capital.

RESOLVED

1/08/123

That –

- a) a delegation from Waipa visit Bihoro during October 2009; and,*
- b) sport be the theme to link in with the current branding "Waipa Home of Champions"; and,*
- c) this is discussed with Mayor Koji Tsuchiya.*

Cr Webber / Cr Simmons

Councillor Newlands rejoined the meeting at 11.52am.

The following resolutions of the Cambridge Community Board meeting on 1 October 2008 were acknowledged and accepted as being under action by Council staff.

5/08/242 That the Cambridge Community Board recommends that Council consider the consequences of heavy road traffic to the road base as these concerns have been brought to the attention of the Board by residents of the area.

5/08/243 That the Cambridge Community Board recommends that Council ensures that the permanent lake to be established when the sand quarrying is completed, is created into a wetland or habitat for birdlife, if the consent is granted.

17 TE AWAMUTU COMMUNITY BOARD: RECOMMENDATIONS TO COUNCIL

The following resolutions of the Te Awamutu Community Board meeting on 14 October 2008 were acknowledged and accepted as being under action by Council staff.

6/08/207 That the Te Awamutu Community Board supports the Pioneer Walk concept as presented by Keep Te Awamutu Beautiful and strongly recommend to Council that it is given a high priority in the ten year plan.

6/08/208 That the Te Awamutu Community Board recommend to Council that the owner of the Cambridge Road Mill site, formerly Taylor and Jourdain, is required to bring the property up to an acceptable standard in terms of health and safety and public decency.

18 PIRONGIA WARD CONSULTATIVE COMMITTEE: RECOMMENDATIONS TO COUNCIL

The following resolutions of the Pirongia Ward Consultative Committee meeting on 9 October 2008 were acknowledged and accepted as being under action by Council staff.

8/08/10 The Pirongia Ward Consultative Committee request that Council continue with the practice of mowing the road frontages along SH3 from West Road to Ryburn Road.

8/08/11 The Pirongia Ward Consultative Committee request that Council confirm its prior commitments to prioritise the funding for design and upgrade for the Ohaupo CBD, to coincide with the upgrade of SH3 by Transit.

Councillor Lee left the meeting at 11.55am and rejoined the meeting at 11.57am.

Meeting adjourned at 11.59am and reconvened at

19 RESOLUTION TO EXCLUDE THE PUBLIC

File: 01-37-01

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

RESOLVED

1/08/124

That the public be excluded from the following parts of the proceedings of this meeting.

Mayor Livingston / Cr Webber

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 |
|----------|----------------------------|---|---|--|
| 20 | Report provided separately | CE's Routine Performance Review | 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 | | |
|---------|--|------------------|
| 20 | Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) | Section 7(2) (i) |

20 CHIEF EXECUTIVE'S ROUTINE PERFORMANCE REVIEW

This item was taken with the public excluded.

RESOLVED

1/08/125

That the public be readmitted to the meeting.

Mayor Livingston / Cr Webber

There being no further business the meeting closed at 3.15pm.

CONFIRMED

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Mayor

