

Minutes of a meeting of the Council held in the Council Chambers, Waipa District Council Offices, 101 Bank Street, Te Awamutu on Tuesday 25 November 2008, commencing at 9.00am.

1 PRESENT

His Worship the Mayor AD Livingston

Members

EH Barnes, LWE Hoverd, GH Jull, PL Lee, EC Newlands [from 9.42am], GG Scaramuzza, DL Sharpe, GW Simmons, BJ Taranaki, BS Thomas.

Public - Thirteen

Others - Chief Executive, J Inglis; Deputy Chief Executive & Group Manager – Environmental Services, G Dyet; Group Manager – Finance, S Kew [Item 10]; Promotions and Stakeholders Manager, B Aspin; Property Manager, C Windleborn; Committee Secretary, S King.

2 DISCLOSURE OF MEMBERS' INTERESTS

There were no disclosures.

3 APOLOGIES

RESOLVED

1/08/126

That the apologies for non attendance from Councillors Cox & Webber; and, the apology for lateness from Councillor Newlands, be received.

Councillor Sharpe / Councillor Thomas

4 LATE ITEMS

Mayor Livingston accepted as a late item, the Pirongia Residents & Ratepayers Association's request for information on the use of endowment funds for the purchase of the Methodist Church in Pirongia.

5 CONFIRMATION OF ORDER OF MEETING

File: 01-22-21

RESOLVED

1/08/127

That the order of the meeting be confirmed, subject to Item 14 taken at 9.30am, Item 7 taken at 10am and Items 19 & 20 taken at 2.00pm.

Councillor Lee / Councillor Thomas

Mayor Livingston noted with sadness the recent passing of Tainui Kaumatua, Hare Puke, and also of the late Graeme Weld, Mayor of Western Bay of Plenty District, who passed away at the weekend.

6 MINUTES OF PREVIOUS MEETING

File: 01-22-21

Minutes of meeting held on 28 October 2008 were included in the agenda.

RESOLVED

1/08/128

That the minutes of the meeting of the Waipa District Council held on 28 October 2008 be confirmed as a true and accurate record with the addition of "Mayor Livingston / Cr Webber" for the two resolutions on page 23 that are unnamed at present.

Councillor Barnes / Councillor Taranaki

Item 8 was taken at this time.

7 DEPUTATION

File: P11520

Councillor Lee & Councillor Scaramuzza left the meeting at 9.57am. Councillor Lee rejoined the meeting at 9.58am. Councillor Scaramuzza rejoined the meeting at 10.00am.

A deputation was received from Clare St Pierre and Gavin Dalziel representing the Pirongia Te Aroaro O Kahu Restoration Society Incorporated (the Society).

In their presentation they asked Council to consider making part of section 550, in Crozier Street, Pirongia available for relocation of the former Pirongia School Library building.

The Chief Executive explained that the Pirongia Reserves Management Committee is responsible for overseeing the management and development of specific reserve sites in Pirongia, including section 550. He said the matter should be referred to that committee.

RESOLVED

1/08/129

That the request by Pirongia Te Aroaro O Kahu Restoration Society Incorporated to use Lot 550 for the relocation of the ex-school library building, be referred to the Pirongia Reserves Management Committee for urgent consideration.

Councillor Sharpe / Councillor Thomas

The meeting adjourned for the morning tea break at 10.49am and reconvened at 11.12am.

Item 9 was taken at this time.

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

File: 75-09-06

Mayor Livingston tabled a report on the visit with Councillor Lee to Le Quesnoy, France to commemorate the 90th anniversary of the liberation of the town. Councillor Lee showed a brick that was part of the wall that New Zealand soldiers scaled to liberate Le Quesnoy.

Councillor Hoverd provided an update on the Waikeria Liaison Group meeting and the local boxing fundraising event for Canteen. Councillor Simmons attended the Graceland's time capsule burial, the Te Awamutu Museum exhibition event and an event in Kihikihi. Councillor Thomas provided an update on the Regional Transport Committee meeting he attended with Group Manager – Engineering, J Kerr. He also gave an update on the Waipa Catchment Liaison Committee meeting. Councillor Taranaki gave an update on a combined Chamber of Commerce and council meeting held recently.

Item 14 was taken at this time.

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 pursuant to an authority delegated to the Environmental Services Manager, Planning Services Manager, or Senior Planner – during October 2008.

Councillor Newlands left the meeting at 11.12am and rejoined the meeting at 11.12am.

RESOLVED

1/08/130

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

Councillor Scaramuzza / Councillor Simmons

Documents Sealed by Chief Executive

Sale and Purchase Agreements

- a) *Sale & Purchase Agreement – DK Leach or nominee
File Reference – 90-02-27 / 19 – P10803
Resolution Number – 1/08/787*

Other Documents

- b) *Transmission – Waipa County Council
File Reference – 90-02-27 / 19 – P10803
Policy Number – 1.71*
- c) *Transmission – Te Awamutu Borough Council
File Reference – 04471/279.00
Policy Number – 1.7.1*
- d) *Authority to Undertake Electronic Property Transaction – Gillard Properties to Peter & Antonia Clarkin
File Reference – UR 5 / 164
Resolution Number – 8/96/073*
- e) *Authority to Undertake Electronic Property Transaction – PF Monahan
File Reference – UR 6 / 212
Resolution Number – 8/96/114*
- f) *Lease to Sports Club / Community Group – King Country Playcentre Association
File Reference – 04481/042.00
Resolution Number – 1/08/107*

Liquor Licenses

- g) *General Manager's Certificate – MB Mottram
File Reference – 33.26.02
Policy Number – 1.7.19*
- h) *General Manager's Certificate – RM Harper
File Reference – 33.26.02
Policy Number – 1.7.19*

- i) *General Manager's Certificate – NR Cross
File Reference – 33.26.02
Policy Number – 1.7.19*
- j) *General Manager's Certificate – SK Thacker
File Reference – 33.26.02
Policy Number – 1.7.19*
- k) *General Manager's Certificate – DA Broom
File Reference – 33.26.02
Policy Number – 1.7.19*
- l) *General Manager's Certificate – FL Cooksey
File Reference – 33.26.02
Policy Number – 1.7.19*
- m) *General Manager's Certificate – B Singh
File Reference – 33.26.02
Policy Number – 1.7.19*
- n) *General Manager's Certificate – DJ Vanin
File Reference – 33.26.02
Policy Number – 1.7.19*
- o) *General Manager's Certificate – RE Shramka
File Reference – 33.26.02
Policy Number – 1.7.19*
- p) *General Manager's Certificate – HC Roulston
File Reference – 33.26.02
Policy Number – 1.7.19*
- q) *On-Licence – R.P.M Bar, 29 Empire Street, Cambridge
Policy Number – 1.7.19*
- r) *Off-Licence – Super Liquor Cambridge, 2/8 Anzac Street,
Cambridge
Policy Number – 1.7.19*

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

There were no documents sealed.

10 FINANCIAL REPORTS

File: 01-84-16

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

RESOLVED

1/08/131

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

Councillor Scaramuzza / Councillor Newlands

11 TEMPORARY ROAD CLOSURE FOR EVENT

File: 55-21-02

RESOLVED

1/08/132

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:

- i) Part of Alpha Street from Dick Street to Victoria Street; part of Dick Street from Queen Street to Alpha Street; part of Duke Street from Victoria Street to Commerce Street; part of Victoria Street from Alpha Street to Commerce Street and the whole of Commerce Street, Cambridge on Sunday 7 December 2008 from 11.30am to 3.00pm for the Cambridge Christmas Parade; and,*
- ii) Part of Alexandra Street from Mutu Street to Arawata Street; part of Bank Street from Vaile Street to Alexandra Street; part of Teasdale Street from Vaile Street to Bank Street Te Awamutu on Saturday 13 December 2008, from 7.00am to 3.00pm and part of Arawata Street from Alexandra Street to Mahoe Street; part of Mahoe Street from Arawata Street to Selwyn Lane and the whole of Gorst Avenue and the whole of Selwyn Lane, Te Awamutu on Saturday 13 December 2008 from 12.15pm to 3.00pm for the Te Awamutu Christmas Parade.*

Councillor Taranaki / Councillor Barnes

12 PURCHASE OF LAND FOR THE TE AWAMUTU CEMETERY

File: 01-84-26

RESOLVED

1/08/133

That -

- a) Pursuant to S.16(2A) of the Reserves Act 1977 to classify the Te Awamutu cemetery reserve [described in the Schedule] as a local purpose (cemetery) reserve*

Schedule

1.947ha Lot 1, DPS8278, Lot 1 DPS3741, Lot 1 DP31501 and DP7858 (all Computer Freehold Register SA3A/943)

- b) Pursuant to S17(1) of the Public Works Act 1981 to enter into an agreement to purchase as cemetery reserve, subject to the Reserves Act 1977, Section 1, SO408219 of 0.8175 hectares for a value supported by Council Policy and further, on vesting in Council by way of proclamation in the New Zealand Gazette; and,
- c) Pursuant to S16.(2A) of the Reserves Act 1977 to classify Section 1, SO408219 as a local purpose (cemetery) reserve and to amalgamate the addition with the land in Computer Freehold Register SA3A/943; and,
- d) The purchase of the property be funded by Reserve and any return from disposal of surplus cemetery reserve be used to offset the purchase price; and,
- e) Pursuant to S.61(2A)(b) of the Reserves Act 1977 to lease the additional land for grazing in accordance with Council policy; and,
- f) Pursuant to S24(1) of the Reserves Act 1977 to notify the Minister of Conservation of an intention to revoke the reservation over the land shown on the Scheme Plan forming part of the Property Manager's report so the land can be better utilised for development with adjacent residential holdings; and,
- g) Council authorise staff to designate the additional land and to revoke the designation of the surplus land; and,
- h) The Common Seal of the Waipa District Council be affixed to all the sale, transfer and subsequent lease documents.

Councillor Jull / Councillor Barnes

13 PROPOSED WAIPA DISTRICT PUBLIC PLACES LIQUOR CONTROL BYLAW 2008

File: 45-02-29

Proposed Waipa District Public Places Liquor Control Bylaw 2008 was included in the agenda.

RESOLVED

1/08/134

That as provided by and in accordance with the provisions of the Local Government Act 2002, Council makes the Waipa District Public Places Liquor Control Bylaw 2008 to become operative on 15 December 2008.

Councillor Barnes / Councillor Sharpe

Item 17 was taken at this time.

14 NEW CAMBRIDGE COVERED POOL: APPROVAL OF DESIGN CONCEPT AND LAYOUT

File: 33-45-05

Report of Architects entitled “Draft Concept Design Report” dated 11 November 2008 was circulated to Councillors separately.

Councillor Scaramuzza left the meeting at 9.33am and rejoined the meeting at 9.34am.

Members discussed the Waikato Times article that estimated the projected cost as high as \$18 million. The Chief Executive said that a cost manager is working to a maximum budget of \$14 million. Promotions & Stakeholders Manager, B Aspin said that the next edition of ‘Word on Waipa’ will have a full explanation of the design plan and the supporting rationale.

Councillor Newlands joined the meeting at 9.42am.

RESOLVED

1/08/135

That further to Council resolution 1/08/104 of 30 September 2008 approving “Option B” as the preferred design layout (ID ref SK0911a) for the new Cambridge Covered Pool and on the advice of the project architects and engineers that it is unwise to construct new pools from the existing 50m x 15m concrete pool structure and that significant benefits can be obtained from a change to the size and layout of the pools presented in “Option B” without an increase in the total project cost approval of “Option B” be rescinded and the design concept and layout as described and shown in drawing SK510B in the project architect’s document “Draft Concept Design Report” dated 11 November 2008 be approved for the completion of detailed design.

Councillor Sharpe / Councillor Scaramuzza

Members discussed the timing for consideration of the management of the facility.

RESOLVED

1/08/136

That Council staff investigate the options and alternatives for management of the future Cambridge covered pool complex and provide a report to Council.

Councillor Scaramuzza / Councillor Lee

Item 7 was taken at this time.

15 RESOLUTION TO EXCLUDE THE PUBLIC

File: 01-37-01

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

RESOLVED

1/08/137

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

Councillor Simmons / Councillor Newlands

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
16	No Papers	Cambridge Covered Pool Sponsorship & Naming Rights	Good reason to withhold exists under section 7	Section 48(1)(a)

16 CAMBRIDGE COVERED POOL: SPONSORSHIP & NAMING RIGHTS

File: 33-45-05

This item was taken with the public excluded.

The public were readmitted to the meeting at 11.55am.

RESOLVED

1/08/138

That

- a. The Campaign Manager discuss with potential donors naming and sponsorship rights; and,*
- b. A proposed design and layout concept plan be brought to Council for consideration.*

Councillor Newlands / Councillor Hoverd

17 CAMBRIDGE COMMUNITY BOARD: RECOMMENDATIONS TO COUNCIL

File: 01-21-14

At its meeting on 5 November 2008, the Cambridge Community Board passed the following recommendations:

That the Cambridge Community Board recommend to Council that a liquor ban be enforced at MacLean Street playground and all playgrounds in Cambridge.

This was considered when the proposed Waipa District Public Places Liquor Control Bylaw was discussed and no changes were proposed. It was suggested that this was a question of under-age drinking and therefore a more prominent presence by the Police around play grounds would be more appropriate.

That the Cambridge Community Board recommend to Council that staff investigate planting trees to fill gaps in the street trees, early in the season.

This has been referred to staff for consideration and appropriate action.

That the Cambridge Community Board recommend to Council that staff approve the installation of an electrical plug, on the exterior wall above the entrance of the Cambridge Information Centre, to allow a Christmas light to be installed on the roof at the end of November; access to an electrical source had previously been by way of an extension lead through an open window.

This has been referred to staff for consideration and appropriate action.

That the Cambridge Community Board recommend to Council that the land on the corner of Taylor and Vogel Streets has potential for subdivision in light of the soil structure that was observed during the recent search for the buried howitzer gun.

This site has been considered for subdivision and development for some time. Issues around ownership and site suitability for development have required particular consideration. The Board's resolution has been referred to staff.

18 TE AWAMUTU COMMUNITY BOARD: RECOMMENDATIONS TO COUNCIL

File: 01-21-13

At its meeting on 11 November 2008, the Te Awamutu Community Board passed the following recommendations:

That the Te Awamutu Community Board recommend to Council that the following projects be given priority (as listed) in the Reserve Development Project -

1 Pioneer Walk

Stage One – complete concrete path for existing walkway, build entrance and viewing tower as proposed by Keep Te Awamutu Beautiful

Approximate value

\$70,000

Stage Two – complete concrete pavement for rest of walkway and furniture and signage as proposed by Keep Te Awamutu Beautiful

Approximate value *\$130,000*

2 *New playground in vicinity of recreational precinct*

Approximate value *\$200,000*

3 *Install park and walkway lighting for increased safety and amenity value, specifically in the rose gardens, Pioneer Walk, Memorial Park and Selwyn Park.*

Senior staff have met with representatives of Keep Te Awamutu Beautiful on their proposal to establish a walkway through a substantial part of Te Awamutu. This best utilises many footpaths and existing walkways but requires the formation of some new path. This is being investigated by staff and the expectation is that the work can be completed within existing budgets and the provisions of reserves development contributions.

That the Te Awamutu Community Board recommend to Council that all signage, especially the signage in Teasdale Street and outside the medical centre, be fixed to the pole so that the signs are locked in position.

That the Te Awamutu Community Board recommend to Council to investigate the installation of improved signage at the intersection of Mandeno and Rangiaowhaia Roads to alert motorists travelling on Mandeno Road that there is a compulsory stop ahead.

This has been referred to staff for attention. There is no compulsory stop at the eastern end of Mandeno Road. A report will be provided back to the board.

The meeting adjourned for the lunch break and reconvened at 2.50pm. Councillors Scaramuzza and Simmons did not rejoin the meeting at that time.

19 RESOLUTION TO EXCLUDE THE PUBLIC

File: 01-37-01

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

RESOLVED

1/08/139

That the public be excluded from the following parts of the proceedings of this meeting, with the exception of consultant Greg Timms.

Councillor Taranaki / Councillor Newlands

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	Routine Review of Chief Executive's Performance	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 ROUTINE REVIEW OF CHIEF EXECUTIVE'S PERFORMANCE

This item was taken with the public excluded.

The public were readmitted to the meeting at 3.51pm.

21 MEETING DATES FOR 2009

File: 01-22-21

RESOLVED

1/08/140

That in accordance with the Local Government Act 2002, Schedule 7 Clause 19(6)(i) Council adopts the following schedule of meeting dates for 2009 (generally being the last Tuesday of each month except for January) –

24 February 2009

31 March 2009

28 April 2009

26 May 2009

30 June 2009

21 July 2009 LGNZ Conference from 26 – 28 July 2009*

25 August 2009

29 September 2009

27 October 2009

24 November 2009

15 December 2009

Councillor Barnes / Councillor Sharpe

22 LATE ITEM: USE OF ENDOWMENT FUNDS FOR THE PURCHASE OF THE METHODIST CHURCH IN PIRONGIA

The Chief Executive said that although the endowment funds are traditionally used as working funds, there is currently a transition towards allowing their use for community purposes. He said that there needs to be clarification on the intended use of the Church.

The next meeting of the Pirongia Residents & Ratepayers Association is to be held on 27 November 2008 and Council staff will provide information as soon as it is available.

There being no further business the meeting closed at 3.52pm.

CONFIRMED

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Mayor