

COUNCIL MINUTES



Time: 9:00am
Date: Tuesday, 28 July 2020
Venue: Council Chambers, Waipa District Council, 101 Bank Street,
Te Awamutu

Opening Prayer

PRESENT

Chairperson

His Worship the Mayor JB Mylchreest

Members

EM Andree-Wiltens, EH Barnes, AW Brown, LE Brown, PTJ Coles, RDB Gordon, ML Gower, SC O'Regan, MJ Pettit, EM Stolwyk, CS St Pierre, BS Thomas, GRP Webber

APOLOGIES

There were no apologies.

DISCLOSURE OF MEMBERS' INTERESTS

There were no new disclosures of members' interests.

LATE ITEMS

There were no late items.

CONFIRMATION OF ORDER OF MEETING

RESOLVED

1/20/37

That the order of the meeting be confirmed.

Councillor L. Brown / Councillor St Pierre

COUNCILLOR UPDATE ON ATTENDANCES

Councillor Andrew Brown attended the WEL Energy Trust Meeting on behalf of Mayor Mylchreest and Deputy Mayor Stolwyk who were unable to attend and the Three Waters Reform Programme.

Councillor Gordon attended Cambridge's Motorhome Friendly presentation at the Cambridge Town Hall.

Councillor O'Regan attended the Waikato-Tainui Joint Management Agreement meeting and the Three Waters Reform Programme.

Councillor Barnes attended the Heritage Committee meeting to consider recent funding applications and the Maori Women's Welfare League meeting.

Deputy Mayor Stolwyk attended Cambridge's Motorhome Friendly presentation by NZMCA at the Cambridge Town Hall, the Three Waters Reform Programme, the Future Proof Metro Area Wastewater Governance Group with Mayor Mylchreest, the Affordable Housing meeting with Hon Louise Upston, the Waikato-Tainui Joint Management Agreement meeting about the Waikato Resilience Plan and the opening of the Paterangi School Playground on behalf of Mayor Mylchreest.

Councillor St Pierre attended the Waikato Regional Housing Initiative, the Three Waters Reform Programme, the Pirongia Community Association AGM and a community lunch at the Waikato Khmer Buddhist Association in Rukuhia.

Councillor Thomas attended and provided an update on the Commsafe meeting.

Councillor Webber attended the Regional Transport meeting at Waikato Regional Council where a 50% contribution to public transport was approved.

Mayor Mylchreest attended the Rural and Provincial Sector Meeting with Chief Executive Garry Dyet.

CONFIRMATION OF MINUTES

RESOLVED

1/20/38

That the open minutes of the Waipa District Council meeting held on 30 June 2020, having been circulated, be taken as read and confirmed as a true and correct record of that meeting subject to the amendment of typographical errors.

Councillor Gordon / Councillor L. Brown

DOCUMENTS SIGNED UNDER COUNCIL SEAL

RESOLVED

1/20/39

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

- a) *Pirongia Road Realignment and Land Purchase - Somerton Trust*
- b) *Fire Bylaw 2015 (amended)*

Councillor Webber / Councillor Thomas

LOCAL GOVERNMENT NEW ZEALAND ANNUAL GENERAL MEETING 2020

Manager Governance J Gread presented the report to Council. No questions were asked.

RESOLVED

1/20/40

That -

- a) *The report 'Local Government New Zealand Annual General Meeting 2020' (Doc 10432972) of Manager Governance be **RECEIVED**; and*
- b) *Council confirms the following delegates for the 2020 Annual General Meeting:
Mayor Jim Mylchreest as the presiding delegate; and*

Chief Executive, Garry Dyet as the alternate presiding delegate.

Councillor O'Regan / Councillor St Pierre

RESOURCE MANAGEMENT ACT AND OPERATIONAL DELEGATIONS TO STAFF

Legal Counsel J McFarlane took the report as read and identified highlights within the report.

It was noted that the Resource Management Act 1991 (RMA) was included in the report for the sake of completeness.

RESOLVED

1/20/41

That -

- a) *The 'Resource Management Act and Operational Delegations to Staff' report (document number 10433155) of Jennie McFarlane, Legal Counsel be received;*
- b) *Pursuant to Clause 32 Schedule 7 of the Local Government Act 2002, Council:*
 - i. *Delegate Council's powers, duties and functions under the sections of the Resource Management Act 1991 set out in Appendix 1 to this report (document number 10433915), to the new positions of Environmental Health Team Leader and Enforcement Team Leader in the Compliance team;*
 - ii. *Delegate Council's powers, duties and functions under section 330 of the Resource Management Act 1991 (power to undertake preventative or remedial action in emergency circumstances) to the position of Graduate Engineer (formerly known as Development Engineer Technical Officer with the delegation to this position to be revoked) and to the positions of Network Team Leader, Network Engineer, Stormwater Engineer and Strategic Planning and Asset Team Leader (with the delegation to the positions of Network Supervisor, Stormwater Officer, Asset Management Team Leader and Asset Planning Engineer Senior to be revoked now these roles have been dis-established);*
 - iii. *Delegate authority to the Chief Executive and to the Group Manager Service Delivery to accept on Council's behalf any transfer of a discharge permit pursuant to section 137 of the Resource Management Act 1991;*

- iv. *Amend the delegation to the Chief Executive in the Delegations Register (Section 2 Contracts Subpart 4 – Operational Delegations Part B) as set out below: “The power of appointment in respect of the role of “Engineer” under NZS 3910, 3916 and 3917 Contracts, to appoint a suitably qualified engineer to act in the role of “Engineer to Contract” in any of those contracts”; and ratify any current appointments of engineering staff who have been appointed as “Engineer to Contract”; and*
- c) *The Delegations Register be updated accordingly*

Councillor Webber / Councillor St Pierre

RESOLUTION TO EXCLUDE THE PUBLIC

RESOLVED

1/20/42

That the public be excluded from the following parts of the proceedings of this meeting. The general subject of the 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:

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
1. <i>Confirmation of Public Excluded Minutes</i>	<i>Good reason to withhold exists under section 7 Local Government Official Information and Meetings Act 1987</i>	<i>Section 48(1)(a)</i>

2. 27-20-12 Cambridge C2/C3 Infrastructure – Cambridge Road Water Trunk Main & Cambridge Road Wastewater Rising Mains – Contract Award	<i>Good reason to withhold exists under section 7 Local Government Official Information and Meetings Act 1987</i>	<i>Section 48(1)(a)</i>
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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.	Section	Interest
1.	<i>Sections 7(2)(j)</i>	<i>To prevent the disclosure or use of official information for improper gain or advantage.</i>
2.	<i>Section 7(2)(i)</i>	<i>To enable the Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</i>

Councillor St Pierre / Councillor Andree-Wiltens

Closing prayer

There being no further business the meeting closed at 9.53am.

CONFIRMED AS A TRUE AND CORRECT RECORD

CHAIRPERSON:

DATE: