



Otorohanga District Council

MINUTES

8 August 2006

OTOROHANGA DISTRICT COUNCIL

8 August 2006

Minutes of an ordinary meeting of the Otorohanga District Council held in the Council Chambers, Maniapoto St, Otorohanga on Tuesday 8 August 2006 commencing at 10.08am.

MINUTES

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PRESENT

His Worship the Mayor Mr DF Williams (Mayor), Crs S Blackler, D de Haan (attended 10.12am), WH Earwaker, AL Gower, DM Pilkington and GA Wilshier.

IN ATTENDANCE

Messrs DR Hall (Chief Executive), DC Clibbery (Engineering Manager), JL Pevreal (Finance & Administration Manager), Mr CA Tutty (Customer Services Team Leader) and Mrs A Burdon (Executive Assistant).

OPENING PRAYER

Cr Wilshier read the Opening Prayer.

APOLOGIES

Resolved that the apologies received from Cr C Jeffries, and Cr de Haan-for lateness, be sustained.

Cr Earwaker / Cr Blackler

CONFIRMATION OF MINUTES

OTOROHANGA DISTRICT COUNCIL - 26 JULY 2006

Resolved that the minutes of the meeting of the Otorohanga District Council held on 26 July 2006, as previously circulated, be approved as a true and correct record of that meeting.

Cr Pilkington / Cr Wilshier

Matters Arising

2006 Dunlop Targa Application for Road Closure

Cr Blackler referred to the above application and advised that Mr Peter Muller's run-off is located on Barber Road not Turitea Road.

Rally of New Zealand

Cr Pilkington said Rally of New Zealand would be utilising Pirongia West, Okupata and Kaimango Roads. She requested *Kaimango Road* be included in the Minutes.

ANZAC Day

His Worship reported he had met with the Regional Manager and Chief Executive of Works Infrastructure who are very keen to be involved in Customer Satisfaction. His Worship said he raised the matter of road closure costs in respect to the ANZAC Day parade amount to approximately \$2,800. His Worship queried whether their Company would be interested in funding this amount. He said the Representatives really embraced the suggestion and thought it would be a fantastic promotion for their Company throughout the Country. His Worship advised he was waiting for their 'agreement' in writing to fund the road closure portion.

REPORTS

Item-272 STOCK MOVEMENT BYLAW

Discussion

The Engineering Manager presented the Stock Movement Bylaw report. He said when Gallie Miles looked over the Bylaw, they advised it was legally sound but required one or two small amendments. He said Gallie Miles advised Council could not have a provision in the Bylaw for an ongoing fine on a daily basis however, suggested the level of the one-off fine may be increased. Council believed no increase was required.

The Engineering Manager advised that offending farmers would receive a warning and if the matter was not rectified, Council would arrange for a Contractor to clean up the road and would recover the cost of this from the Permit holder. He said, if there was further offending, a fine of up to \$1000 could be imposed, and if the offending continued, further fines of up to \$1000 each time could be imposed.

The Engineering Manager requested that the following be added to the Bylaw - 'That the Otorohanga District Council's existing Stock Droving Bylaw 1999 is hereby revoked.' The Engineering Manager tabled the final version of the Bylaw.

Resolved

That Council confirms and adopts the Otorohanga District Council Stock Movement Bylaw 2006 and the associated *Council Policy - Underpass Requirements and Conditions for Construction of a Cattle Underpass*. The Bylaw shall come into effect on 31 August 2006.

Cr Pilkington / Cr Blackler

Item-273 AROHENA RECYCLING CONTAINER

Discussion

The Engineering Manager presented the Arohena Recycling Container report. He advised he had met with the Arohena Recycling Group (ARG) who were well organised and practical about what they propose to achieve. He said the Arohena School advised ARG can use the bus shelter as a drop off point, but would need a container for storage. The Engineering Manager said ARG have enough funding for Supa Bins collection for two to three years. He advised ARG have only requested from Council an unmodified container for storage costing approximately \$1,500-2,000. He further advised he was impressed with the ARG's enthusiasm and motivation and believed they should be encouraged. Cr Earwaker advised he would be happy to see ARG supplied with a container but that no ongoing costs fall on Council. He said it was an educational tool and not necessarily permanent on one site. His Worship expressed the opinion Council is a Zero Waste Council and with such a motivated group, ARG should be supported and encouraged. The Engineering Manager said it would be stressed to ARG the container is not a Council facility. The Finance & Administration Manager suggested a letter be written to the Arohena School outlining the conditions and they be asked to acknowledge it.

Cr Blackler queried what 'contract' Council had with Kio Kio School having a recycling container. His Worship replied the Engineering Manager had not found a specific contract only but general comments as advised in his report. He said negotiations will need to take place with Kio Kio's Board of Trustees to discuss the long term location of the container. Cr Pilkington requested that the educational aspect of having the container be reiterated. His Worship said it would not be beyond Council's ability to provide each school with a container as long as there were no ongoing costs to Council.

Resolved

That Council supplies a recycling container to the Arohena Recycling Group (ARG) for use in providing a recycling service based at the Arohena School. No contribution towards the operating cost of this service will be made, and the container will remain in the ownership of Council.

Cr Wilshier / Cr Gower

Item-274 PROPOSED CLOSURE OF UNFORMED UNNAMED PART MANGATI ROAD

Discussion

The Finance & Administration Manager presented the Proposed Closure of Unformed Unnamed Part Mangati Road report. In reply to Cr Pilkington's query whether the closure was to be publicly advertised, the Finance & Administration Manager said he believed it should be however, this may be different as consent has been obtained from all the affected parties to the closure. He undertook to confirm to Members whether public notification was required.

Resolved

That the Otorohanga District Council agrees to the closure of the unnamed legal road off Mangati Road and the sale of the land to AH and CE Yeates on the following conditions.

- That the written consent of the owner of Lot 1 DP 369527 held in certificate of title 282245 be obtained agreeing to the road closure and to the sale of all of the closed road and trees thereon to AH and CE Yeates.
- The road to be closed be sold on condition that it be amalgamated with the land held in CT SA 2A/1344 (A H and C E Yeates).
- That AH and CE Yeates meet the cost of Council obtaining a valuation of the land and trees.
- That AH and CE Yeates arrange and meet the cost of producing a survey plan that shows the area of road to be closed.
- That AH and CE Yeates meet the legal costs associated with the formal road closure and transfer of the land to them.
- That AH and CE Yeates meet Councils internal administration costs estimated at \$1,500.
- That AH and CE Yeates pay to the Council the sum equal to the valuation of the land and trees.
- That AH and CE Yeates meet all costs associated with the fencing of road to be closed.

Cr Wilshier / Cr de Haan

Item-275 ADOPTION OF BUILDING POLICIES

Discussion

The Environmental Services Manager attended the meeting and presented the Adoption of Building Policies report. She advised the Policies have been publicly notified and no submissions were received. In response to Cr de Haan's query regarding older buildings being made earthquake proof, the Chief Executive said it was difficult and expensive but not impossible. Cr Blackler queried how many older buildings would be affected. The Environmental Services Manager said she was unsure but thought it was a very small number.

Resolved

That

1. The Environmental Services Manager's report be received.
2. The Council adopts the Policy for Dangerous and Insanitary Buildings, and the Policy for Earthquake-Prone Buildings in compliance with the requirements of Section 131 of the Building Act 2004 and pursuant to Sections 83 and 89 of the Local Government Act 2002.
3. The Policy for Dangerous and Insanitary Buildings, and the Policy for Earthquake-Prone Buildings become operative on 9 August 2006.

Cr Earwaker / Cr Wilshier

Item-276 RURAL TRAVEL FUND

Discussion

The Customer Services Team Leader presented the Rural Travel Fund report. Cr Pilkington said this Fund was very important to Kawhia Schools to enable pupils to take part in competitions. Cr Pilkington also accepted nomination to be on the Funding Committee. His Worship said this was an annual Fund granted by the Government and that it did not accumulate therefore he would really like to see the Fund totally utilised each year. He suggested the Customer Services Team Leader forward information and guidelines for schools to the Waitomo news to publish.

Resolved

That Council appoint a Committee comprising His Worship the Mayor, Cr Pilkington and the Sport Waikato Representative to administer the Rural Travel Fund for the 2006/07 year and be granted authority to allocate the funds available as per the guidelines.

Cr Pilkington / Cr Gower

Item-277 REVIEW OF ELECTORAL REPRESENTATION

Discussion

The Chief Executive reported the Electoral Representation review had been notified and no submissions were received. Cr de Haan requested, for herself and Cr Pilkington, a map and list of ratepayers who have changed Wards.

Resolved

That pursuant to Section 19Y(1) of the Local Electoral Act 2002 public notice be given that as there were no objections received to the proposal of Council on the review of representation and ward boundaries, as recently publicly notified, that it has been confirmed that the basis for election at the next triennial elections to be held in October 2007 shall be as set out in Council's resolution dated 2 May 2006, which is generally as follows:

1. The Kawhia and Otorohanga Community Boards will be retained.
2. Membership of the Kawhia Community Board will be expanded to 5 elected members and 1 member appointed by Council. Four members will be elected from the Kawhia Community and one member will be elected from the Aotea Community.
3. The boundaries of the Kawhia Community will be expanded to include the Aotea Community
4. The boundaries of the Otorohanga Community will be expanded to include land in the general vicinity of the Westridge subdivision and Blucks Road and land running from the

southernmost point of the Otorohanga Community on Old Te Kuiti Road through to Otewa Road, opposite Te Kotahitanga Marae.

5. Existing representation arrangements (4 community board members elected at large and 2 appointed members) will be retained for the Otorohanga Community.
6. The Council (including the Mayor) shall have a total membership of eight persons.
7. The Council (other than the Mayor) shall be elected by the electors of each Ward of the District.
8. The names of the Wards and the number of members to be elected by the Electors of each Ward are:

WARD	NUMBER OF MEMBERS
Kawhia	1
Kiokio / Korakonui	1
Otorohanga	2
Tihiroa	1
Waipa	1
Wharepuhunga	1
TOTAL	7

9. In order to comply with the statutory requirement that there be no greater than a +/- 10% variation in the ratio of population to elected members for each ward when compared to the ratio for the District as a whole it has been necessary to re-define the boundary between the Kawhia and Tihiroa Wards, by increasing the size of the Kawhia Ward and decreasing the size of the Tihiroa Ward.
10. The boundaries of the Otorohanga Ward have been expanded in order to coincide with the proposed boundaries of the Otorohanga Community.

Cr Earwaker / Cr Pilkington

GENERAL

FLOODED ROADS

Cr Pilkington said the current weather conditions were causing havoc on the Districts' roads, particularly Raglan Road which, she reported, was a mess. His Worship said there were slips all over the District and staff were being kept extremely busy.

MINOR SAFETY IMPROVEMENTS

Cr Gower thanked staff for the Minor Safety Improvement work carried out on Wharepuhunga and Ngaroma Roads.

DAMAGE TO SIGNS

Cr Wilshier reported there was damage caused to signs around the Otorohanga Domain over the weekend. His Worship reported Police had arrested the culprit, who had extensively damaged his own car in the process.

DAVID HALL THANKS TO MEMBERS

In advising Members this was his last Council meeting, the Chief Executive expressed his thanks and appreciation for the last seven years and the positive working relationship he had always had with Members. He said these would be hard to beat. His Worship stated the Chief Executive's seven years at Council had been fantastic, that he had played a key leadership role in most if not all the significant changes Council had undergone in recent years. He thanked the Chief Executive for his hard work and enthusiasm on behalf of Council and the excellent working relationship he had had with Members. His Worship said, knowing the difficult relationships many Chief Executives have with their Mayor and Elected Members, he wouldn't swap what Otorohanga has for anything! He wished the Chief Executive and his family all the very best for their future.

CITIZENSHIP CEREMONY CONTRIBUTION TO COSTS

His Worship advised he had received a letter from Mr Rick Barker, Dept of Internal affairs advising a \$10 per applicant contribution would now be made to Councils to assist with the costs incurred in carrying out a Citizenship Ceremony.

SPORT WAIKATO - OTOROHANGA ON THE MOVE

His Worship attended an 'Otorohanga on Move' meeting conducted by Council's Sports Coordinator Ms Robbie Matthews. He advised meetings are being held on Monday evenings for six weeks to promote the 'Passport to Health and Wellbeing'. His Worship reported the Coordinator was doing a great job in getting people active in the Community.

TRANSIT NZ

His Worship had received a letter from Mr Chris Allen advising that Transit had resolved a number of issues including -

- The main route between Auckland, Hamilton and Tauranga is State Highways 1 and 29.
- State Highway 2 between the Thames turn-off (State Highway 25) and Tauranga, no longer be the main route to Tauranga from Auckland
- The strategy is to only upgrade State Highway 2 between Pokeno and Thames turn-off (for the foreseeable future) to two lanes with passing opportunities.

BALANCE FERTILISER

His Worship has been advised Mr Richard Jolly is retiring this year by rotation but is offering himself for re-election.

WAIKATO TRIENNIAL AGREEMENT MEETING

His Worship advised at yesterday's meeting a presentation was given by the Rural Support Trust who have set up Charitable Trusts around the country to assist farmers through the stresses & strains experienced by unforeseen circumstances. He said the Trust had widespread support throughout the Country and requested support from local Councils. His Worship said the Trust reported on various success stories and the difference that had been made in peoples lives.

His Worship also advised that the 13 regional Mayors had discussed the Overlander rail services being discontinued. He said their unanimous response had been they were disappointed to lose this service but realised it was a commercial decision. His Worship said they believe it had not been marketed sufficiently, was not efficiently run and was an expensive travel option. He said it was suggested a meeting be held with the owners but everyone realized an uneconomic operation would require a subsidy to continue operating and it was queried where this would be funded from. He added further most people were critical of the chain of event that had led to the service being run down in this way. Cr Gower said the airfare from Auckland to Wellington was similar or less to the Overlander.

SANITARY WORKS SUBSIDY SCHEME

His Worship advised he had received correspondence stating the decision for Kawhia's application was being deferred, to be reconsidered in next budget year. His Worship said he was aware the Scheme had received a large number of applications and that it probably would not be considered until more funding was available. He advised the Kawhia Community Board have left the application in a position that it can be picked up quickly when/if more funding became available.

KATOLYST

His Worship advised the Hamilton City Council business unit, Katolyst, will give a presentation at Council on Tuesday 15 August at 10.30am. He said they will outline their proposed plans to replace Tourism Waikato.

HATOGAYA CITY EXCHANGE 2006

His Worship advised Hatogaya City students and teachers will arrive in Otorohanga on 18 August. A Mayoral Reception will be held on 22 August at 2.00pm for those Councillors who can attend.

ZONE 2

His Worship advised the next Zone 2 conference will be held in Gisborne on 24/25 August 2006. He said, at this stage, it will be Cr Earwaker, Acting Chief Executive John Pevreal and himself attending. He requested if any other Councillors wished to attend to advise the Executive Assistant today.

CHIEF EXECUTIVE'S FAREWELL

His Worship reminded Members of the Chief Executives farewell to be held on Thursday 17 August at 5.00pm and for Councillors to advise the Executive Assistant today of their attendance.

LTCCP AUDIT RESPONSE

His Worship advised he had received correspondence from Deloitte's commenting on Council's LTCCP. He said Council received good comments and that staff have done a fantastic job. The Chief Executive advised the audit response will be presented to Council.

STAFFING

His Worship advised that Contracts Engineer (Maintenance) Mr Steve Adam had tendered his resignation as of 29 August to begin working with a Hamilton firm. He said in the short time Mr Adam has been at Council, he had added great value to Council and that he would be missed.

The Finance & Administration Manager advised 10 applications had been received for the position of Finance & Administration Manager. He said two strong applicants were interviewed and Council's District Accountant, Mr Graham Bunn was appointed to the position. His Worship said he understood Otorohanga District Council was held in high regard as a good place to work and this reflected on the caliber of applicants coming through.

OTOROHANGA DISTRICT & COMMUNITY CHARITABLE TRUST

Cr Blackler advised the Trust will present a Young Achievers Award to rower Graham Oberlin-Brown at Friday 18 August 2006 at 12.30pm in the Council Chambers, if any Councillors wished to attend.

ADJOURNMENT

Council adjourned the meeting at 11.15am and re-convened at 11.58am.

MOTION TO EXCLUDE THE PUBLIC

"THAT the Otorohanga District Council, pursuant to Section 48, Local Government Official Information and Meetings Act 1987, resolves that the public be excluded from the following parts of the proceedings of this meeting.

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 or Section 6 or Section 7 or Section 9 of the Official Information Act 1982, as the case may require, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public."

Cr de Haan / Cr Gower

Item-278 APPEAL AGAINST DOG INFRINGEMENTS AND CLASSIFICATION CONFIDENTIAL

LUNCHEON ADJOURNMENT

Council adjourned for Luncheon at 12.20pm and re-convened at 12.45pm.

MEETING CLOSED

The meeting concluded at 12.58pm.

MAYOR:

DATE:

