



Otorohanga District Council

# MINUTES

11 December 2007

## OTOROHANGA DISTRICT COUNCIL

11 December 2007

Minutes of an ordinary meeting of the Otorohanga District Council held in the Council Chambers, Maniapoto St, Otorohanga on 11 December 2007 commencing at 10.13am.

### MINUTES

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## **PRESENT**

WH Earwaker (Deputy-Mayor), Crs SR Adam, S Blackler, AG Ormsby, DM Pilkington and RJ Prescott.

## **OPENING PRAYER**

Cr Adam read the Opening Prayer.

## **IN ATTENDANCE**

Messrs JL Pevreal (Chief Executive), DC Clibbery (Engineering Manager), GD Bunn (Finance & Administration Manager) and CA Tutty (Customer Services Team Leader).

## **APOLOGIES**

**Resolved** that the apologies received from His Worship the Mayor, Mr DF Williams and Cr AL Gower, be sustained.

### **Cr Ormsby / Cr Blackler**

## **CONFIRMATION OF MINUTES**

### **MATTERS ARISING**

Cr Pilkington referred to the item Beattie Home Rose Show and requested that her name be replaced with Cr Blackler who had reminded Members of the Beattie Home Rose Show to be held on Friday 23 November 2007.

**Resolved** that the minutes of the meeting of the Otorohanga District Council held on 20 November 2007 as previously circulated, be approved as a true and correct record of that meeting.

### **Cr Pilkington / Cr Prescott**

## **REPORTS**

### **Item-32 KAWHIA COMMUNITY BOARD MINUTES - 29 NOVEMBER 2007**

#### **Discussion**

#### **KAWHIA HEALTH FORUM**

Cr Pilkington referred to the Item Kawhia Health Board and requested the first paragraph be replaced with the following - "Kawhia Health & Welfare Forum - Representatives of the Kawhia Medical Centre attended the meeting to report on the establishment earlier this year of a Kawhia Health & Welfare Forum and referred to a document 'Kawhia Needs Assessment' produced by Population Health. Members were informed the Forum has met every two months and included people from Council, Diabetes Control, Maniapoto Maori Trust Board, Maori Women's Welfare League, Sport Waikato, Population Health, etc. The representative advised it was their intention to establish a list of those people/organisations available to those with health and social needs and covering the whole spectrum of Health and Social Welfare. Board Members were advised there will be opportunity for people to come to speak to the Forum."

## **TOILET FACILITY**

Cr Pilkington queried with the Engineering Manager whether the proposed signage could be installed in the individual cubicles prior to the Christmas holiday period.

### **Resolved**

That the Minutes of the meeting of the Kawhia Community Board held on 29 November 2007, as amended, be received and the recommendations contained therein be adopted.

**Cr Pilkington / Cr Earwaker**

## **Item-38 RALLY NEW ZEALAND PRESENTATION**

### **Discussion**

Rally NZ representative Mr Willard Martin attended the meeting and gave a presentation to Members. Mr Martin advised the purpose of the presentation was to give Members an overview of where Rally NZ is at, its background, and plans for the future. Mr Martin reported 2006 was the first year the event had been based at Mystery Creek and that this year was also run along the same lines. He said it was the intention for the 2008 event to be of a similar style however, the organisers need the support of the Council and the residents. Mr Martin advised the 2008 event would run during 28-31 August 2008. Cr Pilkington thanked Mr Martin for the consultation that took place for the 2007 year however, there was an issue with helicopters coming into the area and landing without permission. Mr Martin explained what could have happened in one instance however, he said for the 2008 year it was proposed to supply farmers with a plastic H to highlight the spot where helicopters are to land. In reply to Cr Blackler Mr Martin said it was the intention to use the same route for the 2008 event.

Mr Martin displayed the structure of Rally NZ and reported it has been organising the rally for the past 39 years. It is a non-profit organisation. He advised the rally for 2010 will be programmed to take place in late May thus moving away from the end of August period. Mr Martin advised the rally organisers contribute a percentage of spectator income back to Community groups, this totalled \$8-10,000 this year. Cr Pilkington raised the issue of fencing and suggested, when a fence line is damaged that temporary repairs be carried out. Mr Martin said this work could be undertaken by the local Coordinator. Mr Martin then presented to Council, a token of appreciation from Rally NZ for Council's assistance over the years.

Cr Earwaker thanked Mr Martin for his presentation and said the rally did provide a number of 'good things' for the District.

### **Resolved**

That the presentation by Rally NZ be received.

**Cr Pilkington / Cr Ormsby**

## **Item-36 OTOROHANGA DISTRICT SPORTS COORDINATORS REPORT FOR JUNE - NOVEMBER 2007**

### **Discussion**

Ms Robbie Matthews attended the meeting and referred Members to her report for the period June - November 2007.

Ms Matthews referred to the Sports Awards and Volunteer Function and said this provided a positive representation from Kawhia and referred in particular to a Basketball team which had received financial assistance under the Rural Travel Fund. She said by combining the two

events this has worked really well. Cr Pilkington agreed and said this has had a positive spin off for Kawhia with the establishment of more sports teams, etc. She extended her congratulations to Ms Matthews for her efforts in this area.

Cr Blackler queried whether the Doctors at the Otorohanga Medical Centre were promoting the Green Prescription project. Ms Matthews replied she was working with the local doctors to encourage them to utilise the project more. Ms Matthews also reported local Physiotherapists can also carry out the Green Prescription project.

### **Resolved**

That the Otorohanga District Sports Coordinator's report for the period June - November 2007 be received.

### **Cr Pilkington / Cr Prescott**

## **Item-37 PROJECT KIWIANA PRESENTATION**

### **Discussion**

Mrs Sonya Hetet, Chairperson of the Project Kiwiana Committee along with other representatives attended the meeting. Mrs Hetet presented comprehensive reports on Project Kiwiana's involvement with the proposed walkway development from Maniapoto Street through to Wahanui Crescent and the Kiwiana Display Modules proposed within the walkway development. In reply to Cr Pilkington Mrs Hetet confirmed Project Kiwiana's pledged contribution of \$25,000 to the new walkway development includes a funding grant of \$13,000 to go towards the audio unit component. Mrs Hetet confirmed that the proposed removal and relocation of the modules would be the responsibility of the Project Kiwiana Committee. Cr Prescott reported that Mr Warren King had advised he had received no official communication from the Project Kiwiana Committee regarding the proposal. Mrs Hetet replied Mr King was one of the first people spoken to as the project involves the wall of his building. Mrs Hetet advised, at the moment, her Committee has stopped consulting with their module partners. Cr Prescott expressed some concern with congestion being created in the walkway. Mrs Hetet replied, this would only be an instance, occurring in any one particular day. Cr Earwaker advised that the actual design of the project and the number of modules had never been given to Councillors. He said however, the design was not definite due to the costings involved.

Mrs Hetet said the Project Kiwiana Committee will need to have confirmation as soon as possible as to whether the walkway development will proceed as per the current plan. She said the final decision will obviously determine the direction that Project Kiwiana must take and may influence their future plans for the town's promotion. Mrs Hetet said factors that will have to be taken into account will include -

- The possible return of the \$13,000 grant for the audio units
- The conditional pledge of \$25,000 for the walkway development could be withdrawn.
- The current issues that confront Project Kiwiana in terms of the modules will still require consideration, particularly when the issues involves a large outlay of expense.

Cr Earwaker thanked Mrs Hetet for her comprehensive presentation.

## **Item-39 NGATI MANIAPOTO MARAE PACT TRUST**

### **Discussion**

Mr Dennis Astle, General Manager of the Ngati Maniapoto Marae Pact Trust Inc along with a number of representatives attended the meeting. Mr Astle reported the Trust proposed to establish a Maniapoto Cultural and Education Centre based at the Waitomo Village. He reported

that approximately 40 children from Otorohanga are taken daily to Te Kuiti to be part of their Health & Welfare programmes which are designed to cover the whole of the King Country.

Following the presentation Mr Astle reported to Members it was the intention of the Trust to keep the Community informed as to what is happening and as Council is an important stakeholder within the Community they require Members to understand and appreciate what is proposed.

Mr Ormsby extended congratulations to the Trust on the work they are carrying out. Cr Earwaker supported Mr Ormsby's comments. Mr Astle replied that currently the Trust has 500 Health and Service Clients receiving assistance and it was hoped to be able to house up to 100 people in the new Centre. He said all the programmes are available free and that the Trust will be making a presentation to Tainui next year to enable them to support their sub-tribes.

Cr Earwaker thanked Mr Astle for his presentation.

### **Item-33 REQUEST TO PURCHASE UNFORMED ROAD - AW & AJ BAIN**

#### **Discussion**

The Finance & Administration Manager presented a report on a request from I & A Bain at 602 State Highway 31 for Council to legally stop a small length of unformed legal road at the front of their property and for Mr & Mrs Bain to purchase the land.

#### **Resolved**

That

1. The Otorohanga District Council hereby consents to the stopping of the road described in the first schedule hereto and the sale of the land to IW & AJ Bain subject to the attached conditions.
2. Pursuant to Part VIII of the Public Works Act 1981 the Otorohanga District Council hereby consents to the Minister for Land Information declaring that:

Pursuant to Sec 116 and 117 of the Public Works Act 1981 the road described in the first schedule hereto being stopped and vested in Ian Wallace Bain and Anita Jayne Bain as owners of the adjoining land, by way of amalgamation with the land in Computer Freehold Register SA 10D/1433 subject to mortgage B 087567.5.

South Auckland Land District - Otorohanga District Council

#### First Schedule

##### *Road to be Stopped and Amalgamated*

Area	Description
1r 34.1p (1874m <sup>2</sup> )	Adjoining or passing through Sec 45 Block XVI Pirongia Survey District shown coloured green on SO 36926

3. That the Mayor and Acting Chief Executive of Otorohanga District Council be authorised to sign and seal any documentation necessary related to the stopping and sale of the area of 1874m<sup>2</sup> to IW & AJ Bain.

#### **Cr Adam / Cr Blackler**

## Item-34 ROAD LEGALISATION OF PART OF NGAHAPE ROAD SO47137

### Discussion

The Finance & Administration Manager presented a report advising Council has documents requiring consent to the legalisation of part of Ngahape Road. The Consent is to the declaring of land for road and severances and the stopping and vesting of road pursuant to the Public Works Act 1981.

### Resolved

That

1. Pursuant to Part VIII of the Public Works Act 1981 the Otorohanga District Council hereby consents to the Minister for Land Information declaring:
  - a) Pursuant to Section 114 of the Public Works Act 1981, the land described in the first schedule below to be road vested in the Otorohanga District Council.
  - b) Pursuant to Section 119 of the Public Works Act 1981 the land described in the second schedule below to be severances either vested in Council or in the proprietors of adjoining land.
  - c) Pursuant to Section 116 and 117 of the Public Works Act 1981 the land described in the third schedule below being road to be stopped and amalgamated within the Computer Freehold Register SA11C/168 subject to mortgage B. 099595.2 and mortgage H.938399.5 (Knight).
  - d) Pursuant to Section 119 of the Public Works Act 1981 the land in the fourth schedule below be amalgamated within the Computer Freehold Register SA 11C/168 subject to mortgage B 099595.2 and mortgage H938399.5 (Knight).
  - e) Pursuant to Sections 116 and 117 of the Public Works Act 1981 the land described in the fifth schedule below being road to be stopped and amalgamated within the Computer Freehold Register SA 47A/538 (Walmsley).
  - f) Pursuant to Section 119 of the Public Works Act 1981 the land described in the sixth schedule below being amalgamated within the Computer Freehold Register SA 47A/538 (Walmsley).
  - g) Pursuant to Sections 116 and 117 of the Public Works Act 1981 the land described in the seventh schedule below being road to be stopped and amalgamated within the Computer Freehold Register SA 41A/154. ( Appleton)
  - h) Pursuant to Sections 119 of the Public Works Act 1981 the land described in the eighth schedule below be amalgamated within the Computer Freehold Register SA 51A/154. ( Appleton)

South Auckland Land District - Otorohanga District

#### First Schedule - Land to be Declared Road

Area	Description	Property Owners
2r - 19.2p (2509m <sup>2</sup> )	Part Lot 3 DP 29287 shown coloured yellow on SO 47137 part Computer Freehold Register SA 11C/168	Knight
2r - 02.2p (2079m <sup>2</sup> )	Part Lot 1 DPS 13390 shown coloured blue on SO 47137 part Computer Freehold Register SA 11B/146	Payne
1r - 33.2p (1851m <sup>2</sup> )	Part Lot 1 DPS 53191 shown coloured sienna on SO 47137 part Computer Freehold Register SA 47A/538	Walmsley

Second Schedule - Land for Severance

Area	Description	Property Owners
26.9p (680m <sup>2</sup> )	Part Lot 3 DP 29287 shown coloured yellow, edged yellow on SO 47137 part Computer Freehold Register SA11C/168	Knight
17.5p (442m <sup>2</sup> )	Part Lot 3 DP 29287 shown coloured yellow, edged yellow on SO 47137 part Computer Freehold Register SA11C/168	Knight
25.8p (652m <sup>2</sup> )	Part Lot 3 DP 29287 shown coloured yellow, edged yellow on SO 47137 part Computer Freehold Register SA11C/168	Knight
9.8p (247m <sup>2</sup> )	Part Lot 1 DPS 13390 shown coloured blue on SO 47137 part Computer Freehold Register SA 11B/146	Payne
4.1p (103m <sup>2</sup> )	Part Lot 1 DPS 53191 shown coloured sienna on SO 47137 part Computer Freehold Register SA 47A/538	Walmsley

Third Schedule - Road to be Stopped and Vested

Area	Description
2r 00p (2023m <sup>2</sup> )	Adjoining or passing through part Lot 3 DP 29287 and Part Lot 1 DPS 53191 shown coloured green on SO 47137

Fourth Schedule - Severance to be Taken and Amalgamated

Area	Description
04.1p (103m <sup>2</sup> )	Part Lot 1 DPS 53191 shown coloured sienna edged sienna on SO 47137 part Computer Freehold Register SA 47A/538

Fifth Schedule - Road to be Stopped and Vested

Area	Description
1r 25.7p (1661m <sup>2</sup> )	Adjoining or passing through Part Lot 1 DPS 53191 and part Lot 3 DP 29287 shown coloured green on SO 47137

Sixth Schedule - Severance to be Taken and Amalgamated

Area	Description
26.9p (680m <sup>2</sup> )	Part Lot 3 DPS 29287 shown coloured yellow, edged yellow on SO 47137 part Computer Freehold Register SA 11C/168

Seventh Schedule - Road to be Stopped and Vested

Area	Description
2r 34.5p (2896m <sup>2</sup> )	Adjoining or passing through Part Lot 1 DPS 13390 and part section 22 Block XV Puniu Survey District shown coloured green on SO 47137

Eighth Schedule - Severances to be Taken and Amalgamated

Area	Description
9.8p	Part Lot 1 DPS 13390

(103m <sup>2</sup> )	shown coloured blue on SO 47137 part Computer Freehold Register SA 11B/146
25.8p (652m <sup>2</sup> )	Part Lot 3 DP 29287 shown coloured yellow, edged yellow on SO 47137 part Computer Freehold Register SA 11C/168

2. That the Mayor and Acting Chief Executive of Otorohanga District Council be authorised to sign and seal any documentation necessary to legalise the plan SO 47137.

**Cr Earwaker / Cr Prescott**

**Item-35 MEMBERS REMUNERATION**

**Discussion**

The Chief Executive presented a report requesting Council to consider the level of remuneration to apply from the date the declaration of the election was made by the Electoral Officer (18 October 2007) until the next review which is likely to be 30 June 2008. He advised that should the recommendation be adopted, Council will pay 80 percent of the amount until the rates are signed off by the Remuneration Authority.

**Resolved**

That the following rates of remuneration be paid to members -

Deputy Mayor	\$24,670
Councillors	\$11,268

**Cr Blackler / Cr Pilkington**

**MILEAGE ALLOWANCE**

Cr Pilkington raised the matter of mileage allowances. Members were advised as this is actually taxed the more traveling the Member does, the more they are disadvantaged. The Finance & Administration Manager advised that Councillors are treated as being self employed therefore Council is required to deduct Withholding Tax from mileage allowances. Council currently pays Elected members 70c per kilometer which is the maximum allowance set by the Remuneration Authority.

**Item-40 MATTERS REFERRED - 20 NOVEMBER 2007**

**Discussion**

**AREA OF DOMAIN LAND**

The Chief Executive referred to the former WWII park land adjacent to the Otorohanga Pool Complex and confirmed this could be subdivided however, no income from the subdivision would come to Council. This would have to go to the Crown.

**DISTRICT ROAD SAFETY COORDINATOR SCHEME**

The Engineering Manager reported representatives from LTNZ will be meeting with Council staff tomorrow to discuss how the Community road Safety programme will be managed. He reported Waitomo District Council also has some reservations regarding the calendar in the proposed programme. Accordingly he extended an invitation to Members to attend the meeting to be held at 2.00pm.

## **HALL LEVIES**

The Finance & Administration Manager reported it was proposed that all Halls within the District will be written to under the Annual Plan process. He referred in particular, to information on the Wharepuhanga Hall and the rules which would apply should the District wish to wind the hall up. The Chief Executive advised Council that staff will not be recommending a hall rate be levied for this particular hall.

## **CONFLICTS OF INTERESTS - MEMBERS INTERESTS**

The Finance & Administration Manager advised a report will be prepared on information he had received regarding 'Conflicts of Interest' in particular to that relating to Members 'interests'. He said information will be obtained from a publication entitled 'Good Practice Guide - managing Conflicts of Interests'.

## **LUNCHEON ADJOURNMENT**

Council adjourned for luncheon at 12.29 and resumed at 2.30pm.

## **MANIAPOTO STREET/WAHANUI CRESCENT WALKWAY**

Cr Prescott suggested the proposed walkway be undertaken subject to the amount of dollars budgeted. He said the Project Kiwiana Committee should fund all that relating to the modules. Cr Pilkington agreed the Otorohanga Community Board completes the walkway and the matter of the modules be left to the Project Kiwiana Committee subject to being within the estimates. The Engineering Manager advised \$30,000 has been estimated as the cost for the Kiwiana section of the proposal to which they have agreed to contribute \$25,000. He said one party should coordinate the project, which he felt should be Council. He reported he did not want to see an overrun on the project. Cr Blackler suggested the covered walkway requires to be wider than that currently there and that the overall cost be close to the estimate of \$140,000. Cr Pilkington stressed the need that the project 'must stop' when the amount budgeted is reached. It was agreed the \$5000 relating to the provision of seating be deleted. Cr Ormsby queried the \$3000 budgeted for lighting whether this would be sufficient. The Engineering Manager said he felt the sum would be adequate. Members were informed that the Project Kiwiana Committee would be responsible for the insurance and future maintenance of the modules which would come out of the \$10,000 per annum grant.

## **Resolved**

That

1. The proposed Maniapoto Street/Wahanui Crescent walkway proposal be approved subject to the costs not exceeding that budgeted and for the Project Kiwiana Committee to be responsible for the insurance of the modules and the on-going maintenance of these,
2. The proposed seating and planter boxes be removed from the project.

## **Cr Prescott / Cr Ormsby**

## **PIRONGIA SPORTS & RECREATION CENTRE**

The Finance & Administration Manager read a letter received on behalf of the Pirongia Sport & Recreation Centre requesting Council's assistance in the setting up of a zoning rate for the purpose of supporting the Sports Complex maintenance and to help support a possible loan. Further advising they would also like to request Council's assistance to collect a levy as part of its rating process. The Finance & Administration Manager advised that the Applicant has defined an area of benefit which comes into the Otorohanga District. It was suggested Council's advice to the Applicant would be that it would be necessary for them to go through a poll process with all the Ratepayers involved. Cr Pilkington expressed the opinion that some areas were quite distant

from the Centre and that the matter of levying should be by way of 'bands'. The Chief Executive advised Council's decision would be required to be consistent with that of the Waipa District Council.

Members agreed to support the proposal, in principle.

## **Item-41 CREATIVE COMMUNITIES NZ ASSESSMENT COMMITTEE MINUTES 4 DECEMBER 2007**

### **Discussion**

The Finance & Administration Manager summarised minutes of a meeting of the Assessment Committee for Creative NZ - Local Arts Scheme held 4 December 2007.

### **Resolved**

That the minutes of the Creative Communities NZ Assessment Committee held on 4 December 2007 be received.

### **Cr Earwaker / Cr Prescott**

## **GENERAL**

### **WESTRIDGE SUBDIVISION**

Cr Prescott referred to an application received from a Company to subdivide a section in the Westridge subdivision. The Chief Executive replied the matter of the Covenants on the subdivision has been dealt with by the Otorohanga Community Board Subdivision Committee and approved however, it was now necessary for Council to consider the matter of the Resource Consent. He suggested each Application be considered on its merits.

### **MAIN NORTH ROAD SEALING**

Cr Ormsby referred to the tar sealing of a section of Main North Road in particular to the pull-off area adjacent to the Trios Dairy. He said following a second attempt by the Contractor, chips and tar are still being trodden into the dairy and that the Ratepayer should not be expected to put up with this. The Engineering Manager undertook to follow up on the matter.

### **WAIKATO DISTRICT HEALTH BOARD**

Cr Blackler reported on her attendance at a Waikato District Health Board (WDHB) meeting at Te Kuiti Hospital recently. She said she met with the new Chief Executive of the WDHB who had asked her what were Council's concerns. She reported she had informed him that Council did not want to lose any further services, transport was a problem and perhaps a dialysis diabetes clinic could be established in Otorohanga.

### **FEDERATED FARMERS**

Cr Blackler reported she attended a Federated Farmers dinner on 6 December 2007 where congratulations was extended to Mr Peter Buckley on his election to Environment Waikato.

### **KAKAMUTU ROAD DEVELOPMENT**

Cr Adam raised the matter of the Kakamutu Road development and said he had noticed this property was for sale by way of a mortgagee auction. The Chief Executive reported any person purchasing this property will incur the same conditions that are currently placed on it. He said any new owner may request an extension of time to complete these conditions. Cr Ormsby said he would be against any such extension.

## **STOCK CROSSING MANGAWHERO ROAD**

In reply to Cr Blackler, the Engineering Manager said he was comfortable to wait a little longer in regard to this crossing as the property owner concerned was waiting for a Contractor.

## **FIRE RESTRICTION**

The Engineering Manager reported on the introduction of a restricted fire season and advised that should there be no change in the indicators, that come mid January, the restriction will probably be introduced.

## **ROADING MANAGER**

The Engineering Manager reported that Council's Roading Manager Mr Ian Smith, had tendered his resignation. He said it is unfortunate that Council will be losing 16 years of experience. He then outlined the advertising that has been placed.

## **LGNZ RURAL SECTOR MEETING**

Cr Earwaker reported on his attendance recently at a Local Government Rural Sector meeting in Wellington. He said a political commentator spoke and discussion was held on climate change, carbon credits and the fact that fuel and power prices are proposed to increase further.

## **LTNZ**

Cr Earwaker reported on his attendance at a Regional Land Transport Committee meeting held recently. He said it was proposed Transit and LTNZ will combine by July 2008. Cr Earwaker reported discussion was held on introducing a regional tax as part of a fuel tax, 5 percent of which would be utilised on Regional roads. Members raised the point that the public transport portion of this tax, should be not paid by this District as it does not have such a service. Cr Earwaker said discussion was also held on the matter of Civil Defence.

## **MEETING CLOSED**

The meeting concluded at 3.14pm.

**MAYOR:**

**DATE:**

