



Otorohanga District Council

# MINUTES

20 April 2010

## OTOROHANGA DISTRICT COUNCIL

20 April 2010

Minutes of an ordinary meeting of the Otorohanga District Council held in the Council Chambers, Maniapoto St, Otorohanga on Tuesday 20 April 2010 commencing at 10.08am.

### MINUTES

Minutes are unconfirmed and subject to amendment at the next meeting of Council.

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## **PRESENT**

Mr DF Williams (Mayor), Crs S Blackler, WH Earwaker, AL Gower (attended 10.15am), AG Ormsby, DM Pilkington and RJ Prescott.

## **IN ATTENDANCE**

Messrs GD Bunn (Acting Chief Executive), AR Loe (Environmental Services Manager) and CA Tutty (Governance Supervisor).

## **OPENING PRAYER**

His Worship read the Opening Prayer.

## **APOLOGY**

**Resolved** that the apology received from Cr L Gower, for lateness, be sustained.

**Cr Earwaker / Cr Prescott**

## **OBITUARY**

His Worship reported Waitomo District Councillor Mr Douglas Stone passed away in office. Council stood as a mark of respect.

## **ITEMS TO BE CONSIDERED IN GENERAL BUSINESS**

His Worship referred Members to information received from Mr Richard Wallace regarding road side spraying. It was agreed that this matter be raised in General Business.

## **CONFIRMATION OF MINUTES - 30 MARCH 2010**

**Resolved** that the minutes of the meeting of the Otorohanga District Council held on 30 March 2010 as previously circulated, be approved as a true and correct record of that meeting.

**Cr Pilkington / Cr Blackler**

## **REPORTS**

### **Item-326 OTOROHANGA COMMUNITY BOARD MINUTES - 8 APRIL 2010**

#### **Discussion**

#### **MATTERS REFERRED**

##### **Community Lawn Mowing**

In reply to Cr Earwaker, His Worship advised that the new lawn mowing Contractor took over as from 1 April 2010 however, to date he has not received any comments as to how the work is being carried out.

In reply to Cr Blackler, His Worship advised that Council makes an annual grant to the Island Reserve Management Committee and in addition Council pays for the mowing of the Island Reserve grounds.

##### **River Control Reserve Licences**

The Acting Chief Executive reported that the existing Licences expire as at 31 May 2010 and that Council's Executive Assistant was currently working on the renewal of these.

### **Otorohanga Reserve (Village Green)**

Cr Earwaker queried the reasoning behind the suggestion to re-grass the Village Green. His Worship advised some time ago turf work had been carried out on the grass area with unsatisfactory results. Cr Prescott reported at a recent Board meeting discussion was held on this suggestion and there were varying reasons as to whether the existing grass could or could not be saved. As a result Council's Community Facilities Officer has been requested to prepare a report for the Board on the options available to provide a good surface by installing a drought-hardy grass, and quotations to achieve this.

### **Storm Water Upgrade**

The Acting Chief Executive advised that no sum of money has been included in the current Estimates however, it was envisaged to increase the amount of loan funding which would incur an extra \$4,000 pa cost in repayments. His Worship expressed the opinion the proposed work should be carried out properly and deemed to last for the next 40 years. He said a substantial amount of stormwater comes down from the Westridge subdivision and surrounding areas.

### **Resolved**

That the minutes of the meeting of the Otorohanga Community Board held on 8 April 2010 be received and the recommendations contained therein adopted.

### **Cr Prescott / Cr Ormsby**

## **Item-327            KAWHIA COMMUNITY BOARD MINUTES - 26 MARCH 2010**

### **Discussion**

#### **MATTERS ARISING**

Cr Pilkington requested the following matters be corrected -

1. General item - Incorporated Society - the middle sentence should read "Mrs Pilkington queried whether the Museum was an Incorporated Society or not and where **it** sat in terms of this new Society".
2. General item - Wattle trees - the first sentence to read "Mr Ormsby advised he had spoken with **a local** who said that...".
3. Matters Referred - Kawhia Water Supply Issues - the first sentence should read "The Engineering Manager advised a meeting had been held with Mr **Michael** Rothery...".
4. Cr Pilkington referred to the discussion held around the matter of unconfirmed minutes and advised that due to the time frame, Council only 'receive' the minutes of the Board, any recommendations to be adopted by the Board itself at its next meeting.

### **Resolved**

That the minutes of the meeting of the Kawhia Community Board held on 26 March 2010 be received.

### **Cr Pilkington / Cr Gower**

## **Item-328            BUILDING CONTROL REPORT JANUARY TO MARCH 2010**

### **Discussion**

The Environmental Services Manager presented the District Building Control Officer's report for the period 1 January to 31 March 2010.

## **Resolved**

That the District Building Control Officer's report for 1 January to 31 March 2010 be received.

**Cr Prescott / Cr Blackler**

## **Item-329 DISTRICT PLANNERS REPORT FOR JANUARY TO MARCH 2010**

### **Discussion**

The Environmental Services Manager presented the District Planners report on Resource Consents granted under Delegated Authority for the period 1 January to 31 March 2010.

## **Resolved**

That

1. The District Planner's report for 1 January to 31 March 2010 be received.
2. The decision of the Hearings Committee for RM090069, OTC Timber Company Limited, be received.

**Cr Earwaker / Cr Pilkington**

## **Item-330 DISTRICT LIBRARIANS QUARTERLY REPORT FOR 1 JANUARY TO 31 MARCH 2010**

### **Discussion**

The Acting Chief Executive presented the District Librarian's report.

The Acting Chief Executive reported that consideration was being given to the library developing its own website, with the approximate costs being around \$2,000. He said this would give library staff the opportunity to include items and articles relating to the library and would also be linked to Council's site.

## **Resolved**

That the District Librarian's quarterly report for the period 1 January to 31 March 2010 be received.

**Cr Pilkington / Cr Earwaker**

## **Item-331 ROAD LEGALISATION PART MAIHIIHI ROAD BETWEEN PAEWHENUA RD AND MANGATUTU RD SO 423722 (CUMPSTONE PROPERTY)**

### **Discussion**

The Engineering Manager attended the meeting and presented a report advising that Council has documents requiring its consent to the legalisation of the section of Maihihi Road between Paewhenua Road and Mangatutu Road.

## **Resolved**

That

1. The Otorohanga District Council hereby consents to the Minister of Land Information declaring -

- a. Pursuant to Sec 114 of the Public Works Act 1981 the land described in the **First Schedule** below be vested in the Otorohanga District Council.
- b. Pursuant to Sec 116 and 117 of the Public Works Act 1981 the road described in the **Second Schedule** below being stopped and vested by way of exchange in Michael Cumpstone, Katrina Joy Cumpstone and Graeme Russell Osborne by way of amalgamation with the land in Computer Freehold Register SA935/36 subject to mortgage B359374.2 to ASB Bank Limited and subject to mortgage B268179.6 to Edward Arthur Cumpstone.
- c. Pursuant to Sec 116 and 117 of the Public Works Act 1981 the road described in the **Third Schedule** below being stopped and vested by way of exchange in Michael Cumpstone, Katrina Joy Cumpstone and Graeme Russell Osborne by way of amalgamation with the land in Computer Freehold Register SA674/208 subject to mortgage B359374.2 to ASB Bank Limited and subject to mortgage B268179.6 to Edward Arthur Cumpstone.

**South Auckland Land District - Otorohanga District**

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

Area	Description	Owners
2452m <sup>2</sup>	Part Secs 34 & 35 Blk VII Mangaoronga Survey District Shown as Sections 3, 6, 9 on SO 423453	M & KJ Cumpstone GR Osborne
31m <sup>2</sup>	Part Lot 7 DP 9873 Shown as Section 1 on SO 423453	M & KJ Cumpstone GR Osborne

**Second Schedule - Road to be stopped and amalgamated with Computer Freehold Register SA 935/36**

Area	Description	Owners
2071m <sup>2</sup>	Sections 2, 5, 7 & 8 on SO 423453	M & KJ Cumpstone GR Osborne

**Third Schedule - Road to be stopped and amalgamated with Computer Freehold Register SA 674/208**

Area	Description	Owners
759m <sup>2</sup>	Section 4 on SO 423453	M & KJ Cumpstone GR Osborne

2. The Mayor and Chief Executive of Otorohanga District Council be authorised to sign and seal any documentation necessary to legalise plan SO 423453.

**Cr Blackler / Cr Earwaker**

**Item-332 ROAD LEGALISATION PART MANGATUTU ROAD AT WALL ROAD INTERSECTION SO 424124**

**Discussion**

The Engineering Manager presented a report advising that Council has documents requiring its consent to the legalisation of the section of Mangatutu Road in the vicinity of the Wall Road intersection.

## Resolved

That

1. The Otorohanga District Council hereby consents to the Minister of Land Information declaring:
  - a. Pursuant to Sec 114 of the Public Works Act 1981 the land described in the **First Schedule** below to be vested in the Otorohanga District Council.
  - b. Pursuant to Sec 116 & 117 of the Public Works Act 1981 the road described in the **Second Schedule** below being stopped and vested by way of exchange in Thomas Hesketh Fare and Yvonne Fay Fare by way of amalgamation with the land in Computer Freehold Register SA1773/50 subject to Mortgage 5684127.3 to Southern Cross Building Society.
  - c. Pursuant to Sec 116 and 117 of the Public Works Act 1981 the road described in the **Third Schedule** below being stopped and vested by way of exchange in Alisair John Barker by way of amalgamation with the land held in Computer Freehold Register SA833/257 subject to Mortgage 6044679.3 to ANZ Banking Group NZ Ltd.
  - d. Pursuant to Sec 116 and 117 of the Public Works Act 1981 the road described in the **Fourth Schedule** below being stopped and vested by way of exchange in Alistair John Barker by way of amalgamation with the land held in Computer Freehold Register SA7B/656.

### ***South Auckland Land District – Otorohanga District***

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

Area	Description	Owners
1565m <sup>2</sup>	Part Lot 1 DPS 6748 shown as Sections 2 and 7 on SO 424124	TH & YF Fare
729m <sup>2</sup>	Part Sec 11 Blk VIII Mangaorongo SD shown as Sections 8 and 10 on SO 424124	AJ Barker
476m <sup>2</sup>	Part Sec 10 Blk VIII Mangaorongo SD shown as Section 3 on SO 424124	A J Barker

#### **Second Schedule – Road to be Stopped and Amalgamated with Computer Freehold Register SA1773/50**

1045m <sup>2</sup>	Sections 4 and 9 on SO 424124	TH & YF Fare
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#### **Third Schedule – Road to be Stopped and Amalgamated with Computer Freehold Register SA833/257**

1195m <sup>2</sup>	Section 6 on SO 424124	AJ Barker
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#### **Fourth Schedule – Road to be Stopped and Amalgamated with Computer Freehold Register SA7B/565**

389m <sup>2</sup>	Sections 1 and 5 on SO 424124	AJ Barker
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2. The Mayor and Chief Executive of Otorohanga District Council be authorised to sign and seal any documentation necessary to legalise plan SO 424124.

### **Cr Blackler / Cr Pilkington**

**Item-333 ROAD LEGALISATION PART MANGATUTU ROAD NEAR  
PUKEMAPOU ROAD SO 423722**

**Discussion**

The Engineering Manager presented a report advising that Council has documents requiring consent to the legalisation of the section of Mangatutu Road in the vicinity of Pukemapou Road.

**Resolved**

That

1. The Otorohanga District Council hereby consents to the Minister of Land Information declaring:
  - a. Pursuant to Sec 114 of the Public Works Act 1981 the land described in the **First Schedule** below to be vested in the Otorohanga District Council.
  - b. Pursuant to Sec 116 & 117 of the Public Works Act 1981 the road described in the **Second Schedule** below being stopped and vested by way of exchange in Paewhenua Farms Ltd by way of amalgamation with the land in Computer Freehold Register SA780/157 subject to Mortgage 7325483.4 to Westpac New Zealand Limited.
  - c. Pursuant to Sec 116 and 117 of the Public Works Act 1981 the road described in the **Third Schedule** below being stopped and vested by way of exchange in Black Dog Farm Ltd by way of amalgamation with the land held in Computer Freehold Register SA1488/54 subject to Mortgage 8229702.3 to Rabobank New Zealand Ltd.
  - d. Pursuant to Sec 116 and 117 of the Public Works Act 1981 the road described in the **Fourth Schedule** below being stopped and vested by way of exchange in KJR Farms Limited by way of amalgamation with the land held in Computer Freehold Register 97085 subject to Mortgage 5635145.2 to Westpac New Zealand Limited.

**South Auckland Land District – Otorohanga District**

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

Area	Description	Owners
321m <sup>2</sup>	Part Lot 1 DPS 30656 shown as Section 7 on SO 423722	<i>Paewhenua Farms Ltd</i>
348m <sup>2</sup>	Part Sec 17 Blk VII Mangaorongo SD shown as Section 6 on SO 423722	<i>Black Dog Farm Ltd</i>
822m <sup>2</sup>	Part Lot 2 DPS 324020 shown as Sections 1 & 4 on SO 423722	<i>KJR Farms Ltd</i>

**Second Schedule – Road to be Stopped and Amalgamated with Computer Freehold Register SA780/157**

473m <sup>2</sup>	Section 5 SO 423722	<i>Paewhenua Farms Ltd</i>
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**Third Schedule – Road to be Stopped and Amalgamated with Computer Freehold Register SA1488/54**

1984m <sup>2</sup>	Sections 8 & 2 on SO 423722	<i>Black Dog Farm Ltd</i>
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**Fourth Schedule – Road to be Stopped and Amalgamated with Computer Freehold Register 97085**

2. The Mayor and Chief Executive of Otorohanga District Council be authorised to sign and seal any documentation necessary to legalise plan SO 423722.

**Cr Blackler / Cr Earwaker**

**Item-335 APPOINTMENTS TO WAIKATO RIVER AUTHORITY**

**Discussion**

Reference was made to His Worship's report advising that a revised Deed of Settlement with Waikato/Tainui in relation to the Waikato River was signed on 17 December 2009. His Worship reported the Hon Dr Dick Smith is seeking appointments on behalf of Territorial Authorities to occupy one representative seat on the Waikato River Authority. He said he has had discussion with Council's Policy Manager and with other Mayors in the region and advised that each Council is supporting someone different. He said he would be comfortable with an urban and rural representative. His Worship reported that Mr Bob Simcock had been nominated on behalf of the Hamilton City Council and Mr Alan Livingston from the Waipa District Council. His Worship reported that the Policy Manager had advised there would be an expectation from Maniapoto that Council put forward a nomination. He said this Council will have a closer involvement with the sub-tributories of the Waikato River.

In reply to Cr Pilkington, she was informed that any random person can be nominated for the position on the Waikato River Authority and that it would have no relation to the forthcoming Local Government elections.

**Resolved**

That the Otorohanga District Council support the nomination of Mr Alan Livingston for the Territorial Authority representative seat on the Waikato River Authority.

**His Worship the Mayor / Cr Earwaker**

**Item-337 ROADSIDE SPRAYING**

**Discussion**

His Worship reported Mr Richard Wallace had had discussions with him last week and provided information to Councillors on the issue of roadside spraying. His Worship advised he had informed Mr Wallace that he was the only person that had raised this particular topic. He said Council has to balance the cost of the work verses accepted practice and historical practice. His Worship said Council would require the support of its Ratepayers for extra costs incurred (if any). Crs Ormsby and Gower both expressed the opinion they were against the spraying of River banks. Cr Pilkington suggested this issue be raised with the representatives from Environment Waikato. His Worship referred to Mr Wallace's information and said there were two issues to consider. Firstly, the spraying of waterways and secondly, the spraying of roadsides.

The Engineering Manager reported that as part of road maintenance the Contractor must keep the area clear around marker pegs and inlet and outlet of culverts. He advised that the option of spraying is carried out during the winter months. Cr Prescott expressed some concern as to the excessive overspray around marker pegs. His Worship queried whether there was some alternative to spraying. The Engineering Manager replied that using weed eaters was another option. The Engineering Manager reported that Council has not sprayed into any waterways. Cr Blackler queried whether consideration could be given to using an organic spray such as 'Hit Man'. Cr Pilkington suggested this issue had raised the potential to investigate safer ways of carrying out this activity. His Worship reported that Council sets the terms of the Contract and

that the Contractor takes responsibility for what spray is used. He queried whether Members were comfortable with using chemicals to maintain the roadsides. Cr Earwaker replied that he was comfortable and felt this was the most practical method. Cr Ormsby said, with spraying, other weeds appear to be introduced. Following further discussion it was agreed that the Engineering Manager check to ensure the Contractor was using a non-hormonal spray.

## **ENVIRONMENTAL SERVICES & ENGINEERING MANAGERS**

The Environmental Services and Engineering Managers left the meeting.

### **Item-334 ENVIRONMENT WAIKATO DRAFT ANNUAL PLAN PRESENTATION**

#### **Discussion**

Representatives of Environment Waikato, Cr Andra Neeley, Messors Mike Garrett, John Simons and John Fisher attended the meeting to present the 2010/11 Draft Annual Plan. Mr Garrett informed Members a 1.86 percent average increase was proposed for the 2010/11 year which takes into account projected growth. He then outlined six amendments to the plan -

1. Investment Fund
2. Animal Health Board levy
3. West Coast Catchment Zone
4. Early Payment discount and Late Payment penalties for rates
5. Rates equalisation
6. General Rates Remission.

Mr Garrett continued to outline Key Regional Issues such as -

1. Contribution to Surf Lifesaving
2. Franklin Land Drainage Transfer
3. Responding to Treaty Settlement outcomes
4. Auckland Boundary
5. Civil Defence and Emergency Management
6. Additional Pest Funding in North Waikato

Members were advised that submissions close on 30 April 2010.

His Worship thanked the representatives for attending the meeting and making the presentation.

#### **Resolved**

That the report be received.

#### **Cr Earwaker / Cr Blackler**

### **Item-336 DRAFT ANNUAL PLAN AND DRAFT MANAGEMENT PLAN**

#### **Discussion**

The District Accountant attended the meeting. The Acting Chief Executive advised there were still some minor changes to make to the document. He referred to the Otorohanga Community Stormwater changes where, at a recent Board meeting, it was agreed to increase the expenditure on the Stormwater capital work in the current financial year by \$50,000 which is to be funded totally from increased loan funding. The Acting Chief Executive advised this would increase the proposed Community Rate from a 4.4 percent increase to 4.5 percent.

The District Accountant referred to a recent meeting of the Ranginui Rural Water Supply Committee whereat it had decided to make some changes to the method of charging for water. It was recommended by the Committee that the following changes be made -

1. \$1,800 for the first meter with no charge for any subsequent meters (GST exclusive).
2. .30c/m<sup>3</sup> of water (GST inclusive).

The Acting Chief Executive informed Members that the Draft Annual Plan was Year Two of Council's LTCCP.

Members were circulated with a breakdown of the District Promotion and Development - Grant Allocation.

### **Resolved**

That

1. The Draft Management Plan 2010/11 with amendments, be approved,
2. The Draft Annual Plan for 2010/11, with amendments, be approved,
3. Submissions be heard at the Council meeting to be held 1 June 2010.

### **Cr Earwaker / Cr Blackler**

## **GENERAL**

### **SCHEDULE OF COUNCIL PROPERTIES**

Cr Prescott queried what progress was being made on the schedule of Council properties. The Acting Chief Executive replied he was currently working on the schedule.

### **ZONE 2 COMMUNITY BOARD MEETING**

Cr Ormsby informed Members that Council was hosting a Zone 2 Community Board meeting on 30 April 2010 between 10.00am and 4.00pm in the Otorohanga Club.

### **MAYORAL FORUM**

Crs Earwaker and Blackler reported on their attendance at a Waikato Mayoral Forum held on 9 April whereat the following items were discussed -

1. Hamilton Airport
2. Joint Management for Rivers
3. Franklin District Council being included in the Waikato District Council.

Cr Blackler reported that the Waikato District Council had signed an agreement with Tainui regarding management of the Waikato River.

Cr Blackler referred to the issue of Civil Defence and that some Authorities were not happy with this. She said she had spoken to Waipa District Council's Mayor, Mr Alan Livingston, suggesting that this Council work with Waipa District Council and Waitomo District Council in the matter of river flooding.

Cr Blackler said discussion was held on the forthcoming Rugby World Cup and Members were informed of the facilities required for the Rowing Championship at Karapiro. No other Council's had been asked to contribute to these costs.

Reference was made to a recent Rural Transport Committee Forum where it was reported some people are requesting public transport to be provided.

## **RURAL TRANSPORT MEETING**

Cr Earwaker reported on his attendance at a recent Transport meeting and advised that Hamilton City Council had expressed concern that Huntly's expressway had got in front of the Hamilton Bypass. He said these should be worked in unison.

## **HUI - MAKETU MARAE**

Cr Pilkington advised that Council's Policy Manager and herself have been invited to a Hui at the Maketu Marae on 26 April 2010 regarding Beach Care. She said as a result it was hoped to be able to have some input into Environment Waikato's submission.

## **AMALGAMATION OF COUNCILS**

Cr Gower referred to an article he had read on a proposed amalgamation of the Ruapehu, Wanganui and Rangitiki District Council's. His Worship said one has to give consideration to the motivation behind such a proposal.

## **RESOURCE CONSENT HEARINGS**

The Environmental Services Manager, who re-attended the meeting, informed Members a process will be implemented for the payment of Members attendances at Resource Consent Hearings.

## **ANZAC DAY**

His Worship reminded Members of ANZAC Day this coming Sunday 25 April 2010. He said local MP Mr Shane Ardern will be in attendance at the Civic Ceremony.

## **WORKSHOP MEETING**

His Worship informed Members of the next Council workshop meeting to be held on Tuesday 27 April 2010.

## **MAYORAL GRADUATION CEREMONY**

His Worship informed Members that the Mayoral Graduation Ceremony will be held on 4 May 2010. He said this will be a special ceremony due to the fact that four Apprentices will be graduating from the inaugural Otorohanga Trade Training Centre 2005 class.

## **DROUGHT RELIEF**

Drought relief information was circulated for Members information.

## **TREES FOR BEES**

His Worship referred to a letter circulated to Local Authorities requesting their support to a programme to protect trees for bees. He said should Council support the programme it will be published as a Sponsor. Members agreed to support the programme.

## **COUNCIL MEETING 11 MAY 2010**

His Worship reported a Citizenship Ceremony will be held prior to the next meeting of Council on 11 May 2010. He said the Citizenship Ceremony will be chaired by Deputy-Mayor Cr Earwaker as he has a previous engagement opening a Presbyterian and Methodist Ladies Conference in Otorohanga.

## **PROPOSED WAIWERA STREET DEVELOPMENT**

The Acting Chief Executive reported Bloxom Burnett & Oliver will be forwarding a letter to submitters this week covering the issues they have raised.

## **TAX CONSULTANTS**

The Acting Chief Executive informed Members of a Tax Workshop to be held for Councillors outlining tax related issues for Councillors remuneration. He said the cost would be \$2,000 for all Members. No Members put their name forward for the workshop.

## **ANNUAL PLAN**

The Acting Chief Executive advised the Draft Annual Plan will be advertised this Thursday with public submissions closing on 26 May 2010.

## **MEETING CLOSED**

The meeting concluded at 12.27pm.

## **MAYOR:**

**DATE:** 11 May 2010

