

**MINUTES OF FAR NORTH DISTRICT COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE FAR NORTH REAP, KAURI ROOM, 33 PUCKEY AVENUE, KAITAIA
ON THURSDAY, 27 JUNE 2019 AT 10.00 AM**

- PRESENT:** Mayor John Carter (HWTM), Cr Ann Court, Cr Felicity Foy, Cr Dave Hookway, Cr Colin (Toss) Kitchen, Cr Sally Macauley, Cr Mate Radich, Cr John Vujcich, Cr Kelly Stratford, Deputy Mayor McInnes (via audio conference)
- IN ATTENDANCE:** Mike Edmonds - Kaikohe-Hokianga Community Board Chairperson, Terry Greening - Bay of Islands-Whangaroa Community Board Chairperson, Adele Gardner - Te Hiku Community Board Chairperson, Louis Tooreburg - Kaikohe-Hokianga Community Board Member, Lawrie Atkinson - Te Hiku Community Board Member, Rachel Smith - Bay of Islands-Whangaroa Community Board Member, Shawn Baker - Northland Transport Alliance
- STAFF PRESENT:** Shaun Clarke - Chief Executive Officer, William J Taylor MBE - General Manager - Corporate Services, Andy Finch - General Manager - Infrastructure and Asset Management, Dean Myburgh - General Manager - District Service, Darrell Sargent - General Manager - Strategic Planning and Policy, Jaime Dyhrberg - Executive Officer, Janice Smith - Chief Financial Officer, Sheryl Gavin - Manager - Corporate Planning and Engagement, Caroline Wilson - Manager - District Administration, Carla Ditchfield-Hunia - Legal Services Officer, Roger Ackers - Manager - Strategy Development, Aisha Huriwai - Governance Support Team Leader, Brad Hedger - Resource Consents Engineer, Glenn Rainham - Manager - Infrastructure Operations, Michael Boyd - Manager - Talent and Development, Tanya Proctor - Team Leader - Infrastructure Programmes, Liz Davidson - Executive Assistant to CEO, Kathleen Curtin - Executive Assistant to Mayor, Zena Tango - Executive Assistant to CEO, Jacine Warmington - Manager - Community and Customer Services, Gayle Andersen - Executive Assistant to General Manager SPP, Greg Wilson - Manager - District Planning, Theresa Burkhardt - Policy Planner, Richard Edmondson - Manager - Communications, Melissa Wood - Meetings Administrator, Kim Hammond - Meetings Administrator

1 PRAYER

His Worship the Mayor commenced the meeting with a prayer.

2 APOLOGY

RESOLUTION 2019/14

MOVED: MAYOR JOHN CARTER

SECONDED: CR ANN COURT

THAT THE APOLOGY RECEIVED FROM DEPUTY MAYOR TANIA MCINNES BE ACCEPTED AND LEAVE OF ABSENCE GRANTED.

CARRIED

Council noted that Cr Colin Kitchen needed to depart the meeting at 2.30pm.

Cr Ann Court declared an interest in agenda item 9.6 Adoption of Amendments to Rating Relief (Remission & Postponement) Policies.

Cr Sally Macauley declared an interest in agenda item 7.1 Basketball Court Project - Memorial Park, Kaikohe.

Cr Felicity Foy declared in interest in agenda item 8.1 District Plan Update - Appendix 7 Statutory Acknowledgements.

3 CONFIRMATION OF PREVIOUS MINUTES

3.1 CONFIRMATION OF PREVIOUS MINUTES

Agenda item 5.1 document number A2495294, pages 12 - 13 refers

RESOLUTION 2019/15

Moved: Cr Ann Court

Seconded: Cr Sally Macauley

That Council confirms the minutes of the:

- a) Council meeting held 17 April 2019 as a true and correct record**
- b) Extraordinary Council meeting held 13 June 2019 as a true and correct record**

CARRIED

Attachments tabled at meeting

- 1 Unconfirmed Minutes - Council Extraordinary Meeting 13 June 2019

4 BAY OF ISLANDS-WHANGAROA COMMUNITY BOARD

4.1 ADOPTION OF THE KERIKERI DOMAIN RESERVE MANAGEMENT PLAN

Agenda item 6.1 document number A2478426, pages 20 - 25 refers

RESOLUTION 2019/16

Moved: Mayor John Carter

Seconded: Cr Ann Court

That Council:

- a) adopts the Draft Kerikeri Domain Reserve Management Plan 2019 pursuant to its powers under section 41 of the Reserves Act 1977.**
- b) urgently establishes a reserve management committee for the Kerikeri Domain, to manage the domain and its use.**
- c) direct the Chief Executive Officer to report back on the options for the establishment of a management committee.**

CARRIED

5 KAIKOHE-HOKIANGA COMMUNITY BOARD

Deputy Mayor Tania McInnes joined the meeting via audio conference at 10:43 am.

5.1 BASKETBALL COURT PROJECT - MEMORIAL PARK, KAIKOHE

Agenda item 7.1 document number A2515853, pages 90 - 94 refers

MOTION

Moved: Mayor John Carter

Seconded: Cr Ann Court

That

- a) Council approval be given to construct a basketball court on Memorial Park reserve once the Kaikohe Community Youth Charitable Trust has secured sufficient funding.
- b) Council staff manage the project using funds received from the Kaikohe Community Youth Charitable Trust.
- c) sufficient operational funding be allocated in the 2020/21 Annual Plan and subsequent Long Term Plans to maintain, insure and depreciate the asset.

AMENDMENT

Moved: Cr Dave Hookway

Seconded: Cr John Vujcich

- d) That Council approve the additional funding of \$28,000 to the Kaikohe Community Youth Charitable Trust

Councillor Hookway requested a vote by division

In Favour: Crs Dave Hookway, Colin (Toss) Kitchen, Mate Radich and John Vujcich

Against: Crs John Carter, Tania McInnes, Ann Court, Felicity Foy and Kelly Stratford

Abstained: Cr Sally Macauley

LOST 4/5

The original motion became the substantive motion

RESOLUTION 2019/17

Moved: Mayor John Carter

Seconded: Cr Ann Court

That

- a) Council approval be given to construct a basketball court on Memorial Park reserve once the Kaikohe Community Youth Charitable Trust has secured sufficient funding.
- b) Council staff manage the project using funds received from the Kaikohe Community Youth Charitable Trust.
- c) sufficient operational funding be allocated in the 2020/21 Annual Plan and subsequent Long Term Plans to maintain, insure and depreciate the asset.

CARRIED

6 DEPUTATION

Russell Wharf and Waterfront Trust - Chairman Riki Kinnaird.

7 NOTICE OF MOTION

7.1 NOTICE OF MOTION - CR HOOKWAY - RUSSELL WHARF

Supplementary Agenda item S.2 document number A2534441, pages 8 - 9 refers

MOTION

Moved: Cr Dave Hookway
 Seconded: Mayor John Carter

That Council reaffirms its decision to transfer the Russell wharf to Far North Holdings Limited for \$1 as agreed in its Long Term Plan 2018-2028, subject to the execution of a legally-binding agreement between Far North Holdings Limited and the newly proposed Trust, that provides for:

1. community and tangata whenua input into the Wharf's development, future direction, management and governance.
2. a requirement to transfer the wharf back to the ownership of the FNDC for \$1 should Far North Holdings Limited choose to divest it in the future.
3. That accumulated depreciation reserves for the Russell Wharf be retained by Council."

AMENDMENT

Moved: Mayor John Carter
 Seconded: Cr Ann Court

That Council reaffirms its decision to transfer the Russell Wharf to Far North Holdings Limited for \$1 as agreed in its Long Term Plan 2018-2028, subject to the execution of a legally-binding agreement between FNHL and the newly proposed Kororareka / Russell Community Wharf Kaitiaki Trust. Amongst other things the agreement must provide for:

1. Community and Tangata Whenua input into the Wharf's development, future direction, management and governance.
2. A first option to transfer the Wharf back to the ownership of the FNDC, should Far North Holdings Limited choose to divest it in the future.
3. That accumulated depreciation reserves for the Russell Wharf be held in trust by Council for FNHL to use on the Russell Wharf. Far North Holdings Limited will apply to FNDC for funds, as required, up to the maximum of the reserve fund at the point of transfer.
4. The building is of suitable structure to fit the character of the Russell Strand Heritage Zone.

CARRIED

The amendment became the substantive motion

RESOLUTION 2019/18

Moved: Mayor John Carter
 Seconded: Cr Ann Court

That Council reaffirms its decision to transfer the Russell Wharf to Far North Holdings Limited for \$1 as agreed in its Long Term Plan 2018-2028, subject to the execution of a legally-binding agreement between Far North Holdings Limited and the newly proposed Kororareka / Russell Community Wharf Kaitiaki Trust. Amongst other things the agreement must provide:

1. **that Community and Tangata Whenua input into the Wharf's development, future direction, management and governance.**
2. **for a first option to transfer the Wharf back to the ownership of the FNDC, should**

Far North Holdings Limited choose to divest it in the future.

3. **that accumulated depreciation reserves for the Russell Wharf be held in trust by Council for Far North Holdings Limited to use on the Russell Wharf. Far North Holdings Limited will apply to FNDC for funds, as required, up to the maximum of the reserve fund at the point of transfer.**
4. **that the building is of suitable structure to fit the character of the Russell Strand Heritage Zone.**

CARRIED

Attachments tabled at meeting

- 1 Russell Wharf joint statement (Russell Wharf and Waterfront Trust / FNHL)

8 STRATEGIC PLANNING AND POLICY GROUP

8.1 ADOPTION OF FEES AND CHARGES FOR 2019/20

Agenda item 9.5 document number A2497684, pages 264 - 268 refers

RESOLUTION 2019/19

Moved: Mayor John Carter

Seconded: Cr Kelly Stratford

That Council adopt the Schedule of Fees and Charges for 2019/20.

CARRIED

8.2 ADOPTION OF AMENDMENTS TO RATING RELIEF (REMISSION & POSTPONEMENT) POLICIES

Agenda item 9.6 document number A2516482, pages 304 - 310 refers.

Cr Court declared a conflict of interest and left the meeting at 11:25 am and returned at 11:33 am.

Cr Hookway requested that the minutes record that staff had agreed to change wording of the Community, Sport & Not for Profit Organisation Policy, and the change would be made following the meeting.

RESOLUTION 2019/20

Moved: Mayor John Carter

Seconded: Cr Sally Macauley

That Council:

- a) **Adopt the Rating Relief (Remissions & Postponement) Policies with the proposed and consulted amendments, with the following further amendments resulting from public consultation:**
 - i) **Amend condition 5 of the Common Use Properties policy to clarify that ownership may be owned by *individual(s)* rather than *an individual*.**
 - ii) **Amendment to condition 5 of the Common Use Properties policy to clarify that rating units *may* (instead of *will*) be considered as one.**

CARRIED

Abstained: Cr Ann Court

8.3 ADOPTION OF THE 2019/20 ANNUAL PLAN

Agenda item 9.7 document number A2513900, pages 352 - 354 refers

MOTION

Moved: Cr Colin (Toss) Kitchen

Seconded: Cr Ann Court

That Council:

- a) adopts the Annual Plan for 2019/20.
- b) delegates authority to the Chief Executive Officer to approve any minor accuracy, grammatical or formatting amendments prior to the Annual Plan 2019/20 being published and uploaded onto the Far North District Council website.

AMENDMENT

Moved: Mayor John Carter

Seconded: Cr Felicity Foy

Subject to the wording on page 19 of the draft 2019-20 Annual Plan be changed from 'Public toilet - North Park, Kaitaia' to 'Public toilet - Centennial Park, Kaitaia'.

CARRIED

The amendment became the substantive motion.

RESOLUTION 2019/21

Moved: Cr Colin (Toss) Kitchen

Seconded: Cr Ann Court

That Council:

- a) adopts the Annual Plan for 2019/20 subject to the wording on page 19 of the draft 2019-20 Annual Plan be changed from 'Public toilet - North Park, Kaitaia' to 'Public toilet - Centennial Park, Kaitaia'.
- b) delegates authority to the Chief Executive Officer to approve any minor accuracy, grammatical or formatting amendments prior to the Annual Plan 2019/20 being published and uploaded onto the Far North District Council website.

CARRIED

9 CORPORATE SERVICES GROUP

9.1 SETTING OF RATES, DUE DATES AND PENALTIES FOR 2019-2020

Agenda item 10.1 document number A2508962, pages 355 - 364 refers

RESOLUTION 2019/22

Moved: Mayor John Carter

Seconded: Cr Sally Macauley

That, pursuant to Section 23 of the Local Government (Rating) Act 2002 (the Act), Council sets the rates as described below for the year commencing 1st July 2019 and concluding 30th June 2020;

All rates are shown inclusive of GST

GENERAL RATE

General Rate

Differentiated on the basis of land use set on all rateable land

Differential	Basis	Rate
General Differential	Per \$ of Land Value	\$0.0056044
Commercial Differential	Per \$ of Land Value	\$0.0154121

Uniform Annual General Charge (UAGC):

A UAGC of \$450.00 per Separately Used or Inhabited Part (SUIP) of a rateable Rating Unit

TARGETED RATES

Ward Services Rate

Differentiated on the basis of location set on all rateable land in the identified wards

Differential	Basis	Rate
BOI - Whangaroa Ward	Per SUIP	\$341.60
Te Hiku Ward	Per SUIP	\$285.50
Kaikohe - Hokianga Ward	Per SUIP	\$369.70

ROADING RATES

Uniform Roading Rate

A Uniform Targeted Rate of \$100 per Separately Used or Inhabited Part (SUIP) of a rateable Rating Unit

Differential Roading Rate

Differentiated on the basis of land use set on all rateable land

Differential	Basis	Rate
Residential	Per \$ of Land Value	\$0.0001474
Lifestyle	Per \$ of Land Value	\$0.0001483
Farming General	Per \$ of Land Value	\$0.0001466
Horticulture	Per \$ of Land Value	\$0.0001382
Dairy	Per \$ of Land Value	\$0.0002292
Forestry	Per \$ of Land Value	\$0.0020986
Commercial	Per \$ of Land Value	\$0.0003737
Industrial	Per \$ of Land Value	\$0.0004779
Mining/Quarry	Per \$ of Land Value	\$0.0111468
Other	Per \$ of Land Value	\$0.0002501

Stormwater Rate

Differentiated on the basis of land use set on all rateable land identified in the rating area maps for the urban communities;

Ahipara	Haruru Falls	Kaikohe	Kawakawa
Awanui	Hihi	Kaimaumuau	Karikari
East Coast	Houhora/Pukenui	Kaitaia	Kerikeri/Waipapa
Kohukohu	Okaihau	Paihia/Te Haumi	Taupo Bay
Moerewa	Opononi/Omapere	Rawene	Tauranga Bay
Ngawha	Opua/Okiato	Russell	Whangaroa/Kaeo

Differential	Basis	Rate
General Differential	Per Rating Unit	\$35.78
Commercial Differential	Per Rating Unit	\$71.56

DEVELOPMENT RATES

Paihia CBD Development Rate

Differentiated on the basis of land use set on all rateable land identified in the rating area maps

Differential	Basis	Rate
General Differential	Per SUIP	\$18.00
Commercial Differential	Per SUIP	\$56.00

Kaitaia BID Rate

Commercial rating units defined in the rating area map	Basis	Rate
	Per \$ of Land Value	\$0.0015641

BOI Recreation Centre Rate

Rating Units defined in the rating area map	Basis	Rate
	Per SUIP	\$5.00

PRIVATE ROADING RATES

Hupara Road Sealing Rates

Rating Units defined in the rating area map	Basis	Rate
	Per SUIP	\$661.73

SEWERAGE RATES

Separate sewerage rates are set for each sewerage scheme differentiated on the basis the supply or availability of supply to each scheme.

The additional pan rate is set on the basis of the third and subsequent water closet or urinal within the rating unit. A rating unit used primarily as a residence for a single household will be treated as having a single pan.

Ahipara Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$289.12
Available	Per Rating Unit	\$289.12
Additional Pan Rate	Per additional pan	\$173.47

East Coast Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$248.68
Available	Per Rating Unit	\$248.68
Additional Pan Rate	Per additional pan	\$149.21

Hihi Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$596.01
Available	Per Rating Unit	\$596.01
Additional Pan Rate	Per additional pan	\$357.61

Kaeo Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$732.40
Available	Per Rating Unit	\$732.40
Additional Pan Rate	Per additional pan	\$439.44

Kaikohe Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$232.31
Available	Per Rating Unit	\$232.31
Additional Pan Rate	Per additional pan	\$139.33

Kaitaia and Awanui Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$268.16
Available	Per Rating Unit	\$268.16
Additional Pan Rate	Per additional pan	\$160.90

Kawakawa Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$514.86
Available	Per Rating Unit	\$514.86
Additional Pan Rate	Per additional pan	\$308.92

Kerikeri Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$395.22
Available	Per Rating Unit	\$395.22

Additional Pan Rate	Per additional pan	\$237.13
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Kohukohu Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$632.39
Available	Per Rating Unit	\$632.39
Additional Pan Rate	Per additional pan	\$379.43

Opononi Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$310.33
Available	Per Rating Unit	\$310.33
Additional Pan Rate	Per additional pan	\$186.20

Paihia Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$346.67
Available	Per Rating Unit	\$346.67
Additional Pan Rate	Per additional pan	\$208.00

Rangiputa Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$350.76
Available	Per Rating Unit	\$350.76
Additional Pan Rate	Per additional pan	\$210.46

Rawene Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$567.14
Available	Per Rating Unit	\$567.14
Additional Pan Rate	Per additional pan	\$340.28

Russell Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$539.65
Available	Per Rating Unit	\$539.65
Additional Pan Rate	Per additional pan	\$323.79

Whangaroa Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$686.80
Available	Per Rating Unit	\$686.80
Additional Pan Rate	Per additional pan	\$412.08

Whatuwhiwhi Sewerage Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$324.35
Available	Per Rating Unit	\$324.35
Additional Pan Rate	Per additional pan	\$194.61

District Wide Sewerage Operating Rate

Operating Rate	Basis	Rate
Connected (All schemes)	Per SUIP	\$535.70
Additional Pan Rate	Per additional pan	\$321.42

WATER RATES

Separate water rates are set for each water supply scheme differentiated on the basis the supply or availability of supply to each scheme.

Kaikohe Water Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$284.28
Available	Per Rating Unit	\$284.28

Kaitaia Water Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$281.70
Available	Per Rating Unit	\$281.70

Kawakawa Water Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$370.92
Available	Per Rating Unit	\$370.92

Kerikeri Water Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$169.98
Available	Per Rating Unit	\$169.98

Okaihau Water Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$352.18
Available	Per Rating Unit	\$352.18

Omapere/Opononi Water Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$660.28
Available	Per Rating Unit	\$660.28

Paihia Water Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$229.46
Available	Per Rating Unit	\$229.46

Rawene Water Capital Rate

Differential	Basis	Rate
Connected	Per SUIP	\$507.31
60% Non-Potable	Per SUIP	\$304.39
Available	Per Rating Unit	\$507.31

District Wide Water Operating Rates

The District wide operating rates are assessed on the basis of the quantity of water supplied as recorded by meter.

Metered Supply rate (all schemes)

Operating Rate	Basis	Rate
Potable Water	Per m ³ Supplied	\$2.94
Non-potable Water	Per m ³ Supplied	\$1.91

Non Metered Water Supply Rate (Includes 250 M³ Supply)

Operating Rate	Basis	Rate
Potable Water	Per SUIP	\$1,010.83
Non-potable Water	Per SUIP	\$753.47

DRAINAGE RATES

Kaitaia Drainage Area	Basis	Rate
Area of land within the defined rating area	Per hectare	\$8.51

Kaikino Drainage Area (as defined in the FIS)		
Differential	Basis	Rate
Differential A	Per hectare	\$13.19
Differential B	Per hectare	\$6.60
Differential C	Per hectare	\$2.20

Motutangi Drainage Area (as defined in the FIS)		
Differential	Basis	Rate
Differential A	Per hectare	\$42.97
Differential B	Per hectare	\$21.48
Differential C	Per hectare	\$7.18

Waiharara Drainage Area (as defined in the FIS)		
Differential	Basis	Rate
Differential A	Per hectare	\$18.54
Differential B	Per hectare	\$9.27
Differential C	Per hectare	\$3.10

And that, pursuant to Section 24 of the Act and with the exception of the targeted rates set for the supply of water pursuant to Section 19 of the Act, Council charges the rates for the 2019-2020 rating year by way of four equal instalments. Each instalment to be paid on or before the due dates set out below;

Rate Instalment	Due Date	Penalty Date
First Instalment	20 August 2019	27 August 2019
Second Instalment	20 November 2019	27 November 2019
Third Instalment	20 February 2020	27 February 2020
Fourth Instalment	20 May 2020	27 May 2020

And that, pursuant to Sections 57 and 58 of the Act and with the exception of the targeted rates set for the supply of water pursuant to Section 19 of the Act, Council imposes the following penalties:

A ten percent (10%) penalty on any portion of any instalment of rates assessed in the 2019-2020 financial year that is not paid on or by the due date for payment as detailed above. This penalty will be added on the penalty dates detailed above;

And that the water meters be read and invoiced on a six-month cycle, or more often if required, and the subsequent invoices become due for payment set out overleaf.

And that, pursuant to Sections 57 and 58 of the Act, Council imposes the following penalties in respect of targeted rates set for the supply of water pursuant to Section 19 of the Act:

A ten percent (10%) penalty on any portion of the rate for the supply of water charged pursuant to Section 19 of the Act, as separately invoiced, that is not paid on or by the due date for payment as set out below;

Scheme	1st Invoice	Due Date	Penalty Date	2nd Invoice	Due Date	Penalty Date
Kaikohe	Nov 2019	20/12/2019	06/01/2020	May 2020	22/06/2020	29/06/2020
Kaitaia	Aug 2019	20/09/2019	27/09/2019	Feb 2020	20/03/2020	27/03/2020
Kawakawa	July 2019	22/08/2019	29/08/2019	Jan 2020	20/02/2020	27/02/2020
Kerikeri	Sep 2019	21/10/2019	28/10/2019	Mar 2020	22/04/2020	29/04/2020

Okaihau	July 2019	22/08/2019	29/08/2019	Jan 2020	20/02/2020	27/02/2020
Omapere/ Opononi	July 2019	22/08/2019	29/08/2019	Jan 2020	20/02/2020	27/02/2020
Paihia	Oct 2019	21/11/2019	28/11/2019	Apr 2020	20/05/2020	27/05/2020
Rawene	July 2019	22/08/2019	29/08/2019	Jan 2020	20/02/2020	27/02/2020

And that, pursuant to Section 88 of the Act, Council set Postponement Fees as provided for in the relevant Rates Postponement Policies;

FEES IN RESPECT OF POSTPONED RATES

Pursuant to Section 88 of the Local Government (Rating) Act 2002, Council will charge a postponement fee on all rates that are postponed under any of its postponement policies.

The Postponement fees are as follows:

- Application Fee: \$50
- Administration Fee: \$50 pa
- Financing Fee on all Postponements: Currently set at 4.75% pa but may vary to match Council’s average cost of funds. At Council’s discretion all these fees may be added to the total postponement balance.

CARRIED

9.2 AMENDMENT TO RATING DELEGATIONS

Agenda item 10.2 document number A2496973, pages 365 - 366 refers

RESOLUTION 2019/23

Moved: Cr Ann Court
 Seconded: Mayor John Carter

That Council approve the proposed changes to position titles within the approved Rating Delegations Schedule 2019.

CARRIED

Against: Cr Dave Hookway

10 BAY OF ISLANDS-WHANGAROA COMMUNITY BOARD (CONTINUED)**10.1 COBHAM ROAD BUS STOP**

Agenda item 6.2 document number A2497323, pages 57 - 61 refers

MOTION

Moved: Cr Ann Court

Seconded: Cr Dave Hookway

That:

- a) Council approves in principle the relocation of bus services out of the Kerikeri CBD as a matter of urgent public safety.
- b) Council agrees the appropriate mechanism for this matter to be resolved, in a timely manner, is for this matter to be delegated for action at an officer level.
- c) the Chief Executive Officer be delegated authority to negotiate with FNHL for the interim use of the BOI airport terminal for coach parking facilities.
- d) once the new coach park facility is operational the designation for a bus stop on Cobham Road, Kerikeri be revoked.

AMENDMENT

Moved: Cr Dave Hookway

Seconded: Cr John Vujcich

- e) the Chief Executive Officer to report back to Council on costs / financial options.

CARRIED

The amendment became the substantive motion

RESOLUTION 2019/24

Moved: Cr Ann Court

Seconded: Cr Dave Hookway

That:

- a) **Council approves in principle the relocation of bus services out of the Kerikeri CBD as a matter of urgent public safety.**
- b) **Council agrees the appropriate mechanism for this matter to be resolved, in a timely manner, is for this matter to be delegated for action at an officer level.**
- c) **the Chief Executive Officer be delegated authority to negotiate with FNHL for the interim use of the BOI airport terminal for coach parking facilities.**
- d) **once the new coach park facility is operational the designation for a bus stop on Cobham Road, Kerikeri be revoked.**
- e) **the Chief Executive Officer to report back to Council on costs / financial options.**

CARRIED

Attachments tabled at meeting

- 1 Letter from InterCity Group 25 June 2019

11 DEPUTATIONS (CONTINUED)

Our Kerikeri - represented by Annika Dickey, Kirsty Grant and Jo Lumkong

Plant & Food Research - represented by Phil Johnstone, Dr Richard Newcomb and Dr Annette Richardson

12 PUBLIC EXCLUDED

RESOLUTION TO EXCLUDE THE PUBLIC

RESOLUTION 2019/25

Moved: Mayor John Carter

Seconded: Cr Mate Radich

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

The general subject matter 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 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 for the passing of this resolution
Supplementary Agenda item 13.6 - Kerikeri Pavilion	s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities.	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7.

CARRIED

At 12:54 pm Deputy Mayor Tania McInnes left the meeting.

13 STRATEGIC PLANNING AND POLICY GROUP (CONTINUED)

13.1 CLIMATE CHANGE UPDATE

Agenda item 9.3 document number A2513333, pages 254 - 260 refers

RESOLUTION 2019/26

Moved: Mayor John Carter

Seconded: Cr Kelly Stratford

That Council:

- a) **accepts for information a summary of the work currently being undertaken in respect of climate change; and supports elected member consultation with the community towards a climate action plan, facilitating workshops and raising awareness of what climate change is, and how individuals can play their part.**
- b) **accepts for information a summary of the contents of the Climate Change Response (Zero Carbon) Amendment Bill.**

- c) **accepts for information the approach taken to submitting on the Climate Change Response (Zero Carbon) Amendment Bill.**
- d) **formally provides approval of Administration's participation in the Tai Tokerau Climate Change Adaptation Working Group.**
- e) **directs the Chief Executive Officer to create a Council-wide working group to integrate and formulate strategies towards climate change in response to the Climate Change Response (Zero Carbon) Amendment Bill, the Tai Tokerau Climate Change Adaptation Working Group's work programme, and the further consideration of outcomes of this work in current Council-wide strategy and policy development.**
- f) **identifies the financial implications of implementing any climate change initiatives.**

CARRIED

14 DEPUTATIONS (CONTINUED)

Kaitia College Climate Action Group representatives Ethan Nemeroff and Kiel Minerviro.

The meeting was adjourned from 1:15 pm to 1:41 pm.

15 KAIKOHE-HOKIANGA COMMUNITY BOARD (CONTINUED)

15.1 LEASE COUNCIL BUILDING 11 PARNELL STREET, RAWENE

Agenda item 7.2 document number A2516087, pages 111 - 115 refers

RESOLUTION 2019/27

Moved: Cr Ann Court

Seconded: Mayor John Carter

That Council

- a) **offers a new lease to Rawene and Districts Community Development Inc (RAD) at nominal (peppercorn) rent, still allowing RAD to sub-let part of the premises to other groups and organisations**
- b) **approves that \$62,000 of available renewal funding is put towards the internal fit-out proposed by RAD.**

CARRIED

16 NOTICE OF MOTION

16.1 NOTICE OF MOTION FROM CR J VUJCICH - NGAKAHU TRUST: EASEMENT AND ACCESS TO KAURI DAM

Supplementary Agenda item S.1 document number A2534327, page 3 refers

RESOLUTION 2019/28

Moved: Cr John Vujcich

Seconded: Mayor John Carter

That Council rescinds the Council decision of 28 June 2018, Item 4.1 part a:

“That Council :

- a) **Proceeds with the regularisation of the right of way easement to regularise the**

access over the pipeline easement, by variation and extension of easement over 4D to ensure that vehicle access does not encroach on land not included in the right of way over the pipeline easement and pays any compensation as determined by a registered valuer or as determined by a Court.”

CARRIED

Abstained: Cr Ann Court

17 PUBLIC EXCLUDED

RESOLUTION TO EXCLUDE THE PUBLIC

RESOLUTION 2019/29

Moved: Mayor John Carter

Seconded: Cr Ann Court

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

The general subject matter 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 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 for the passing of this resolution
13.1 - Confirmation of Previous Minutes - Public Excluded	s7(2)(f)(i) - free and frank expression of opinions by or between or to members or officers or employees of any local authority s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
13.2 - Proposed rating sale - RTZ 2413185-6 Blackley	s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
13.3 - Approval of Selected Vendor and to Proceed to Contract for the Asset Management System	s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7

<p>13.4 - Districtwide Unsealed Roads Prioritisation</p>	<p>s7(2)(f)(i) - free and frank expression of opinions by or between or to members or officers or employees of any local authority</p> <p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7</p>
<p>13.5 - 3 Waters Operations & Maintenance Alliance</p>	<p>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p>	<p>s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7</p>
<p>Supplementary Agenda 13.7 - Draft Development Agreement with Arvida</p>	<p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7</p>
<p>Supplementary Agenda 13.8 - Extension of Current Swimming Pools Operations and Maintenance Contract</p>	<p>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p>	<p>s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7</p>
<p>Supplementary Agenda 13.9 - Procurement Plan for the Extension of Hokianga Ferry Operations and Maintenance Contract to 31 January 2020</p>	<p>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p> <p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7</p>

CARRIED

At 2:30 pm, Cr Kitchen left the meeting.

18 CONFIRMATION OF INFORMATION AND DECISIONS IN OPEN MEETING**RESOLUTION 2019/30**

Moved: Mayor John Carter

Seconded: Cr Sally Macauley

That Council confirms

- a) The following information contained in the part of the meeting held with the public excluded be restated in public meeting:

3.4 DISTRICTWIDE UNSEALED ROADS PRIORITISATION**That Council:**

- a) Approve the RAMM-sections based prioritisation methodology (inclusive of criteria and weightings) to inform the four funding streams being:
- i) NZTA Dust Mitigation Initiative
 - ii) Provincial Growth Fund Applications
 - iii) Tourist Infrastructure Fund Applications
 - iv) FNDC Dust Management Fund
- b) Approve a scrutiny-based optimisation process for roads identified to fall under FNDC's unsubsidised funding scheme.
- c) Mandate the Northland Transport Alliance to develop appropriate applications under:
- i) the NZ Transport Agency 16/04 Dust Mitigation Initiative
 - ii) the Provincial Growth Fund
 - iii) the Tourism Infrastructure Fund

3.7 EXTENSION OF CURRENT SWIMMING POOLS OPERATIONS AND MAINTENANCE CONTRACT**That Council:**

- a) approves extending the existing Swimming Pools Operations and Maintenance Contract to CBEC Limited for a term of three months to the 30 September 2019, based on the terms and conditions of the current contract.

3.8 PROCUREMENT PLAN FOR THE EXTENSION OF HOKIANGA FERRY OPERATIONS AND MAINTENANCE CONTRACT TO 31 JANUARY 2020.**That Council:**

- a) approves extending the existing Hokianga Ferry Operations and Maintenance Contract to Broadspectrum NZ Limited for a term of seven months to the 31 January 2020 based on the terms and conditions of the existing contract.

CARRIED**Attachments tabled at meeting**

- 1 Tabled Document - Districtwide Unsealed Roads Prioritisation - report and attachments

19 GOVERNANCE AND STRATEGIC RELATIONSHIPS COMMITTEE

19.1 DISTRICT PLAN UPDATE - APPENDIX 7 STATUTORY ACKNOWLEDGEMENTS

Agenda item 8.1 document number A2512970, pages 120 - 122 refers

RESOLUTION 2019/31

Moved: Cr Ann Court
 Seconded: Cr Mate Radich

That Council undertake as soon as possible, a separate exercise to update appendix 7 of the district plan and notify the relevant lwi authority, plan holders and the general public of the additions and amendments to the plan to incorporate the statutory acknowledgements.

CARRIED

Abstained: Cr Felicity Foy

At 3:16 pm, Cr Mate Radich left the meeting.

20 STRATEGIC PLANNING AND POLICY GROUP (CONTINUED)

20.1 APPROVAL OF WORK PROGRAMME FOR REVOKED BYLAWS

Agenda item 9.1 document number A2498471, pages 132 - 137 refers

RESOLUTION 2019/32

Moved: Mayor John Carter
 Seconded: Cr Kelly Stratford

That Council approve the following approach to address the revocation of bylaws and those due to be revoked in February 2020

- a) **Adopt the statement of proposal for a Land Drainage Bylaw 2019**
- b) **Adopt the statement of proposal for a Control of Earthworks Bylaw 2019**
- c) **Workshop local regulation and controls contained in the following revoked and soon to be revoked Bylaws to provide clear direction on the development of new bylaws:**
 - i) **Control of the Use of Public Places**
 - ii) **Control of Vehicle Crossings**
 - iii) **Mobile Shops and Hawkers**
 - iv) **Reserves**
 - v) **Keeping of Animals, Poultry and Bees**
- d) **Defer the making of a new Trade Waste Bylaw until a clear policy direction has been considered as a result of the Revenue Review Project.**

CARRIED

Abstained: Cr Ann Court

Note: Councillors request that consultation be extended to close on mid March 2020.

20.2 SPEED LIMITS BYLAW

Agenda item 9.2 document number A2506824, pages 221 - 224 refers

RESOLUTION 2019/33

Moved: Cr Ann Court

Seconded: Cr Felicity Foy

That Council:

- a) **Make amendments to the Speed Limits Bylaw 2008 as set out in Appendix 3 of Attachment 1 – ‘Speed Limit Bylaw Consultation – Submissions and Recommendations Report’, pursuant to Section 22AB(1)(d) of the Land Transport Act 1998, with effect from 28 July 2019 and rename the Bylaw ‘Speed Limits Bylaw 2019’.**
- b) **Authorises the Chief Executive Officer to make any minor edits or amendments to the Bylaw to correct any identified errors or typographical edits or to reflect the decisions made by Council.**

CARRIED

20.3 INFRASTRUCTURE GRANT FUND 2018/19

Agenda item 9.4 document number A2458215, pages 261 - 263 refers

RESOLUTION 2019/34

Moved: Mayor John Carter

Seconded: Cr Dave Hookway

That Council approves that the unallocated budget of \$14,230 from the Infrastructure Grant Fund 2018/19 be allocated to the Kaikohe Community and Youth Charitable Trust for the Kaikohe Basketball Court project.

CARRIED

Abstained: Cr Kelly Stratford

21 CORPORATE SERVICES GROUP (CONTINUED)**21.1 FAR NORTH HOLDINGS LIMITED - STATEMENT OF INTENT 2019 - 2022**

Agenda item 10.3 document number A2513322, pages 370 - 372 refers

RESOLUTION 2019/35

Moved: Cr Ann Court

Seconded: Cr Felicity Foy

That Council receive the Statement of Intent for Far North Holdings Limited for the three years 2019 - 2022

CARRIED

21.2 FRAUD QUESTIONNAIRE - AUDIT NZ

Agenda item 10.4 document number A2513689, pages 387 - 388 refers

RESOLUTION 2019/36

Moved: Mayor John Carter
Seconded: Cr John Vujcich

That Council approve the responses to the Audit New Zealand fraud questionnaire provided.

In Favour: Mayor John Carter, Crs Ann Court, Felicity Foy, Colin (Toss) Kitchen, Sally Macauley, John Vujcich and Kelly Stratford

Against: Cr Dave Hookway

CARRIED

22 CHIEF EXECUTIVE OFFICER

22.1 CEO REPORT TO COUNCIL 01 APRIL 2019 - 31 MAY 2019

Agenda item 11.1 document number A2523685, pages 391 - 391 refers

RESOLUTION 2019/37

Moved: Cr John Vujcich
Seconded: Mayor John Carter

That the Council receive the report "CEO Report to Council 01 April 2019 - 31 May 2019".

CARRIED

At 3:45 pm, Cr Felicity Foy left the meeting.

23.0 MEETING DURATION

RESOLUTION 2019/38

Moved: Cr John Vujcich
Seconded: Mayor John Carter

That Council agree that the Ordinary Council Meeting continue beyond the 6 hour duration specified in Standing Orders, to discuss the remaining items left on the agenda.

CARRIED

The meeting was adjourned from 4.01 pm to 4.11 pm.

24 INFORMATION REPORTS

24.1 ELECTED MEMBERS GUIDELINES DURING THE 2019 LOCAL BODY ELECTIONS

Agenda item 12.1 document number A2457640, pages 443 - 444 refers

RESOLUTION 2019/39

Moved: Mayor John Carter

Seconded: Cr John Vujcich

That the Council receive the report “Elected Members Guidelines during the 2019 Local Body Elections”.

CARRIED

24.2 NORTHLAND WATER STORAGE AND USE PROJECT

Agenda item 12.2 document number A2513913, pages 450 - 451 refers

RESOLUTION 2019/40

Moved: Cr Ann Court

Seconded: Cr John Vujcich

That the Council receives the report “Northland Water Storage and Use Project”.

CARRIED

25 INFRASTRUCTURE AND ASSET MANAGEMENT GROUP

25.1 MINERVA STEAMBOAT PROJECT GRANT

Supplementary Agenda item 14.1 document number A2529849, pages 21 - 24 refers

RESOLUTION 2019/41

Moved: Mayor John Carter

Seconded: Cr Sally Macauley

That Council:

- a) **approves the allocation of up to \$21,000 from the Pou Herenga Tai Twin Coast Cycle Trail Trust from its 2019/20 year operational grant, to enable the Cycle Trail Trust to provide the Minerva Steamboat Project with a grant; subject to**
- b) **receiving written confirmation from the Pou Herenga Tai Twin Coast Cycle Trail Trust that they can effectively operate on a reduced 2019/20 year operational grant.**

CARRIED

26 CORPORATE SERVICES GROUP (CONTINUED)

26.1 REMITS FOR CONSIDERATION AT 2019 LGNZ AGM

Supplementary Agenda item 10.5 document number A2518891, pages 26 - 28 refers

At 4.16 pm, Cr Felicity Foy returned to the meeting.

MOTION

Moved: Mayor John Carter

Seconded: Cr John Vujcich

That the Far North District Council supports the following 2019 Local Government New Zealand Remits:

- **Climate Change - Local Government Representation**
- **Ban on the sale of fireworks to the general public**

- Prohibit Parking on grass berms
- Short Term Guest Accommodation
- Nitrate in drinking water
- LGOIMA reporting
- Weed Control
- Building Defects Claims
- Social Housing
- Procurement
- Single Use Polystyrene
- Local Government Act 2002
- Campground regulations
- Climate Change - Funding Policy Framework
- Road Safety
- Mobility Scooter Safety
- Museums and Galleries
- Resource Management Act
- Mayor Decision to appoint Deputy Mayor
- Sale and Supply of Alcohol Act
- Beauty Industry

AMENDMENT

Moved: Cr Dave Hookway

Seconded: Cr Ann Court

That Council representatives abstain from voting on the remits at the 2019 Local Government New Zealand at the Annual General Meeting.

In Favour: Crs Ann Court, Felicity Foy, Dave Hookway and John Vujcich

Against: Crs John Carter, Sally Macauley and Kelly Stratford

The amendment became the substantive motion.

RESOLUTION 2019/42

Moved: Cr Dave Hookway

Seconded: Cr Ann Court

That Council representatives abstain from voting on the remits at the 2019 Local Government New Zealand at the Annual General Meeting.

CARRIED

Against: Crs Sally Macauley and Kelly Stratford

27 MAYORAL ANNOUNCEMENTS

- MANEA
- ANCHOR AT TE PAPA
- OPERATION FLOTATION
- GREEN WASTE IN OPONONI

MEETING CLOSE

The meeting closed at 4.28 pm.

The minutes of this meeting will be confirmed at the Ordinary Council Meeting held on 29 August 2019.

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CHAIRPERSON