



**Far North  
District Council**



**Te Kaunihera o Tai Tokerau ki te Raki**

# **AGENDA**

## **Ordinary Council Meeting**

**Thursday, 10 November 2022**

**Time: 10:00 am**  
**Location: Council Chamber**  
**Memorial Ave**  
**Kaikohe**

**Membership:**

Mayor Moko Tepania - Chairperson  
Deputy Mayor Kelly Stratford  
Cr Ann Court  
Cr Felicity Foy  
Cr Hilda Halkyard-Harawira  
Cr Babe Kapa  
Cr Penetaui Kleskovic  
Cr Steve McNally  
Cr Mate Radich  
Cr Tāmami Rākena  
Cr John Vujcich



**Far North District Council  
Ordinary Council Meeting**  
**will be held in the Council Chamber, Memorial Ave, Kaikohe on:  
Thursday 10 November 2022 at 10:00 am**

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**Te Paeroa Mahi / Order of Business**

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**1 KARAKIA TIMATANGA / OPENING PRAYER****2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST**

Members need to stand aside from decision-making when a conflict arises between their role as a Member of the Council and any private or other external interest they might have. This note is provided as a reminder to Members to review the matters on the agenda and assess and identify where they may have a pecuniary or other conflict of interest, or where there may be a perception of a conflict of interest.

If a Member feels they do have a conflict of interest, they should publicly declare that at the start of the meeting or of the relevant item of business and refrain from participating in the discussion or voting on that item. If a Member thinks they may have a conflict of interest, they can seek advice from the Chief Executive Officer or the Team Leader Democracy Support (preferably before the meeting).

It is noted that while members can seek advice the final decision as to whether a conflict exists rests with the member.

**3 NGĀ TONO KŌRERO / DEPUTATIONS**

No requests for deputations were received at the time of the Agenda going to print.

**4 NGĀ KŌRERO A TE KAHIKA / MAYORAL ANNOUNCEMENTS**

## 5 CONFIRMATION OF PREVIOUS MINUTES

### 5.1 CONFIRMATION OF PREVIOUS MINUTES

**File Number:** A3914984

**Author:** Rhonda-May Whiu, Democracy Advisor

**Authoriser:** Aisha Huriwai, Team Leader Democracy Services

#### PURPOSE OF THE REPORT

The minutes are attached to allow Council to confirm that the minutes are a true and correct record of previous meetings.

#### RECOMMENDATION

**That Council confirms the minutes of the 27 October meeting as a true and correct record.**

**That Council appoint Cr Foy as a member of Te Hiku Community Board.**

#### 1) BACKGROUND

Local Government Act 2002 Schedule 7 Section 28 states that a local authority must keep minutes of its proceedings. The minutes of these proceedings duly entered and authenticated as prescribed by a local authority are prima facie evidence of those meetings.

#### 2) DISCUSSION AND OPTIONS

The minutes of the meetings are attached.

Far North District Council Standing Orders Section 27.3 states that no discussion shall arise on the substance of the minutes in any succeeding meeting, except as to their correctness.

This report also includes a recommendation that Council appoint Cr Foy as a member of Te Hiku Community Board. While this resolution was passed at the previous meeting, the minutes show that a Councillor-Elect seconded the motion. This recommendation is to safeguard Council and the Te Hiku Community from any potential challenge.

#### Reason for the recommendation

The reason for the recommendation is to confirm the minutes are a true and correct record of the previous meeting.

#### 3) FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

There are no financial implications or the need for budgetary provision as a result of this report.

#### ATTACHMENTS

1. **2022-10-27 Council Minutes - A3951841** [↓](#) 

**Compliance schedule:**

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

1. A Local authority must, in the course of the decision-making process,
  - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
  - b) Assess the options in terms of their advantages and disadvantages; and
  - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

Compliance requirement	Staff assessment
State the level of significance (high or low) of the issue or proposal as determined by the <a href="#">Council's Significance and Engagement Policy</a>	This is a matter of low significance.
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	This report complies with the Local Government Act 2002 Schedule 7 Section 28.
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	It is the responsibility of each meeting to confirm their minutes therefore the views of another meeting are not relevant.
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water.	There are no implications for Māori in confirming minutes from a previous meeting. Any implications on Māori arising from matters included in meeting minutes should be considered as part of the relevant report.
Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences (for example, youth, the aged and those with disabilities).	This report is asking for minutes to be confirmed as true and correct record, any interests that affect other people should be considered as part of the individual reports.
State the financial implications and where budgetary provisions have been made to support this decision.	There are no financial implications or the need for budgetary provision arising from this report.
Chief Financial Officer review.	The Chief Financial Officer has not reviewed this report.

Ordinary Council Meeting Minutes

27 October 2022

**MINUTES OF FAR NORTH DISTRICT COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE KAIKOHE MEMORIAL HALL, MEMORIAL AVE, KAIKOHE  
ON THURSDAY, 27 OCTOBER 2022 AT 10:00 AM**

Note this meeting venue differs from that advertised to accommodate a high number of public in attendance. The meeting took place in the adjacent building and staff were on hand to redirect anyone where necessary.

**PRESENT:** Mayor Moko Tepania, Deputy Mayor Kelly Stratford, Cr Ann Court, Cr Felicity Foy, Cr Elect Hilda Halkyard-Harawira, Cr Babe Kapa, Cr Penetaui Kleskovic, Cr Steve McNally, Cr Elect Mate Radich (via Microsoft Teams), Cr Tāmāti Rākena, Cr John Vujcich.

**IN ATTENDANCE:** Kaikohe-Hokianga Community Board Chairperson Chicky Rudkin, Bay of Islands-Whangaroa Community Board Chairperson Belinda Ward, Te Hiku Community Board Chairperson Adele Gardner, Bay of Islands-Whangaroa Community Board Member Amy Slack, Bay of Islands-Whangaroa Community Board Member Roddy Pihema, Bay of Islands-Whangaroa Community Board Member Tyler Bamber, Kaikohe-Hokianga Community Board Member Trinity Edwards, Kaikohe-Hokianga Community Board Member Harmonie Gundry, Kaikohe-Hokianga Community Board Deputy Chairperson Tanya Filia, Kaikohe-Hokianga Community Board Member Jessie McVeagh.

**STAFF PRESENT:** Blair King (Chief Executive Officer), Andy Finch (General Manager Infrastructure & Asset Management), Janice Smith (Acting General Manager Corporate Services), Jacine Warmington (Acting General Manager District Services), Roger Ackers (Acting General Manager Strategic Planning & Policy), Aisha Huriwai (Team Leader – Democracy Services), Jill Coyle (Chief People Officer), Casey Gannon (Project Manager – Democracy Services), Melissa Wood (Community Board Coordinator), Mori Rapana (Kaiarahi – Kaupapa Māori), Marlema Baker (Democracy Advisor).

## 1 KARAKIA TIMATANGA / OPENING PRAYER

The meeting commenced with a mihi whakatau before handing over to Chief Executive Officer, Blair King to commence the formal proceedings.

## 2 MAKING AND ATTESTING OF DECLARATIONS

### 2.1 MAKING AND ATTESTING OF DECLARATIONS

Agenda item 5.1 document number A3915623, pages 6 - 6 refers.

**Chief Executive Officer, Blair King witnessed the declaration for Mayor Moko Tepania.**

**Mayor Moko Tepania witnessed the declarations for;**

- **Councillor Kelly Stratford**
- **Councillor Ann Court**
- **Councillor Felicity Foy**
- **Councillor Babe Kapa**
- **Councillor Penetaui Kleskovic**
- **Councillor Steve McNally**
- **Councillor Tāmāti Rākena**
- **Councillor John Vujcich**

*Notes:*

- *Councillor Elect Hilda Halkyard-Harawira recited a declaration that was not legally valid.*
- *Councillor Elect Mate Radich was unable to recite and sign his declaration virtually.*

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Ordinary Council Meeting Minutes

27 October 2022

Mayor Tepania adjourned the meeting at 11:40am to reconvene in the Council Chamber from 12:13pm.

Councillor Elect Mate Radich left the meeting at 11:40am.

### 3.0 REPORTS

#### 3.1 APPOINTMENT OF DEPUTY MAYOR

Agenda item 5.2 document number A3915682, pages 7 - 7 refers.

##### RESOLUTION 2022/56

Moved: Cr Babe Kapa  
Seconded: Cr Tāmati Rākena

**That Council note the Mayor's appointment of Kelly Stratford as the Deputy Mayor.**

**CARRIED**

*Deputy Mayor Kelly Stratford declared a conflict of interest and abstained from voting.*

#### 3.2 APPOINTMENT OF WARD COUNCILLORS TO COMMUNITY BOARDS

Agenda item 5.3 document number A3915693, pages 8 - 10 refers.

##### RESOLUTION 2022/57

Moved: Mayor Moko Tepania  
Seconded: Deputy Mayor Kelly Stratford

**That the Council:**

**a) Appoints Cr Ann Court as a member the Bay of Islands-Whangaroa Community Board.**

Abstained: Cr Ann Court

**CARRIED**

##### RESOLUTION 2022/58

Moved: Mayor Moko Tepania  
Seconded: Cr John Vujcich

**b) Appoints John Vujcich as a member of the Kaikohe-Hokianga Community Board**

Abstained: Cr John Vujcich

**CARRIED**

##### RESOLUTION 2022/59

Moved: Mayor Moko Tepania  
Seconded: Cr Elect Hilda Halkyard-Harawira

**c) Appoints Cr Felicity Foy as a member of the Te Hiku Community Board.**

Abstained: Cr Felicity Foy

**CARRIED**

### 3.3 STANDING ORDERS

Agenda item 5.4 document number A3915900, pages 11 - 12 refers.

##### MOTION

Moved: Cr Babe Kapa

Page 2

Seconded: Cr Felicity Foy

That Council note the Far North District Council Standing Orders.

**AMENDMENT**

Moved: Cr John Vujcich

Seconded: Cr Kelly Stratford

That Standing Orders be amended to remove the section regarding the Chair/Mayor casting vote

**RESOLUTION 2022/60**

Moved: Cr Ann Court

Seconded: Cr Steve McNally

**That this item be left to lie and that the views of the Community Board Chairs be sought.**

**CARRIED**

*Cr Ann Court declared she membership on the Standing Orders Review Panel*

**3.4 ELECTED MEMBERS CODE OF CONDUCT**

Agenda item 5.5 document number A3915864, pages 13 - 15 refers.

**RESOLUTION 2022/61**

Moved: Deputy Mayor Kelly Stratford

Seconded: Cr Steve McNally

**That Council adopt the Far North District Council's current Elected Members' Code of Conduct.**

**CARRIED**

**3.5 ADOPTION OF FAR NORTH DISTRICT COUNCIL'S FORMAL MEETING SCHEDULE NOVEMBER TO DECEMBER 2022**

Agenda item 5.6 document number A3942640, pages 16 - 18 refers.

**RESOLUTION 2022/62**

Moved: Cr Ann Court

Seconded: Cr John Vujcich

**That Council note the formal Council meetings calendar for the remainder of the 2022 calendar year:**

- Ordinary Council Meeting**                      **10 November 2022**    **10.00 am**
- Ordinary Council Meeting**                      **15 December 2022**    **10.00 am**

**CARRIED**

**4 INFORMATION REPORTS**

**4.1 EXPLANATION OF LAWS AFFECTING ELECTED MEMBERS**

Agenda item 6.1 document number A3915640, pages 19 - 19 refers.

**RESOLUTION 2022/63**

Moved: Cr Penetaui Kleskovic

Seconded: Deputy Mayor Kelly Stratford

Ordinary Council Meeting Minutes

27 October 2022

**That Council note the report “Explanation of Laws Affecting Elected Members”, and the advice provided at this meeting.**

**CARRIED**

**5 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST**

**APOLOGY**

**RESOLUTION 2022/64**

Moved: Mayor Moko Tepania

Seconded: Deputy Mayor Kelly Stratford

**That the apology received from Cr Mate Radich be accepted and leave of absence granted.**

**CARRIED**

**6 NGĀ TONO KŌRERO / DEPUTATION**

There are no deputations for this inaugural Council meeting.

**7 NGĀ KŌRERO A TE KOROMATUA / MAYORAL ANNOUNCEMENTS**

- Acknowledge tomorrow as the national day to commemorate the signing of He Whakaputanga o Nu Tireni – The New Zealand Declaration of Independence, and Te Pūtake o te Riri, He Rā Maumahara – commemoration of New Zealand Wars and Conflicts.
- The Black Ferns are playing in Whangarei this Saturday 29<sup>th</sup> October.

**8 KARAKIA WHAKAMUTUNGA / CLOSING PRAYER**

Cr Babe Kapa closed the meeting with a karakia

**9 MEETING CLOSE**

**The meeting closed at 1:08 pm.**

**The minutes of this meeting will be confirmed at the Ordinary Council Meeting held on 10 November 2022.**

.....  
**CHAIRPERSON**

## 6 REPORTS

### 6.1 MAKING AND ATTESTING OF DECLARATIONS

**File Number:** A3956338

**Author:** Rhonda-May Whiu, Democracy Advisor

**Authoriser:** Aisha Huriwai, Team Leader Democracy Services

#### PURPOSE OF THE REPORT

The purpose of this report is to set out the process for making and attesting of declarations.

#### BACKGROUND

Clause 14(1) & (2) Schedule 7 of the Local Government Act 2002 states that no person shall be capable of acting as a member of any local authority until he or she has made an oral and written declaration as set out below.

#### DISCUSSION AND NEXT STEPS

The Mayor will witness any Councillor declarations that were not able to be completed at the 27 October 2022 Inaugural Council meeting.

The declaration that each member is required to take is set out in Clause 14(3) Schedule 7 of the Act and reads as below. A translated version will also be made available for any members who would prefer to make their declaration in te reo Māori.

#### DECLARATION BY COUNCILLOR

I, \_\_\_\_\_, declare that I will faithfully and impartially, and according to the best of my skill and judgement, execute and perform, in the best interests of the Far North District, the powers, authorities, and duties vested in, or imposed upon, me as a Councillor of the Far North District Council by virtue of the Local Government Act 2002, the Local Government Official Information and Meetings Act 1987, or any other Act.

DATED at \_\_\_\_\_ this 10th day of November 2022.

Or

#### TE ŌATI Ā KAİKAUNIHERA

Ko ahau, ko \_\_\_\_\_ ka ōati ai ki runga i te pono me te tika ka mutu ki te taumata o tōku atamai me āku whakataunga, ka mahi ai mō te painga o Te Tai Tokerau, haere tonu ki ngā ihi me ngā herenga mahi, ka pā ki roto, ka uruhi ki runga i ahau hei Kaikaunihera o Te Tai Tokerau ki Te Raki, e ai ki te Ture Kāwanatanga ā-Rohe rua mano mā rua, Te Ture Kāwanatanga ā-Rohe mō ngā Kōrero Whakamōhio me ngā Huihuinga Kōrero kotahi mano iwa rau waru tekau mā whitu, me tāpiri atu ki ērā atu o ngā Ture raini.

He mea whakaū tēnei ki \_\_\_\_\_ i tēnei te ra tekau o Whiringa ā rangi rua mano rua tekau mā rua.

#### FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

There are no financial implications or the need for budgetary provision as a result of this report.

**ATTACHMENTS**

**Nil**

## 6.2 STANDING ORDERS

**File Number:** A3956985

**Author:** Rhonda-May Whiu, Democracy Advisor

**Authoriser:** Aisha Huriwai, Team Leader Democracy Services

### PURPOSE OF THE REPORT

The purpose of the report is to present Council with the current Standing Orders.

### RECOMMENDATION

**That Council adopt changes to the Far North District Council Standing Orders.**

### 1) BACKGROUND

Standing Orders are a set of rules of debate that apply to all meetings of Council and its committees and subcommittees, including Community Boards. Furthermore Standing Orders ensure the legal requirements of the Local Government Act 2002 and the Local Government Official Information and Meetings Act 1987 are met. They also provide clarity as to what is expected of the members within a meeting and generally cover procedures to enable meetings to be held in a fair and transparent manner.

A report to note the Council standing orders was left to lie at the 27 October Council meeting following a proposed amendment that standing orders be amended to state that the Mayor/Chairperson does not have a casting vote.

### 2) DISCUSSION AND OPTIONS

Standing Orders are regularly reviewed by a group of local government practitioners, facilitated by Local Government New Zealand (LGNZ). Following each review process LGNZ they release a recommended template version of Standing Orders for each Council to adopt, or tweak as their own. Each set of changes to Standing Orders generally keeps the same intent and principles, in alignment with legislation, but tweaks the wording to clarify each point.

The most recent review of LGNZ Standing Orders were made available to New Zealand Council's in September 2022.

As part of the post-election onboarding programme a standing orders session is scheduled on 9 November 2022 with Democracy Services. We will discuss application of standing orders and potential amendments.

Any amendments (if any) discussed at the training session will be compiled into a single list to add to this recommendation, for adoption subject to the following amendments.

#### Reason for the recommendation

To adopt changes to Standing Orders for the Far North District Council.

### 3) FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

There are no financial implications or need for budgetary provision as a result of this report.

### ATTACHMENTS

Nil

**Compliance schedule:**

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

1. A Local authority must, in the course of the decision-making process,
  - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
  - b) Assess the options in terms of their advantages and disadvantages; and
  - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

Compliance requirement	Staff assessment
State the level of significance (high or low) of the issue or proposal as determined by the <a href="#">Council's Significance and Engagement Policy</a>	Not applicable.
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	Not applicable.
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	Not applicable
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water.	Not applicable
Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences (for example – youth, the aged and those with disabilities).	Not applicable
State the financial implications and where budgetary provisions have been made to support this decision.	There are no financial implications or budgetary provision as a result of this report
Chief Financial Officer review.	The Chief Financial Officer has not reviewed this report.

### 6.3 PIPELINE EASEMENT OVER LOCAL PURPOSE (ROAD) RESERVE

**File Number:** A3923372

**Author:** Kay Meekings, Property Legalisation Officer

**Authoriser:** Andy Finch, General Manager - Infrastructure and Asset Management

#### TAKE PŪRONGO / PURPOSE OF THE REPORT

The purpose of this report is to seek Council consent to grant an easement under the Reserves Act 1977 over a small portion Local Purpose (Road) Reserve, to facilitate the adjoining kiwifruit orchards drawing water from the Kerikeri Water Irrigation Company pipeline laid within the adjacent SH 10 road corridor.

#### WHAKARĀPOPOTO MATUA / EXECUTIVE SUMMARY

- A pipeline easement application has been received from Mackenzie Elvin Law acting on behalf of their clients Seeka Limited and PT (Booster Investments) Nominees Limited being the owners of a kiwifruit orchards adjoining the local purpose reserve.
- The requested portion of local purpose reserve is a 3 metre by 0.2 metre strip sandwiched between the freehold properties and State Highway 10 Kerikeri.
- The Reserves Act 1977 provides a mechanism for Council to consider consenting to the granting of an easement over a local purpose reserve vested in Council.

#### TŪTOHUNGA / RECOMMENDATION

**That Far North District Council in its role as the administering body of the Local Purpose (road) Reserve, Lot 8 DP 84384, Title NA40D/677, and pursuant to its powers under section 48(1)(f) Reserves Act 1977 consents to the granting of a pipeline easement (shown as D on LT 560603) over the local purpose reserve subject to meeting Reserves Act requirements and subject to there being no cost to Council.**

**AND THAT the Council, in its role as the Minister of Conservation's delegate, and pursuant to the Minister's powers under section 48 of the Reserves Act 1977, consents to the granting of the proposed pipeline easement.**

#### 1) TĀHUHU KŌRERO / BACKGROUND

Lot 8 DP 84384 is a Local Purpose (road) Reserve vested in Council and subject to the Reserves Act. It is a narrow strip of land 0.2 of a metre wide running parallel to State Highway 10 on the North-eastern side, approximately 0.5 kilometre south of Sandy Road and SH 10 intersection. The reserve was created on subdivision in 1978. The purpose of the reserve was to limit the number of vehicular accesses being created under the 1978 subdivision.

The adjacent kiwifruit orchards (Seeka and Booster) are in the process of giving each other the benefit of easement rights to convey water for horticulture irrigation (shown as A, B and C on LT 560603). The surveyor has now identified a further easement right is required, that being over the 0.2m x 3m Local Purpose (road) Reserve, to enable access to the Kerikeri Water Irrigation Company pipeline laid within the SH 10 road corridor.

The solicitor acting for the orchard owners has confirmed the drafting of and registration of the easement on titles will be at no cost to Council.

Public Notice under section 48(3) Reserves Act 1987 is not required in this situation as the reserve purpose and the rights of the public (in respect of the reserve) are not likely to be permanently affected.

Internal comment has been sort from Council's Reserves and Northland Transportation Alliance asset managers. Neither raised concerns to the granting of an easement as the reserve is not actively managed by the reserve department and the adjacent road is not a Northland Transportation Alliance asset.



The construction method will be trenchless with minimal disturbance to the reserve land and the passing road traffic

The orchard owner's contractor will be responsible for acquiring a Corridor Access Permit from Waka Kotahi for the duration of the works.

## **2) MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND OPTIONS**

Option 1 – Consent to grant an easement for the purpose of water pipeline over Local Purpose (Road) Reserve Lot 8 DP 84384.

Option 2 – Not approve to grant an easement for the purpose of water pipeline on Local Purpose (Road) Reserve Lot 8 DP 84384.

### **Take Tūtohunga / Reason for the recommendation**

Option 1 – Consent to grant easement for the purpose of water pipeline over Local Purpose (Road) Reserve Lot 8 DP 84384.

The granting of easement will allow the horticultural landowners to access water from a dedicated commercial water supply company.

The reserve purpose and public rights will not be affected by the granting of the easement.

All actions are at no cost to Council.

## **3) PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION**

No implications. Cost of easement, easement agreement and registration will be incurred by the applicants/landowners.

### **ĀPITIHINGA / ATTACHMENTS**

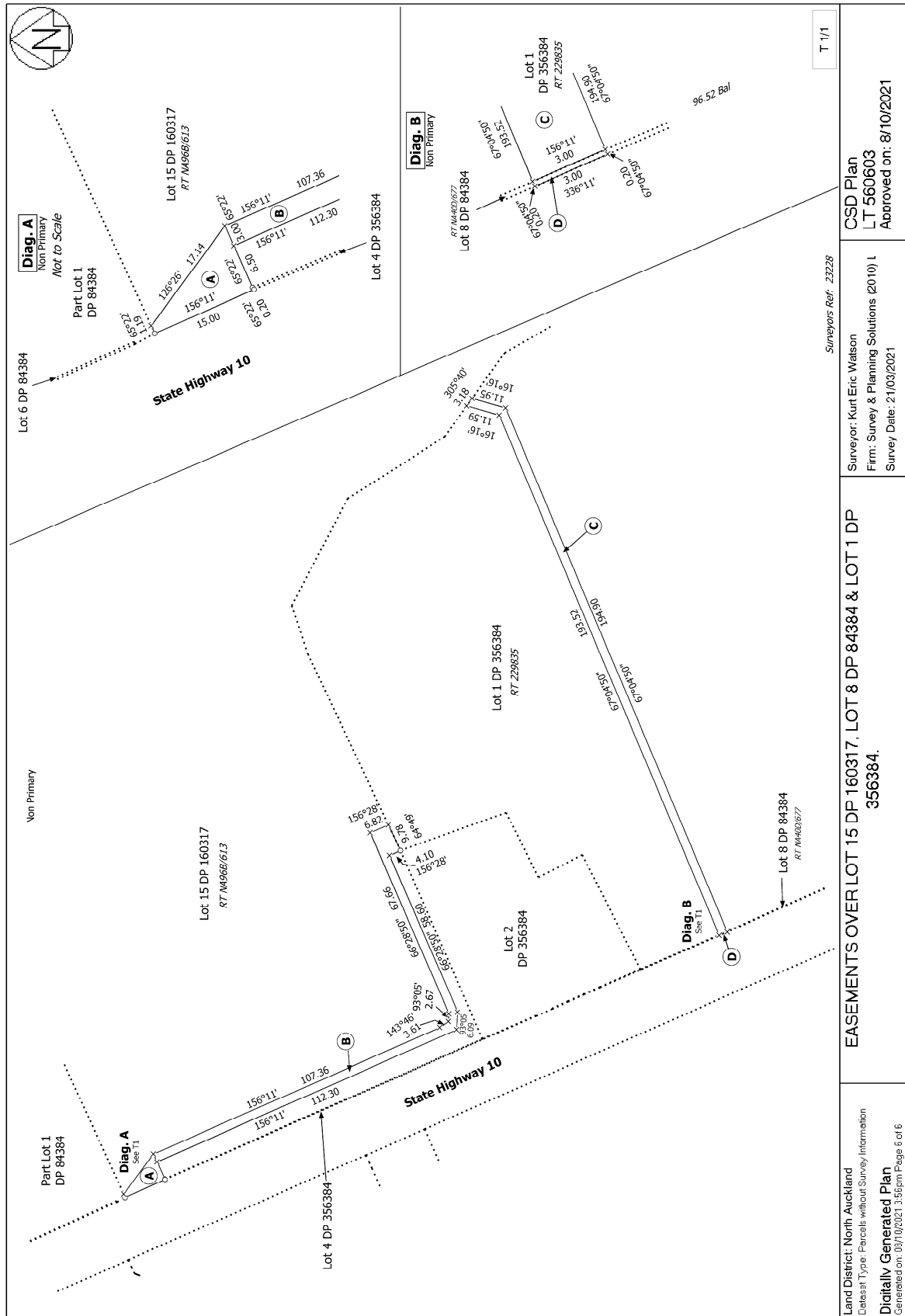
1. 22-11-10 - LT 560603 - Pipeline Easement - SH 10 Kerikeri - A3928803 [↓](#) 
2. 2022-11-10 Locality Plan - Pipeline Easement - SH 10 Kerikeri - A3928525 [↓](#) 

**Hōtaka Take Ōkawa / Compliance Schedule:**

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

1. A Local authority must, in the course of the decision-making process,
  - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
  - b) Assess the options in terms of their advantages and disadvantages; and
  - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

He Take Ōkawa / Compliance Requirement	Aromatawai Kaimahi / Staff Assessment
State the level of significance (high or low) of the issue or proposal as determined by the <a href="#">Council's Significance and Engagement Policy</a>	Low
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	Reserves Act, LGA 74, Reserves Policy.
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	The requirement is across a very small land parcel – 3m x 0.2m. Insignificant by size therefore no need to consult or engage wider than Council.
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water.  State the possible implications and how this report aligns with Te Tiriti o Waitangi / The Treaty of Waitangi.	NIL
Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences (for example – youth, the aged and those with disabilities).	NIL
State the financial implications and where budgetary provisions have been made to support this decision.	NIL
Chief Financial Officer review.	CFO has reviewed this report.



T 1/1

Surveyors Ref: 23228

Surveyor: Kurt Eric Watson  
Firm: Survey & Planning Solutions (2010) L  
Survey Date: 21/03/2021

CSD Plan  
LT 560603  
Approved on: 8/10/2021

**EASEMENTS OVER LOT 15 DP 160317, LOT 8 DP 84384 & LOT 1 DP 356384.**

Land District: North Auckland  
Deepest Type: Parcels without Survey Information  
**Digitally Generated Plan**  
Generated on: 09/10/2021 3:56pm Page 6 of 6



## 7 INFORMATION REPORTS

### 7.1 COMMUNITY BOARD UPDATES NOVEMBER 2022

**File Number:** A3956831

**Author:** Rhonda-May Whiu, Democracy Advisor

**Authoriser:** Aisha Huriwai, Team Leader Democracy Services

#### TAKE PŪRONGO / PURPOSE OF THE REPORT

To enable oversight of Community Board resolutions at Council and provide Community Board Chairperson's with a formal opportunity to speak with Council about discussions at Community Board.

#### WHAKARĀPOPOTO MATUA / EXECUTIVE SUMMARY

- Minutes from the following Community Board meetings are attached for Council information:
  - 20 October 2022 - Bay of Islands-Whangaroa Community Board
  - 20 October 2022 - Kaikohe-Hokianga Community Board
  - 20 October 2022 - Te Hiku Community Board

#### TŪTOHUNGA / RECOMMENDATION

**That Council note the following Community Board minutes:**

- a) 20 October 2022 - Bay of Islands-Whangaroa Community Board
- b) 20 October 2022 - Kaikohe-Hokianga Community Board
- c) 20 October 2022 - Te Hiku Community Board

#### TĀHUHU KŌRERO / BACKGROUND

This report is to provide Council oversight of resolutions made at Community Board meetings and provide Community Board Chairperson's with a formal opportunity to raise any Community Board issues with Council.

#### MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND NEXT STEPS

This is intended as an information report.

From time-to-time Community Board's may make recommendations to Council. This report is not considered to be the appropriate mechanism for Council to make a decision from a Community Board recommendation. Council could however move a motion to formally request a report on a particular matter for formal consideration at a subsequent meeting. The report would then ensure that Council have sufficient information to satisfy the decision-making requirements under the Local Government Act 2002 (sections 77-79).

#### PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

There are no financial implications or need for budget provision in considering this report.

#### ĀPITIHINGA / ATTACHMENTS

1. 2022-10-20 Kaikohe-Hokianga Community Board Minutes - A3946758 [↓](#) 
2. 2022-10-20 Bay of Islands-Whangaroa Community Board Minutes - A3944378 [↓](#) 
3. 2022-10-20 Te Hiku Community Board Minutes - A3933470 [↓](#) 





















**8 TE WĀHANGA TŪMATAITI / PUBLIC EXCLUDED**

**RESOLUTION TO EXCLUDE THE PUBLIC**

**RECOMMENDATION**

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
<p><b>8.1 - Ground Lease Over Part of Okaihau Recreation Reserve</b></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>
<p><b>8.2 - Ground Lease to Te Hiku Pasifika Trust - 19 Banks Street, Kaitaia</b></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>

**9 KARAKIA WHAKAMUTUNGA / CLOSING PRAYER**

**10 TE KAPINGA HUI / MEETING CLOSE**