

**MINUTES OF FAR NORTH DISTRICT COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE KAIKOHE MEMORIAL HALL, MEMORIAL AVE, KAIKOHE
ON MONDAY, 11 DECEMBER 2023 AT 10:04 AM**

PRESENT: Kahika - Mayor Moko Tepania, Kōwhai - 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 Tāmāti Rākena, Cr John Vujcich

IN ATTENDANCE: Adele Gardner (Virtually), Chicky Rudkin, Belinda Ward, Kawiti Waetford (Kaiwhakawhiti Reo - Language Interpreter)

STAFF PRESENT: Guy Holroyd (Chief Executive Officer attended Virtually), Carla Ditchfield (Manager- Legal Services), Briar Macken (Manager- Strategy and Policy), Casey Gannon (Manager – Democracy Services), Dena-Maree (Kaiarahi-Kaupapa Māori- Te Hono), Ellie Greenwood (Democracy Advisor – Democracy Services, Fleur Beresford (Democracy Advisor- Democracy Services), Harley Alexander (Multimedia Strategy and Communications Advisor- Communications and Engagement), Jacine Warmington (Group Manager- Strategic Relationships), Lisa Nelson (Support Officer – Stakeholder Relationships), Llani Harding (Pouhautu Te Hono – Manager Te Hono), Roger Ackers (Group Manager – Policy and Planning), Imrie Dunn (Democracy Advisor – Democracy Services), Maria Bullen (Support Officer- Strategic Relationships), Greg Monteith (Capital works and Procurement Manager- Northland Transport Alliance), Tanya Proctor (Head of Infrastructure Strategy), Ken Lewis (Manager- Communications and Engagement), Margriet Veenstra (Group Manager- Corporate Services)

1 KARAKIA TIMATANGA / OPENING PRAYER

At 10:04 am Kahika - Mayor Moko Tepania commenced the meeting with a karakia.

2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST

APOLOGY

RESOLUTION 2023/155

Moved: Kahika - Mayor Moko Tepania

Seconded: Cr John Vujcich

That the apology for lateness be received from Cr Kleskovich.

CARRIED

3 NGĀ KŌRERO A TE KAHIKA / MAYORAL ANNOUNCEMENTS

- Acknowledging the different community groups who have hosted the Christmas parade in their area, fortunate enough to attend the Kerikeri Christmas in the Domain and the Kaeo Hine-Raumati festival over the weekend.
- Acknowledging that we don't usually have a Council meeting on a Monday but had to reschedule due to the Young Elected Members Conference 2023 hosted by the Far North.
- There were 55 Young Elected Members from all around New Zealand hosted in Waitangi last week, where some had never been on this side of the harbour bridge.

- Acknowledging some of the comments left by Young Elected Members around NZ, who were blown away with some of the innovation we have been able to show in this Council given our huge geographic size, population and ratepayer base.
- Check out Local Government Social media platform, you will be able to see some of the innovation that we have been able to be a part of.

4 NGĀ TONO KŌRERO / DEPUTATION

- Carol Berghan representing Te Hiku Community Development Trust Regarding Te Hiku Māori long term Plan.
- Tracey Schubert and Gregory Hugh representing Anti- Fluoride Lobby group in regard to AntiFluoride Submission to Far North District Council.
- Teei Kairuna and Jeremy Borland representing Te Whatu Ora in regard to Localities Boundary Determination.
- Des Mahoney representing Ngakahu/Ngakohu Whanau Ahuwhenua Trust in regard to decommissioning the Kauri Dam and Council access
- Kim Robinson in regard to setting up a funding stream to support having social tri-lingual interpreters at Waitangi during Waitangi week
- Wally Hicks: Tirohanganui/ BIG Vision Kohukohu and North Hokianga

DOCUMENTS TABLED DURING DEPUTATIONS

Attachments tabled at meeting

- 1 Carol Berghan- Te Hiku Maori Long Term Plan priorities
- 2 Tracey Schubert and George Hugh Anti Fluoride Petition
- 3 Endine Dixon- Harris Localities All- In Presentation

At 10:42am, Cr Kleskovic joined the meeting.

At 10:56am, Kōwhai - Deputy Mayor Kelly Stratford left the meeting.

At 10:59am, Kōwhai - Deputy Mayor Kelly Stratford returned to the meeting.

At 11:15am, Cr Tāmati Rākena left the meeting.

At 11:19am, Cr Tāmati Rākena returned to the meeting.

At 11:36am, meeting was adjourned.

At 11:57am, meeting was resumed.

5 TE WHAKAAETANGA O NGĀ MENETI O MUA / CONFIRMATION OF PREVIOUS MINUTES

5.1 CONFIRMATION OF PREVIOUS MINUTES

Agenda item 5.1 document number A4481547, pages 6 - 17 refers.

RESOLUTION 2023/156

Moved: Kahika - Mayor Moko Tepania

Seconded: Cr Tāmati Rākena

That Council:

- a) confirm the minutes of the Council meeting held 16 November 2023 as a true and correct record, and;
- b) confirm the minutes of the Extraordinary Council meeting held 28 November 2023 as

a true and correct record.

CARRIED

6 NGĀ PŪRONGO / REPORTS

6.1 COMMUNITY BOARD MINUTES - NOVEMBER 2023

Agenda item 7.1 document number A4481688, pages 87 - 110 refers.

RESOLUTION 2023/157

Moved: Cr John Vujcich

Seconded: Kahika - Mayor Moko Tepania

That Council note the following Community Board minutes:

- **21 November 2023 Te Hiku Community Board**
- **22 November 2023 Kaikohe-Hokianga Community Board**
- **23 November 2023 Bay of Islands-Whangaroa Community Board**

CARRIED

6.2 FUTURE BY LOCAL GOVERNMENT POSITION STATEMENT

Agenda item 6.1 document number A4484011, pages 18 - 32 refers.

RESOLUTION 2023/158

Moved: Kōwhai - Deputy Mayor Kelly Stratford

Seconded: Kahika - Mayor Moko Tepania

That Council:

- a) **recommend that Local Government New Zealand adopt Section 1 of The Future by Local Government consensus outcome paper based on Choosing Localism – Build a new system of government that’s fit for purpose and use this as a long-term platform for local government system reform that will be tailored into advocacy material for specific governments,**
- b) **recommend that Local Government New Zealand adopt Section 2 of The Future by Local Government consensus outcome paper based on Choosing Localism – rebalance the country’s tax take between central and local government,**
- c) **recommend that Local Government New Zealand adopt Section 3 of The Future by Local Government consensus outcome paper based on Choosing Localism – create stronger, more authentic relationships between local government and iwi, hapū and Māori,**
- d) **recommend that Local Government New Zealand adopt Section 4 of The Future by Local Government consensus outcome paper based on Choosing Localism – align central, regional and local government priorities,**
- e) **recommend that Local Government New Zealand adopt Section 5 of The Future by Local Government consensus outcome paper based on Choosing Localism – strengthen local democracy and leadership.**

CARRIED

6.3 HOUSING STRATEGY OPTIONS ANALYSIS

Agenda item 6.2 document number A4469009, pages 33 - 60 refers.

RESOLUTION 2023/159

Moved: Kōwhai - Deputy Mayor Kelly Stratford
 Seconded: Cr Babe Kapa

That Council:

- a) approve to develop a housing strategy
- b) endorse the interim Housing Action Plan (attachment 2).

Against: Crs Penetaui Kleskovic and Steve McNally

CARRIED

SUSPENSION OF STANDING ORDERS

RESOLUTION 2023/160

Moved: Kahika - Mayor Moko Tepania
 Seconded: Cr Felicity Foy

That Council Standing Orders 20.2 be suspended.

CARRIED

RESUMPTION OF STANDING ORDERS

RESOLUTION 2023/161

Moved: Kahika - Mayor Moko Tepania
 Seconded: Kōwhai - Deputy Mayor Kelly Stratford

That Council resume Standing Orders.

CARRIED

6.4 ESTABLISHMENT OF A STEERING GROUP TO OVERSEE THE FUTURE USE AND DEVELOPMENT OF COUNCIL'S LANDHOLDINGS IN WAIPAPA (LOT 18 DP 316057 AND LOT 17 DP 333643)

Agenda item 6.3 document number A4491576, pages 61 - 73 refers.

RESOLUTION 2023/162

Moved: Kahika - Mayor Moko Tepania
 Seconded: Kōwhai - Deputy Mayor Kelly Stratford

That Council approve the establishment of a Steering Group to oversee the future use and development of the Council land holdings in Waipapa with the Legal Description Lot 18 Deposited Plan 316057 identifier 26858 and Lot 17 Deposited Plan 333643 identifier 137900.

In Favour: Deputy Mayor Kelly Stratford and Babe Kapa

Against: Mayor Moko Tepania, Crs Ann Court, Felicity Foy, Penetaui Kleskovic, Steve McNally, Tāmami Rākena and John Vujcich

Abstained: Crs Hilda Halkyard-Harawira and Mate Radich

LOST

6.5 COMMITTEE RECOMMENDATIONS AND RESOLUTIONS - DECEMBER 2023

Agenda item 6.4 document number A4490032, pages 74 - 86 refers.

RESOLUTION 2023/163

Moved: Kahika - Mayor Moko Tepania

Seconded: Cr Hilda Halkyard-Harawira

That Council:

Te Kuaka- Te Ao Māori Committee - Item 5.1- Climate Action Policy

- a) endorse the Climate Action Policy and support its early socialisation with iwi/hapu/whanau.

Against: Crs Felicity Foy, Penetaui Kleskovic, Steve McNally and Mate Radich

CARRIED

7.1 MAYOR AND COUNCILLOR'S REPORTS

Agenda item 7.2 document number A4476703, pages 111 - 149 refers.

RESOLUTION 2023/164

Moved: Kahika - Mayor Moko Tepania

Seconded: Kōwhai - Deputy Mayor Kelly Stratford

That Council note the reports submitted by Kahika-Mayor Moko Tepania, Kōwhai-Deputy Mayor Kelly Stratford, Crs Ann Court, Hilda Halkyard- Harawira, Tāmati Rākena and John Vujcich.

CARRIED

7.2 INVESTMENT FOR HOUSING FOR THE ELDERLY

RESOLUTION 2023/165

Moved: Cr Steve McNally

Seconded: Kōwhai - Deputy Mayor Kelly Stratford

That the Council receive the report Investment for Housing for the Elderly.

CARRIED

At 1:40pm, meeting was adjourned.

At 2:18pm, meeting resumed.

At 2:24pm, Cr Ann Court left the table and did not participate in the discussion or debate.

7.3 NGAKAHU STEERING GROUP RECOMENDATIONS

Agenda item 6.1 document number A4475668, pages 6 - 10 refers.

RESOLUTION 2023/166

Moved: Cr John Vujcich

Seconded: Cr Hilda Halkyard-Harawira

That Council:

- a) confirm that Kauri Dam has not been transferred to any 3 Waters Entity,
- b) cancel the Ford Repair Agreement, and;

c) confirm the Steering Group guidelines covered by Council Resolution 2021/72

CARRIED

7 NGĀ PŪRONGO TAIPITOPITO / INFORMATION REPORTS

At 2:29 pm, Cr Ann Court returned to the table.

At 2:30 pm, Kōwhai - Deputy Mayor Kelly Stratford left the meeting.

At 2:32 pm, Kōwhai - Deputy Mayor Kelly Stratford returned to the meeting.

7.4 COUNCIL OPEN RESOLUTIONS UPDATE DECEMBER 2023

Agenda item 7.4 document number A4481769, pages 157 - 174 refers.

RESOLUTION 2023/167

Moved: Kahika - Mayor Moko Tepania

Seconded: Cr John Vujcich

That Council receive the report Council December 2023 Open Resolution Report.

CARRIED

8 TE WĀHANGA TŪMATAITI / PUBLIC EXCLUDED

RESOLUTION TO EXCLUDE THE PUBLIC

RESOLUTION 2023/168

Moved: Kahika - Mayor Moko Tepania

Seconded: Kōwhai - Deputy Mayor Kelly Stratford

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>8.1 - Confirmation of Previous Minutes - Public Excluded</p>	<p>s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p> <p>s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information</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</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>authority</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>8.2 - Community Board Public Excluded Minutes - October 2023</p>	<p>s48(2)(a)(i) - the exclusion of the public from the whole or the relevant part of the proceedings of the meeting is necessary to enable the Council to deliberate in private on its decision or recommendation where a right of appeal lies to any court or tribunal against the final decision of the Council in these proceedings</p>	<p>s48(2)(a)(i) - the exclusion of the public from the part of the meeting is necessary to enable the local authority to deliberate in private on its decision or recommendation</p>
<p>8.3 - Committee Recommendations and Resolutions - December 2023</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)(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>8.4 - Uplifting and Updating the Amendment to Resolution - Refer report 1 Wharo Way & Pōhutukawa Tree (A4194047)</p>	<p>s7(2)(c)(ii) - the withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely otherwise to damage the public interest</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>8.5 - John Butler Centre Far North District Council office lease renewal</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>8.6 - Increase in Total Value Contract 7/22/150 - FNDC Slip Repairs Suite 01</p>	<p>s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely</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</p>

	<p>unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information</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>reason for withholding would exist under section 6 or section 7</p>
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and that Kawiti Waetford Kaiwhakawhiti Reo Language Interpreter be allowed to remain in the public excluded part of the meeting.

CARRIED

CONFIRMATION OF INFORMATION AND DECISIONS TO BE RELEASED IN PUBLIC

That Council confirms the information and decisions contained in the part of the meeting held with public excluded be restated in public meeting as follows:

8.4 - Uplifting and Updating the Amendment to Resolution - Refer report 1 Wharo Way & Pōhutukawa Tree (A4194047)

That Council agree to amend resolution of report 1 Wharo Way Ahipara & Pōhutukawa Tree (A4194047) made on 3 August 2023. The resolution reflects 9 parts from a) to j). The two parts that require amendment are e) and f). The resolution (as amended) at e) and f) should state:

- a) classify 1 Wharo Way (Legal Description Lot 1 DP 381292) as historic reserve pursuant to section 18 of the Reserves Act 1977
- b) classify 3 Wharo Way (Legal Description Lot 23 DP 381292) as historic reserve pursuant to section 18 of the Reserves Act 1977.

8.6 - Increase in Total Value Contract 7/22/150 - FNDC Slip Repairs Suite 01

That Council:

- a) approves to increase the current Contract and Purchase Order amount from **Redacted** + GST to a maximum amount of **Redacted** + GST (including contingency), and
- b) delegates authority to the Chief Executive to execute the associated document approvals to vary the existing Purchase Order amount described in a) above, and
- c) delegates authority to the Engineer to Contract to execute the associated contractual document approvals for Variation to Contract described in a) above.

9 KARAKIA TIMATANGA / CLOSING PRAYER

At 3:54pm, Kahika/Mayor Moko Tepania closed the meeting with a karakia.

10 MEETING CLOSE

The meeting closed at 3:54pm .

The minutes of this meeting will be confirmed at the Ordinary Council Meeting held on 8 February 2024.

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CHAIRPERSON