

**MINUTES OF FAR NORTH DISTRICT COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBER, MEMORIAL AVE, KAIKOHE
ON THURSDAY, 8 FEBRUARY 2024 AT 10:00AM**

- 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 (Virtually), Cr Steve McNally, Cr Mate Radich, Cr Tāmāti Rākena, Cr John Vujcich
- IN ATTENDANCE:** Adele Gardner (Chairperson – Te Hiku Community Board), Belinda Ward (Virtually) (Chairperson – Bay of Islands-Whangaroa Community Board), Kawiti Waetford (Kaiwhakawhiti Reo - Language Interpreter), Calvin Thomas (General Manager Northland Transport Alliance), Fraser Hoani (Road Corridor Manager – TMC – NTA), Elizabeth Stacey (Road Safety & Traffic Engineer – Northland Transport Alliance).
- STAFF PRESENT:** Guy Holroyd (Chief Executive Officer), Carla Ditchfield (Manager- Legal Services), Briar Macken (Manager- Strategy and Policy), Casey Gannon (Manager – Democracy Services), Jude Campbell (Principal Advisor - 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), Lizzie Graham (Policy Advisor), Margriet Veenstra (Group Manager- Corporate Services), Tania Steen (Manager – Property & Facilities Management), Michelle Rockell (Team Leader – Property Management), Andy Finch (District Engineer), Ken Lewis (Manager – Community and Engagement), Kevin Johnson (Group Manager – Delivery and Operations), Lawrence Wharerau (Kaiarahi Kaupapa Māori – Te Hono), Elbie Serfontein (EA to Group Manager – Corporate Services), Peggy Veen (Principal Advisor – Strategic Relationships), Piripi Rākena (Kaiarahi Kaupapa Māori – Te Hono), Trish Routley (Manager – Resource Consents), Maria Giacon (EA to the Chief Executive Officer), Whina Te Whiu (Manager – Te Ahu Museum and Archives), Sharlea Harris (Customer Service Officer), Rochelle Deane (Manager – Compliance), Tania George (EA to Group Manager – Delivery and Operations), Cara Downie (Business Support Manager), Briar Macken (Manager – Strategy and Policy), Shayne Story (Team Leader – Policy and Bylaws), Tanya Proctor (Head of Infrastructure Strategy), Melissa Wood (Te Hiku Community Board Co-ordinator), Jeanette England (Team Leader – Assets & Project Review), Nicola Smith (Manager – Libraries & Customer Service).

1 KARAKIA TIMATANGA / OPENING PRAYER

At 10:02am Kahika - Mayor Moko Tepania commenced the meeting with a karakia.

2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST**APOLOGY****RESOLUTION 2024/3**

Moved: Kahika – Mayor Moko Tepania

Seconded: Cr John Vujcich

That the apology received from Chicky Rudkin (Chairperson Kaikohe-Hokianga Community Board) be accepted and leave of absence granted.

CARRIED

3 NGĀ TONO KŌRERO / DEPUTATION

- Jeff Graham (NDHB Health Protection Officer: Te Whatu Ora) regarding Public Places Alcohol Control Bylaw Final Submission.
- Bill Gillanders regarding Public Places Alcohol Control Bylaw Final Submission and Noise Control.
- Pat Millar (Founder & Trustee: Operation Flotation Charitable Trust) regarding plans to roll out of flotation devices on New Zealand beaches.
- Sheena Ross and Clifford Morgan (Kai Korero o Ngati Korokoro Hapu) regarding Fluoride and Ko He Whakaputanga 1835 me te takahi Te Tiriti 1840.

4 NGĀ KŌRERO A TE KAHIKA / MAYORAL ANNOUNCEMENTS

- Waitangi Day – State Highways 1, 10 and 11 blocked with so many attending. Acknowledged all who came together and played host with so much manaakitanga (hospitality) including Far North District Staff who gave up their time on the Public Holiday to man the various tents: climate change, representation review, housing. A big mihi (thank you) to everyone who was involved.
Fortunate to get quite a bit of time with the Prime Minister who agreed on two points: a) Moko is the most handsome Mayor; b) Northland is the best district in the Country.
- Lunar phase is Orongonui – Rongonui = God of Peace (and Agriculture) – hopeful that this guides us through the meeting in a calm and peaceful manner.
- Great to be back in Chambers and with new monitor and sound. With the new set up we can invite our community to use this space also.
- Mullet Matters - grow a mullet to raise awareness and funding for Mental Health. Information on line: [The Mullet Matters 2024](#)

7.6 TEMPORARY ROAD CLOSURE - CRUZN THE BAYZ

Agenda item 7.6 document number A4521797, pages 69 - 78 refers.

RESOLUTION 2024/4

Moved: Kōwhai - Deputy Mayor Kelly Stratford

Seconded: Cr Ann Court

That Council approve the proposed temporary road closure to accommodate the safe operation of Cruz'n the Bayz in Kerikeri.

CARRIED

CEO Guy Holroyd left the meeting at 10.58am and returned at 11.00am.

5.1 NOTICE OF MOTION - INTERIM SPEED MANAGEMENT PLAN FOR KERIKERI BAY OF ISLANDS

Agenda item 5.1 document number A4533330, pages 6 - 7 refers.

MOTION

Moved: Cr Anne Court

Seconded: Cr Steve McNally

That Council consider the impact of the impending changes that will be made to the Land Transport Rule: Setting of Speed Limits 2022 (the Rule).

AMENDMENT

Moved: Kōwhai - Deputy Mayor Kelly Stratford

Seconded: Cr Hilda Halkyard-Harawira

That Council consider the impact of the impending changes that will be made to the Land Transport Rule: Setting of Speed Limits 2022 (the Rule) and that Council continue implementation of all the changes adopted Interim Speed Management Plan for Kerikeri – Bay of Islands (2023/151) at the 16 November 2023 Council meeting.

In Favour: Kahika - Mayor Moko Tepania, Kōwhai - Deputy Mayor Kelly Stratford, Hilda Halkyard-Harawira, Babe Kapa, Penetaui Kleskovic, Tāmati Rākena, and John Vujcich

Against: Crs Ann Court, Cr Steve McNally and Felicity Foy

Abstained: Cr Mate Radich

CARRIED

The amendment became the substantive motion.

RESOLUTION 2024/5

Moved: Kōwhai - Deputy Mayor Kelly Stratford

Seconded: Cr Hilda Halkyard-Harawira

That Council consider the impact of the impending changes that will be made to the Land Transport Rule: Setting of Speed Limits 2022 (the Rule) and that Council continue implementation of all the changes adopted Interim Speed Management Plan for Kerikeri – Bay of Islands (2023/151) at the 16 November 2023 Council meeting.

In Favour: Kahika - Mayor Moko Tepania, Kelly Stratford, Hilda Halkyard-Harawira, Babe Kapa, Penetaui Kleskovic, Tāmati Rākena and John Vujcich

<u>Against:</u>	Crs Ann Court, Steve McNally and Felicity Foy
<u>Abstained:</u>	Cr Mate Radich
CARRIED	

At 11:40am Kahika - Mayor Moko Tepania adjourned the meeting.

At 12.14pm Kahika - Mayor Moko Tepania recommenced the meeting.

TE WĀHANGA TŪMATAITI / PUBLIC EXCLUDED**9 RESOLUTION TO EXCLUDE THE PUBLIC****RESOLUTION 2024/6**

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
8.1 - Confirmation of Previous Minutes - Public Excluded	s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons 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 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	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
9.2 – 11 Mathews Avenue, Kaitaia	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)(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

9.3 – Additional Funding Request Te Hiku Sports Hub	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 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
and that Kawiti Waetford Kaiwhakawhiti Reo Language Interpreter be allowed to remain and that Mark Osborne representing the Te Hiku Sports Hub, be allowed to remain in the public excluded part of the meeting for the purpose of a deputation and then removed from the proceedings. CARRIED		
<i>Noted:</i> Cr McNally left the Public Excluded meeting at 1.18pm Cr Radich and Kōwhai Stratford left the Public Excluded meeting at 1.27pm. Cr Radich joined the Public Excluded meeting at 1.29pm. Cr McNally and Kōwhai Stratford joined the Public Excluded meeting at 1.30pm. Cr Radich left the Public Excluded meeting at 1.30pm.		

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

6.1 CONFIRMATION OF PREVIOUS MINUTES

Agenda item 6.1 document number A4532090, pages 8 – 20 refers.

RESOLUTION 2024/7

Moved: Kōwhai - Deputy Mayor Kelly Stratford

Seconded: Kahika - Mayor Moko Tepania

That Council:

- a) confirm the Minutes of the Council meeting held on 11 December 2023 as a true and correct record; and
- b) confirm the Minutes of the Extraordinary Council meeting held 18 January 2024 as a true and correct record.

CARRIED

8.1 COMMUNITY BOARD MINUTES - DECEMBER 2023

Agenda item 8.1 document number A4549900, pages 84 - 98 refers.

RESOLUTION 2024/8

Moved: Kahika - Mayor Moko Tepania

Seconded: Cr John Vujcich

That Council note the following Community Board minutes:

- **12 December 2023 Te Hiku Community Board;**
- **13 December 2023 Kaikohe-Hokianga Community Board; and**
- **14 December 2023 Bay of Islands-Whangaroa Community Board.**

CARRIED

Cr McNally left the meeting at 1.34pm.

Cr Halkyard-Harawira noted conflict of interest in item 7.1 and left the meeting at 1.36pm.

6 NGĀ PŪRONGO / REPORTS**7.1 LEASE EXTENSION REQUEST AUPOURI NGATI KAHU TE RARAWA (ANT) TRUST**

Agenda item 7.1 document number A4520090, pages 21 - 43 refers.

RESOLUTION 2024/9

Moved: Cr John Vujcich

Seconded: Cr Ann Court

That Council:

- a) **approve a new ground lease to Aupōuri Ngāti Kahu – Te Rarawa Trust over Tangonge Domain, over 20,234 square metres being Recreation Reserve DP 108 Title NA530/132, located at 63 Bonnet Road, Kaitaia.**

The terms of the proposed leased shall be:

- **Term: 30 years (15 + 15)**
- **Rental: \$118 plus GST per year in conjunction with the Fees & Charges Schedule for 2023/24 and reviewed annually.**

- b) **approve further conditions to be negotiated and agreed upon by the Group Manager Delivery and Operations.**

CARRIED

Cr Halkyard-Harawira returned to the meeting at 1.39pm.

7.2 NEW GROUND LEASE TO TE RARAWA RUGBY CLUB INCORPORATED OVER RARAWA MEMORIAL DOMAIN RECREATION RESERVE

Agenda item 7.2 document number A4520092, pages 44 - 52 refers.

RESOLUTION 2024/10

Moved: Cr Ann Court

Seconded: Cr John Vujcich

That Council:

- a) approve the commencement of public consultation process on the granting of a new ground lease to Te Rarawa Rugby Club Incorporated over part of the Rarawa Memorial Domain Recreation Reserve being Section 151 Block IV Ahipara SD, approximately 40,468 square metres, held in New Zealand Gazette 1979, page 1202 and Recreation Reserve held in Record of Title 308444, being of Lot 4 DP 366836, approximately 6010 square metres.

The terms of the proposed lease shall be:

- Term: 30 Years (15+15);
- Rental: As per FNDC Fees and Charges Schedule for a Community Lease;
- \$118 plus GST for 2023/24 and reviewed annually in conjunction with the FNDC Fees and Charges Schedule;

with further conditions negotiated and agreed upon by the Group Manager Delivery and Operations, and Te Rarawa Rugby Club Incorporated; and

- b) appoint Te Hiku Community Board to hear any submissions received in response to the consultation process and to make recommendations to Council.

CARRIED

7.3 NEW GROUND LEASE TO HOKIANGA BOWLING CLUB OVER 61 CLENDON ESPLANADE, RĀWENE

Agenda item 7.3 document number A4520098, pages 53 - 59 refers.

RESOLUTION 2024/11

Moved: Cr John Vujcich

Seconded: Kahika - Mayor Moko Tepania

That Council:

- a) approve a new ground lease to be issued to Hokianga Bowling Club Incorporated, over approximately 2700.9m² of land being Sections 153, 157 and 158 TN OF Rāwene, located at 61 Clendon Esplanade, Rāwene and vested in Far North District Council as recreation reserve.

The terms of the proposed lease shall be:

- Term: 15 years (5+5+5) – allowed for under the Reserves Act 1977
- Rental: As per FNDC Fees and Charges Schedule for a Community lease.
- \$118 plus GST for 2023/24 and reviewed annually in conjunction with the FNDC fees and Charges Schedule.

- b) approve further conditions to be negotiated and agreed upon by the Group Manager Delivery and Operations.

CARRIED

7.4 NEW GROUND LEASE TO PLAYCENTRE AOTEAROA - RUSSELL PLAYCENTRE OVER 12 CHURCH STREET, RUSSELL

Agenda item 7.4 document number A4520144, pages 60 - 65 refers

RESOLUTION 2024/12

Moved: Kōwhai - Deputy Mayor Kelly Stratford

Seconded: Cr Tāmati Rākena

That Council:

- a) grant a new ground lease to Playcentre Aotearoa over the Local Purpose (Playcentre) Reserve being approximately 736 square meters of Lot 6 DP 7147, 12 Church Street, Russell, held in New Zealand Gazette 1984 page 3528 and vested in Far North District Council as Local Purpose Reserve.

The terms of the lease shall be:

- 30 years (10+10+10)
- Rental: as per FNDC Fees and Charges schedule for a community lease.
- \$118 plus GST for 2023/2024 and reviewed annually in conjunction with the FNDC Fees and Charges schedule.

- b) with further conditions negotiated and agreed upon by the Group Manager Delivery and Operations, and Playcentre Aotearoa.

CARRIED

Cr Court declared a conflict of interest in relation to item 7.5 due to the inclusion of information in the application related to an alcohol licence.

7.5 TEMPORARY ROAD CLOSURE - MANGŌNUI WATERFRONT FESTIVAL

Agenda item 7.5 document number A4520935, pages 66 - 68 refers.

RESOLUTION 2024/13

Moved: Cr Felicity Foy

Seconded: Cr John Vujcich

That Council approve the proposed temporary road closure to accommodate the safe operation of the Mangōnui Waterfront Festival.

In Favour: Kahika - Mayor Moko Tepania, Kelly Stratford, Felicity Foy, Hilda Halkyard-Harawira, Babe Kapa, Penetaui Kleskovic, Steve McNally, Mate Radich, Tāmati Rākena and John Vujcich

Abstained: Cr Ann Court

CARRIED

NOTED: Far North District Council noted the significant contribution by the late Mr Stuart Russell to this Festival and Council's thoughts are with his family at this time.

7.7 APPOINTMENT OF INDEPENDENT HEARINGS COMMISSIONER

Agenda item 7.7 document number A4544796, pages 79 – 83 refers.

RESOLUTION 2024/14

Moved: Cr John Vujcich

Seconded: Kōwhai - Deputy Mayor Kelly Stratford

That Council appoint Mr Simeon McLean and Mr Pat Killalea to the Council's list of approved Commissioners, pursuant to section 34A of the Resource Management Act 1991.

CARRIED

Cr McNally returned to the meeting at 1.58pm.

7 NGĀ PŪRONGO TAIPITOPITO / INFORMATION REPORTS**8.2 COUNCIL OPEN RESOLUTIONS UPDATE FEBRUARY 2024**

Agenda item 8.2 document number A4546485, pages 99 – 118 refers.

RESOLUTION 2024/15

Moved: Cr Ann Court

Seconded: Kōwhai - Deputy Mayor Kelly Stratford

That Council receive the report Council February 2024 Open Resolution Report.

CARRIED

NOTED:

- *Cr Ann Court: Updates are required on: 1) Stormwater at Turner Centre – an appointment to be made in Council on this; 2) Otawere Dam; and 3) Rangitoto Reserve Mangōnui – tail end of Rangitoto Reserve.*
- *Kowhai Deputy Mayor Kelly Stratford: Commended the prompt work in regard to decommissioning the Dam and noted the input by CEO, staff, and Des Mahoney. Cr. Vujcich supported Deputy Mayor Stratford's comments.*
- *Cr Foy: Housing for the Elderly needs to be added.*

.8 KARAKIA WHAKAMUTUNGA / CLOSING PRAYER

At 2.06pm Kahika – Mayor Moko Tepania closed the meeting with a karakia.

9 MEETING CLOSE

The meeting closed at 2.07pm.

The minutes of this meeting will be confirmed at the Ordinary Council Meeting held on 14 March 2024.

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CHAIRPERSON