



**MINUTES OF AN ORDINARY COUNCIL MEETING DATED TUESDAY, 22 AUGUST 2017 IN THE
OPOTIKI DISTRICT COUNCIL CHAMBERS, 108 ST JOHN STREET, OPOTIKI AT 9.00AM**

PRESENT:

Deputy Mayor Lyn Riesterer (Chairperson)
Councillors:
Shona Browne
Barry Howe
Haki McRoberts
Arihia Tuoro
Ken Young

IN ATTENDANCE:

Aileen Lawrie (Chief Executive Officer)
Bevan Gray (Finance and Corporate Services Group Manager)
Chris Hopman (Engineering and Services Manager)
Mike Houghton (Community Facilities Manager)
Ken Buckley (Planning and Regulatory Team Leader)
Tina Gedson (Property Officer)
Tracey Dale (Business Innovation and Communications Advisor)
Gae Newell (Personal Assistant to CEO and Mayor)

MEDIA:

Ross McCullough (Opotiki News)

PUBLIC:

Johanna Mannes
Ray Sharp
Barry McPhee
Stewart Knight
Chris Insley
Peter Insley
Kirsten Simpson, Adam Francis and Justin Rae (NZTA)

Councillor McRoberts opened the meeting with a karakia.

APOLOGY

Mayor John Forbes.

RESOLVED

(1) That the apology be sustained.

Tuoro/Young

Carried

DECLARATION OF ANY INTERESTS IN RELATION TO OPEN MEETING AGENDA ITEMS

Councillor Young declared an interest in Item 12 (Irrigation Scheme Valuation).

PUBLIC FORUM

Johanna Mannes Ōpōtiki Senior Citizens Hall

Ōpōtiki Senior Citizens Hall

Johanna Mannes stated that she is the President of the Ōpōtiki Senior Citizens which has 24 members.

With only 24 people paying subscriptions the income from that source is low and most members are aged over 80 years. The hall is hired out three or four times per week for extra income and last year three fundraisers were held. The rates are \$1,000 per quarter and Johanna Mannes asked if that amount could be halved, adding that a reduction in rates has been given in the past.

Ray Sharp spoke in support of the points raised by Johanna Mannes, noting that the hall is a good facility, it is good for senior citizens and good for the community.

Ross McCullough entered the meeting at 9.09am.

Deputy Mayor Riesterer thanked Johanna Mannes and Ray Sharp for bringing their concerns to Council. The issues raised will be considered and a response provided.

Johanna Mannes and Ray Sharp left the meeting at 9.11am.

Barry McPhee and Stewart Knight – Dump Stations

Barry McPhee stated he was speaking on behalf of the Motor Caravan Association and he is one of the local custodians of the caravan park at St John Street. He is the Deputy Chairman of the Eastern Bay Motor Caravan Association and Stewart Knight is a committee member.

Barry McPhee stated that there is one dump station at Waiōtahe and one at the Te Kaha Motor Camp. Brochures show a dump station at Waihou Bay but that has been closed for some time.

There was a dump station in Church Street behind what is now Subway. The dump station was closed off 8-10 years ago as it was thought chemicals used by motor vanners upset the sewerage system. Barry McPhee advised that there are 80,000 Motor Caravan Association members nationally as well as rental vehicles which are also self-contained so there is a lot of use of dump stations. Motor Caravan Association members are compelled to be self-contained and have a self-contained licence for that. If motor vanners do not have a self-containment licence they cannot use Motor Caravan Association facilities.

Barry McPhee asked if Council could have a look at providing a dump station in town, possibly re-opening the previous one in Church Street.

Stewart Knight stated that there are safaris for motor vans and there is one starting in November with 25 vans which will go around the East Cape and then back to Ōpōtiki. The safaris are good for local business, especially around fuel and food but when they return to Ōpōtiki the motor vanners head home rather than stay in Ōpōtiki as there is no dump station.

The NZ Motor Caravan Association is prepared to put funds into a dump station and would like to meet with Council at some stage to discuss this.

With regard to the chemicals used in motor caravans, Barry McPhee advised that there has been a major upgrade in the chemicals which are used. These chemicals are the same as would be used in the home and nothing different to what is going into the sewerage system at present. The previous argument regarding chemicals is non-existent.

The Chief Executive Officer stated that the issue for Council is around priority of projects, e.g. there is a sewerage system to do along with other projects. In relation to a dump station, a budget would be needed and that would have to be put into the Long Term Plan process. Consideration needs to be given to budget and resourcing.

The Engineering and Services Manager entered the meeting at 9.15am.

The Community Facilities Manager entered the meeting at 9.20am.

Barry McPhee and Stewart Knight left the meeting at 9.28am

1. CONFIRMATION OF MINUTES– ORDINARY COUNCIL MEETING: 11 JULY 2017 **p4**

RESOLVED

- (1) That the minutes of the Ordinary Council meeting held on 11 July be confirmed as a true and correct record.**

Tuoro/Young

Carried

2. MINUTES – AUDIT AND RISK COMMITTEE MEETING 12 JUNE 2017 **p12**

RESOLVED

- (1) That the minutes of the Audit and Risk Committee Meeting held on 12 June 2017 and any recommendations contained therein are received.**

Tuoro/Young

Carried

3. MINUTES – COAST COMMUNITY BOARD MEETING 20 JUNE 2017 **p17**

RESOLVED

- (1) That the minutes of the Audit and Risk Committee meeting held on 20 June 2017 and any recommendations contained therein be received.**

McRoberts/Riesterer

Carried

4. ACTION SCHEDULE **p23**

RESOLVED

- (1) That the Action Schedule be received.**

Tuoro/McRoberts

Carried

5. MAYORAL REPORT – 7 JULY 2017 – 17 AUGUST 2017 **p24**

RESOLVED

- (1) That the report titled “Mayoral Report 7 July 2017 – 17 August 2017” be received.**

Young/Browne

Carried

6. REPORT ON SECTION 17A REVIEWS **p27**

RESOLVED

- (1) That the report titled "Report on Section 17A Reviews" be received.**
- (2) That the individual activity assessments be adopted.**
- (3) That the schedule for activity reviews be adopted.**

Tuoro/Young

Carried

The Property Officer entered the meeting at 9.46am.

7. ELECTORAL SYSTEM AND MAORI WARD REVIEWS **p56**

To provide clarification to elected members, staff will investigate the ward boundary lines.

RESOLVED

- (1) That the report titled "Electoral System and Maori Ward Reviews" be received.**
- (2) That the Council retain the First Past the Post electoral system and provide the required public notice.**
- (3) That the Council engage with local Iwi leaders to consider whether or not to introduce Maori wards for the 2019 and 2022 elections.**

McRoberts/Riesterer

Carried

8. COUNCIL POLICY REVIEWS **p59**

RESOLVED

- (1) That the report titled "Council Policy Reviews" be received.**
- (2) That the addition of a standing item for council Policy Reviews be added to the agenda as needed.**
- (3) That the amendment of Council's accounting policy in relation to asset revaluation be adopted.**
- (4) That the new CCTYV Policy be adopted.**

Young/Browne

Carried

Kirsten Simpson, Adam Francis and Justin Rae entered the meeting at 9.58am.

9. POLICY GUIDELINES ON LEASES TO COMMUNITY GROUPS

p70

RESOLVED

- 1. That the report titled "Policy Guidelines on Leases to Community Groups" be received.**
- 2. That the following Policies are revoked:**
 - R19A Right to Occupy Council Property by Community Groups Policy 2008;**
 - R18 Hiring of Council Land; R21 Opotiki Pony Club Lease;**
 - R22 Leases Rates; R23 Leases Sports Ground;**
 - R24 Reserves; and**
 - R25 St Joseph's School.**
- 3. That Council adopts the "Policy Guidelines on Leases to Community Groups" Policy.**

Young/Browne

Carried

The meeting adjourned for morning tea at 10.08am and reconvened at 10.30am.

NZTA Presentation – Safer Roads Project

NZTA representatives Kirsten Simpson, Adam Francis and Justin Rae spoke to a powerpoint presentation giving an update on the SH2/Wainui Road to Ōpōtiki Project.

The presentation covered the following points:

- *Who are Safe Roads?*
- What do the community see as the issues?
- The problems and objectives – safety
- The problems and objectives – resilience
- NZTA's approach to the project
- Wainui Road
 - the problems
 - possible solutions
- State Highway 2
 - the problems
 - possible solutions
- Wainui Road/SH2 intersection (Matekerepu)
 - the problems
 - possible solutions

- Ōhiwa Beach Road/SH2/Waiōtahe Valley Back Road intersection
 - the problems
 - possible solutions
- Other considerations:
 - cyclists on Wainui Road
 - Tourists
 - Speed
- Next steps

Deputy Mayor Riesterer thanked the presenters.

Kirsten Simpson, Adam Francis, Justin Rae and the Engineering and Services Manager left the meeting at 11.13am.

The Business Innovation and Communications Advisor entered the meeting at 11.14am.

Chris Insley entered the meeting at 11.15am.

10. PROPOSED UPDATE TO LOGO

p86

RESOLVED

- (1) That the report titled "Proposed Update to Logo" be received.**
- (2) That the updated logo be adopted for usage.**

Tuoro/Browne

Carried

The Business Innovation and Communications Advisor left the meeting at 11.17am.

Peter Insley entered the meeting at 11.18am.

11. OMAIO KIWIFRUIT DEVELOPMENT – PROGRESS

p91

Chris Insley provided an update to Council in relation to the Omaio Kiwifruit development along with a video which has been made highlighting the programme of works being undertaken at Ōmaio.

RESOLVED

- (1) That the report titled "Omaio Kiwifruit Development – Progress.**

Tuoro/Young

Carried

The Community Facilities Manager left the meeting at 11.41am and returned at 11.45am.

Chris Insley and Peter Insley left the meeting at 11.48am.

12. IRRIGATION SCHEME VALUATION

p93

Councillor Young's declared interest was noted at the commencement of the meeting. He left the meeting room at 11.49am.

The Finance and Corporate Services Group Manager recommended Option 2 instead of Option 1 which was recommended in the report. Since the report was written, new information has come to light which makes Option 2 the preferred course. The Finance and Corporate Services Group Manager also noted that Option 1 would set a precedent if the UAGC was to be remitted.

Council agreed that Option 2 be adopted.

RESOLVED

- (1) That the report titled "Irrigation Scheme Valuation" be received.**
- (2) That the Council approve Option 2 to remit the 2016/17 rates in full where there is potential for a double up, but decline any remission for the current year where the district revaluation process has removed all possibility of a double up.**

Browne/Howe

Carried

The Planning and Regulatory Team Leader left the meeting at 11.49am and returned at 11.52am.

Councillor Young rejoined the meeting at 12.04pm

13. COMMUNITY FACILITIES SIX-MONTLYLY ACTIVITY REPORT

p96

RESOLVED

- (1) That the report titled "Community Facilities Six-Monthly Activity Report" be received.**

Riesterer/Tuoro

Carried

The Community Facilities Manager and the Property Officer left the meeting at 12.17pm. The Community Facilities Manager returned at 12.19pm.

14. ANNUAL DOG CONTROL REPORT

p104

In response to a query from the Chief Executive Officer, Councillors confirmed that they would support some budget being put into the LTP discussion for a dog de-sexing programme next year.

RESOLVED

- (1) That the report titled “Annual Dog Control Report” be received.**
- (2) That the report for the year 2016-2017 be adopted by Council and its availability publicly notified in the Ōpōtiki News in accordance with Section 10A(3) of the Dog Control Act.**
- (3) That the 2016-2017 report be filed with the Secretary for Local Government (Department of Internal Affairs) in accordance with Section 10A(4) of the Dog Control Act.**

Riesterer/Tuoro

Carried

15. CHIEF EXECUTIVE OFFICER’S UPDATE

p111

RESOLVED

- (1) That the report titled “Chief Executive Officer’s Update” be received.**

Tuoro/McRoberts

Carried

The meeting adjourned for lunch at 12.32pm and reconvened at 1.06pm. The Community Facilities Manager and Ross McCullough did not rejoin the meeting.

Whakatōhea Pre-Settlement Agreement Signing, Wellington

A few moments were taken to reflect on the Whakatōhea Pre-Settlement Agreement signing event held recently in Wellington.

The event was attended by Deputy Mayor Riesterer, Councillor McRoberts, Councillor Tuoro and the Chief Executive Officer.

Councillor McRoberts noted that the Whakatōhea contingent waited for himself and the Chief Executive Officer who had experienced flight delays. They were taken through past people who had been waiting for a long time and treated with much respect.

Deputy Mayor Riesterer described the event as one of the most defining moments of her life.

The Chief Executive Officer stated that it was a privilege to attend the signing of the Pre-Settlement Agreement, added that it felt like family – very warm and inclusive.

Councillor Tuoro said that Whakatōhea people are now aware of the special relationship between Council and Whakatōhea which is a unique and privileged situation. The Crown have been advising

the Whakatōhea people of this good relationship as it is seen as most unusual for such closeness between an iwi and a Council.

To conclude, Councillor Tuoro explained the process going forward to the final Deed of Settlement.

16. RESOLUTION TO EXCLUDE THE PUBLIC

p114

SECTION 48 LOCAL GOVERNMENT OFFICIAL INFORMATION & MEETINGS ACT 1987

THAT the public be excluded from the following parts of the proceedings of this meeting, namely:

17. Minutes – Ordinary Council In-Committee Meeting 23 May 2017

18. Minutes – Extra Ordinary Council In-Committee Meeting 30 June 2017

The general subject 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(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

Item No	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
17.	Minutes – Ordinary Council In-Committee Meeting 11 July 2017	That 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 exists.	Section 48(1)(a)
18.	Minutes – In-Committee Minutes Audit and Risk Committee Meeting 12 June 2017	That 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 exists.	Section 48(1)(a)

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section 7 of that Act or section 6 or section 7 or section 9 of the Official Information Act 1982, as the case may require, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public are as follows:

17.	Maintain effective conduct of public affairs Protect the privacy of natural persons Carry out negotiations Maintain legal professional privilege Protect information Carry out commercial activities	Section 7(2)(f)(i) & (ii) Section 7(2)(a) Section 7(2)(i) Section 7(2)(g) Section 7(2)(b) & (c)(i) Section 7(2)(h)
18.	Protect the privacy of natural persons Protect Information (Commercial Sensitivity) Carry out negotiations	Section 7(2)(a) Section 7(2)(b)(ii) Section 7(2)(c)(i) Section 7(2)(f)(ii) Section 7(2)(i)

Young/McRoberts

Carried

RESOLVED

- (1) That the resolutions made while the public was excluded be confirmed in open meeting.**
- (2) That the public be readmitted to the meeting.**

Tuoro/Young

Carried

RESOLVED

- (1) That the In-Committee minutes of the Ordinary Council In-Committee meeting held on 11 July 2017 be confirmed as a true and correct record.**

Riesterer/Young

Carried

RESOLVED

- (1) That the In-Committee minutes of the Audit and Risk Committee Meeting held on 12 June 2017 and any recommendations contained therein be received.**

Tuoro/Young

Carried

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 1.23PM.

**THE FOREGOING MINUTES ARE CERTIFIED AS BEING A
TRUE AND CORRECT RECORD AT A SUBSEQUENT
MEETING OF THE COUNCIL HELD ON 26 SEPTEMBER
2017**

J H FORBES

HIS WORSHIP THE MAYOR