



**MINUTES OF AN ORDINARY COUNCIL MEETING DATED TUESDAY, 24 APRIL 2018 IN THE
OPOTIKI DISTRICT COUNCIL CHAMBERS, 108 ST JOHN STREET, OPOTIKI AT 9.00AM**

PRESENT:

Mayor John Forbes (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)
Gerard McCormack (Planning and Regulatory Group Manager)
Ari Erickson (Engineering Services Group Manager)
Michal Akurangi (Senior Policy Planner)
Gae Newell (Personal Assistant to CEO and Mayor)
Josh Hunter (Parks and Recreation Team Leader)

MEDIA:

Sven Carlsson (Opotiki News)

PUBLIC:

Eden Edwardson (Community Activator, Healthy Families East Cape)
Nita Walker and Miriam Steadman (Te Pou Oranga o Whakatōhea)

Councillor Howe opened the meeting with an inspirational reading

APOLOGY

Deputy Mayor Riesterer

RESOLVED

(1) That the apology be sustained.

Browne/Tuoro

Carried

DECLARATION OF ANY INTERESTS IN RELATION TO OPEN MEETING AGENDA ITEMS

Nil.

PUBLIC FORUM

Eden Edwardson led a presentation in relation to the Ōpōtiki pump track which was built in 2016, formed from dirt, and initially highly used. The track is now in poor condition and is in need of upgrading. An asphalt surface would provide a long lasting solution, with minimal maintenance. The upgrade of the track could also incorporate further enhancements to provide areas for specific uses and events.

A power point presentation covered and discussed:

- The issues
- The vision
- The social services aspect
- Collaboration
- Co-design
- The importance of play
- Building healthy minds and bodies, and in turn healthy communities.

Eden Edwardson referred to the Ōpōtiki Harbour Transformation Project, the Infrastructure Outcomes from Eastern Bay Beyond Today and Council's Infrastructure Strategy to highlight the connection between having good infrastructure in place, healthy communities and a growing economy.

His Worship the Mayor thanked Eden Edwardson, Nita Walker and Miriam Steadman for their attendance and suggested that a submission be made to Council's Long Term Plan.

The Planning and Regulatory Manager entered the meeting at 9.04am.

Mr Chen entered the meeting at 9.08am.

Eden Edwardson, Nita Walker and Miriam Steadman left the meeting at 9.12am.

His Worship the Mayor advised that during the meeting there will be changes to the order items are considered during the meeting to accommodate the deadlines which need to be met once the Consultation Document has been adopted for consultation.

1. CONFIRMATION OF MINUTES – ORDINARY COUNCIL MEETING 13 MARCH 2018 p4

RESOLVED

- (1) That the minutes of the Ordinary Council meeting held on 13 March 2018 be confirmed as a true and correct record.**

Young/HWTM

Carried

2. MINUTES – AUDIT AND RISK COMMITTEE MEETING 27 NOVEMBER 2017 p16

RESOLVED

- (1) That the minutes of the Audit and Risk Committee meeting held on 27 November 2017 and any recommendations therein be received.**

Young/HWTM

Carried

3. DRAFT MINUTES – CIVIL DEFENCE EMERGENCY MANAGEMENT GROUP JOINT COMMITTEE MEETING 23 MARCH 2017 p22

RESOLVED

- (1) That the draft minutes of the Civil Defence Emergency Management Group Joint Committee meeting held on 23 March 2017 be received.**

HWTM/Browne

Carried

4. MAYORAL REPORT 9 MARCH 2018 – 19 APRIL 2018 p29

RESOLVED

- (1) That the report titled “Mayoral Report 9 March 2018 – 19 April 2018” be received.**

HWTM/McRoberts

Carried

5. ŌPŌTIKI MARINE ADVISORY GROUP (OMAG) UPDATE p32

RESOLVED

- (1) That the report titled “Ōpōtiki Marine Advisory Group (OMAG) Update” be received.**

Browne/Howe

Carried

As Items 15 and 16 need to be resolved in-committee prior to Item 6 being considered a replacement Resolution to Exclude the Public was tabled as below titled Resolution to Exclude the Public 1.

RESOLUTION TO EXCLUDE THE PUBLIC 1

Tabled

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:

15. 2018-2028 Long Term Plan Consultation Document.

16. 2018-2028 Long Term Plan Supporting Documentation.

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
15.	2018-2028 Long Term Plan Consultation Document	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)
16.	2018-2028 Long Term Plan Supporting Documentation	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:

15.	Protect the privacy of natural persons Protect information Free and frank expression of opinions Protection from improper pressure or harassment Prevent disclosure or use of official information	Section 7(2)(a) Section 7(2)(b)(ii) and Section 7(2)(c)(i) Section 7(2)(f)(i) Section 7(2)(f)(ii) Section 7(2)(j)
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16.	Protect information	Section 7(2)(b)(ii)
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Browne/HWTM

Carried

Sven Carlsson and Mr Chen left the meeting at 9.30am.

The meeting moved out of in-committee at 9.47am.

RESOLVED

(1) That the resolutions (for Items 15 and 16) made while the public was excluded be confirmed in open meeting.

Tuoro/HWTM

Carried

6. 2018-2028 LONG TERM PLAN SUPPORTING DOCUMENTATION

p36

RESOLVED

(1) That the report titled "2018-2028 Long Term Plan Supporting Documentation" be received.

(2) That Council approve the following 2018-2028 Long Term Plan supporting documents for public use during consultation:

- **Draft Significance and Engagement Policy**
- **Draft Treasury Risk Management Policy and Procedures**
- **Draft Rates Postponement and Remission Policies**
- **Draft Development Contributions Policy**
- **Draft Funding Impact Statement**
- **Draft Future Priorities and Direction**
- **Draft Statement of Accounting Policies**
- **Draft Revenue and Financing Policy**
- **Draft Asset Management Plans**

Tuoro/Browne

Carried

7. DRAFT WASTE MANAGEMENT AND MINIMISATION PLAN **p151**

RESOLVED

- (1) That the report titled "Draft Waste Management and Minimisation Plan" be received.**
- (2) That Council adopt the draft Waste Management and Minimisation Plan for public consultation via a Special Consultative process, in parallel with the Long Term Plan.**

Young/McRoberts

8. DISTRICT PLAN REVIEW: DECISION NOTIFICATION **p157**

It was agreed that Item 8 (District Plan Review: Decision Notification) should be considered in-committee, pursuant to Section 48 of the Local Government Official Information and Meetings Act 1987) as the Commissioners' Report is to remain confidential until 1 May 2018. The report was circulated separately to Councillors prior to the meeting.

It was further agreed that Ann Nicholas, as consultant to the District Plan Review project, be permitted to attend the in-committee consideration of Item 8.

RESOLVED

SECTION 48 LOCAL GOVERNMENT OFFICIAL INFORMATION & MEETINGS ACT 1987

- 1. THAT the public be excluded from the following parts of the proceedings of this meeting, namely:**

8. District Plan Review: Decision Notification.

- 2. THAT the following person be permitted to remain at this meeting after the public has been excluded because of their knowledge of the subject item in relation to the following. This knowledge will be of assistance and is relevant to the matters to be discussed:**

Name: Ann Nicholas

Items: 8

Business: District Plan Review: Decision Notification

Reason: To enable the accurate presentation of sensitive information to the Council and to provide responses to queries.

The general subject of the 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
8.	District Plan Review: Decision Notification	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:

8.	Protect the privacy of natural persons Protect information Maintain effective conduct of public affairs Prevent disclosure or use of official information	Section 7(2)(a) Section 7(2)(b)(i) & (ii) Section 7(2)(f)(i) & (ii) Section 7(2)(j)
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Tuoro/Browne

The meeting moved out of in-committee at 10.00am.

RESOLVED

- (1) That the resolutions (for Item 8) made while the public was excluded be confirmed in open meeting.**

Tuoro/HWTM

Carried

9. APPOINTMENT OF COMMISSIONERS TO HEAR AND DECIDE ON RESOURCE CONSENT APPLICATIONS

RESOLVED

- (1) That the report titled "Appointment of Commissioners to Hear and Make Decisions on Resource Consent Applications" be received.**

- (2) **That Commissioners Dayle Hunia, Lyn Riesterer, Russell De Luca, Greg Hill, Rob van Voorthuysen, Rachel Dimery and Todd Whittaker be approved as Commissioners to hear and decide on Resource Consent applications.**

McRoberts/Young

Carried

The Senior Policy Planner and Ann Nicholas left the meeting at 10.04am.

10. STATUTE BARRED RATES WRITE-OFFS

p164

RESOLVED

- (1) **That the report titled "Statute Barred Rates Write-Offs" be received.**
- (2) **That pursuant to Section 65 of the Local Government Act 2002, Council remit Statute Barred rates for 2017-2018 year totalling \$359,445.36 GST inclusive as set out in the summary.**

HWTM/Young

Carried

11. LOCAL GOVERNMENT NEW ZEALAND CONFERENCE 2018

p168

RESOLVED

- (1) **That the report titled "Local Government New Zealand Conference 2018" be received.**
- (2) **That His Worship the Mayor together with Deputy Mayor Riesterer and Councillor Tuoro are authorised to attend the Local Government New Zealand Conference 2018 in Christchurch.**

HWTM/McRoberts

Carried

12. RESOLUTION TO EXCLUDE THE PUBLIC 2

A replacement Resolution to Exclude the Public titled Resolution to Exclude the Public 2 as below was tabled.

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:

- 13. Confirmation of Minutes – Ordinary Council In-Committee Meeting 13 March 2018.**
- 14. Minutes – Audit and Risk Committee In-Committee Meeting 27 November 2017.**

17. Trespass on Council Land.

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
13.	Confirmation of In-Committee Minutes – Ordinary Council Meeting 13 March 2018	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)
14.	In-Committee Minutes – Audit and Risk Committee Meeting 27 November 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)
17.	Trespass on Council Land	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:

13.	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 Protection from improper pressure or harassment Prevent disclosure or use of official information	Section 7(2)(f)(i) & (ii) Section 7(2)(a) Section 7(2)(i) Section 7(2)(g) Section 7(2)(b)(i) & (ii); (c)(i) & (ii) Section 7(2)(h) Section 7(2)(f)(ii) Section 7(2)(j)
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14.	Maintain effective conduct of public affairs Protect Information Avoid prejudice to measures protecting the health and safety of members of the public Avoid prejudice to measures that prevent or mitigate material loss to members of the public	Section 7(2)(f)(i) & (ii) Section 7(2)(b)(i) Section 7(2)(d) Section 7(2)(e)
17.	Protect the privacy of natural persons Avoid prejudice to measures protecting the health and safety of members of the public Avoid prejudice to measures that prevent or mitigate material loss to members of the public Free and frank expression of opinions Protection from improper pressure or harassment	Section 7(2)(a) Section 7(2)(d) Section 7(2)(e) Section 7(2)(f)(i) Section 7(2)(f)(ii)

McRoberts/Young

Carried

RESOLVED

- (1) That the resolutions for Items 13, 14 and 17, made while the public was excluded, be confirmed in open meeting.**
- (2) That the public be readmitted to the meeting.**

HWTM/McRoberts

Carried

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 10.10AM.

**THE FOREGOING MINUTES ARE CERTIFIED AS BEING A
TRUE AND CORRECT RECORD AT A SUBSEQUENT
MEETING OF THE COUNCIL HELD ON 5 JUNE 2018**

J H FORBES

HIS WORSHIP THE MAYOR