



**MINUTES OF AN ORDINARY COUNCIL MEETING DATED TUESDAY, 12 MARCH 2019 IN THE
OPOTIKI DISTRICT COUNCIL CHAMBERS, 108 ST JOHN STREET, OPOTIKI AT 9.00AM**

PRESENT:

Deputy Mayor Lyn Riesterer (Chairperson)
Councillors:
Haki McRoberts
Arihia Tuoro
Ken Young

IN ATTENDANCE:

Aileen Lawrie (Chief Executive Officer)
Gerard McCormack (Planning and Regulatory Group Manager)
Ari Erickson (Engineering and Services Group Manager)
Michael Homan (Finance Systems and Property Group Manager)
Billy Kingi (Chief Financial Officer)
Gae Newell (Executive Assistant and Governance Support Officer)

MEDIA:

James Sandbrook (Opotiki News)

Councillor McRoberts took a moment to acknowledge ex-Mayor, Don Riesterer, who passed away recently. He recounted that when he first came on to Council, Don Riesterer was the Mayor and helped him immensely with the role of being a Councillor.

In the absence of Councillor Browne, Councillor McRoberts then opened the meeting with a karakia.

Deputy Mayor Lyn Riesterer extended thanks for the fantastic response when her father was brought to Council. She also thanked the staff and colleagues who attended the tangi.

APOLOGIES

His Worship the Mayor, John Forbes; Councillor Barry Howe; Councillor Browne.

RESOLVED

(1) That the apologies be sustained.

Riesterer/Young

Carried

DECLARATION OF ANY INTERESTS IN RELATION TO OPEN MEETING AGENDA ITEMS

Councillors Young and Tuoro declared an interest in relation to any items pertaining to the Ōpōtiki Harbour Development Project and Whakatōhea Mussels (Ōpōtiki) Ltd.

PUBLIC FORUM

Nil.

On behalf of Council, Deputy Mayor Riesterer extended a warm welcome to Michael Homan – Finance, Systems and Property Group Manager.

1. CONFIRMATION OF MINUTES – ORDINARY COUNCIL MEETING: 29 JANUARY 2019 p4

RESOLVED

- (1) That the minutes of the Ordinary Council meeting held on 29 January 2019 be confirmed as a true and correct record.**

Young/McRoberts

Carried

2. DRAFT MINUTES – COAST COMMUNITY BOARD MEETING 4 DECEMBER 2018 MEETING 7 DECEMBER 2018 p11

RESOLVED

- (1) That the draft minutes of the Coast Community Board meeting held on 4 December 2018 and any recommendations therein be received.**

McRoberts/Riesterer

Carried

3. MAYORAL REPORT 18 JANUARY 2019 – 28 FEBRUARY 2019 p15

Councillor McRoberts extended thanks to His Worship the Mayor for attending the last meeting of the Coast Community Board.

RESOLVED

- (1) That the report titled “Mayoral Report 18 January 2019 – 28 February 2019” be received.**

Tuoro/Young

Carried

4. ŌPŌTIKI MARINE ADVISORY GROUP (OMAG) UPDATE p18

RESOLVED

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

Riesterer/Young

Carried

The Chief Financial Officer entered the meeting at 9.07 am.

5. QUARTERLY REPORT TO 31 DECEMBER 2018 p21

RESOLVED

- (1) That the report titled "Quarterly Report to 31 December 2018" be received.**

Tuoro/Riesterer

Carried

The Chief Financial Officer left the meeting at 9.30am.

6. TE KAHA WATER SUPPLY SOUTHERN EXTENSION 2A FUNDING p68

RESOLVED

- (1) That the report titled "Te Kaha Water Supply Southern Extension 2A Funding" be received.**

- (2) That Council approves the loan fund of \$43,100 to complete the project.**

Riesterer/McRoberts

Carried

7. THE ŌPŌTIKI DISTRICT COUNCIL FIRE PREVENTION BYLAW 2008 p71

RESOLVED

- (1) That the report titled "The Ōpōtiki District Council Fire Prevention Bylaw 2008" be received.**

- (2) That the Ōpōtiki District Council Fire Prevention Bylaw 2008 be revoked.**

Young/McRoberts

Carried

8. DOG CONTROL REGISTRATION FEES p85

RESOLVED

- (1) That the report titled "Dog Control Registration Fees" be received.**

- (2) That the Council, in accordance with Section 37 of the Dog Control Act 1996, fix by way of resolution the following fees for dog registration for the 2019/20 registration year.

Dog Registration		
The following fees apply to registration of dogs in the Ōpōtiki District		
Discounted fee (applies if paid on or before 1 August 2019)		
Complete dog		\$110.00
Neutered dog		\$55.00
Working dog		\$40.00
Full fee (applies if paid after 1 August 2019)		
Complete dog		\$165.00
Neutered dog		\$82.50
Working dog		\$60.00

(All charges include GST)	Charges	Charges
	1 July 2018	1 July 2019
Implant of micro-chip transponder	\$25.00 – Free for dogs with annual registration for 2018/19 paid before 1 st August 2018	\$25.00 – Free for dogs with annual registration for 2018/19 paid before 1 st August 2019

Tuoro/Young

Carried

9. UPDATE ON FOOD ACT 2014 IMPLEMENTATION

p91

RESOLVED

- (1) That the report titled "Update on Food Act 2014 Implementation" be received.

Tuoro/McRoberts

Carried

10. PRE-ELECTION REPORT

Tabled

An amended report was tabled. The only amendment is the inclusion of the report from Election Services.

It was agreed that the alphabetical order of candidate names be adopted for the 2019 triennial elections.

RESOLVED

- (1) That the report titled "Pre-Election Report" be received.

- (2) That Council resolves for the 2019 triennial elections to adopt the alphabetical order of candidate names as permitted under Regulation 31 of the Local Electoral Regulations 2001.
 - (3) That Council adopts the Pre-Election Protocol for the period 12 July 2019 to 12 October 2019.
 - (4) That Council adopts the Election Signs – General Conditions Applicable to All Areas Policy.
- McRoberts/Riesterer Carried

11. REGIONAL ECONOMIC DEVELOPMENT AGENCY TRUST EXEMPTION AS A COUNCIL CONTROLLED ORGNISATION p107

RESOLVED

- (1) That the report titled “Regional Economic Development Agency Trust Exemption as a Council Controlled Organisation” be received.
- (2) That Council resolves to continue to exempt the Regional Economic Development Agency Trust from the provisions related to Council Controlled Organisations as provided under Section 7 of the Local Government Act 2002 for a period of three years.

Tuoro/Riesterer Carried

12. BOPLASS LTD STATEMENT OF INTENT FOR 2019-2022 AND HALF YEARLY REPORT p111

Council agreed that the Chief Executive Officer be asked to write a letter of thanks to BOPLASS acknowledging their ongoing work.

RESOLVED

- (1) That the report titled “BOPLASS Ltd Statement of Intent for 2019-2022 and Half Yearly Report” be received.
- (2) That the Chief Executive Officer write a letter of thanks to BOPLASS acknowledging their ongoing work.

Riesterer/Tuoro Carried

13. CHIEF EXECUTIVE OFFICER’S UPDATE p141

LGNZ Community Boards Conference 2019

It was agreed that delegation be given to the Chief Executive Officer to authorise the attendance of two Coast Community Board members at the LGNZ Community Boards Conference 2019.

Cleaning of Waioeka Bridge

Following a discussion regarding the cleaning of the Waioeka Bridge, it was agreed that the Chief Executive Officer will push forward with getting the bridge cleaned and work with the Engineering and Services Group Manager on a solution to present to Tamati Coffey.

RESOLVED

- (1) That the report titled "Chief Executive Officer's Update" be received.**
- (2) That Council gives delegation to the Chief Executive Officer to authorise the attendance of two Coast Community Board members at the LGNZ Community Boards Conference 2019.**

Tuoro/Riesterer

Carried

The meeting adjourned for morning tea at 10.28m and reconvened at 10.52am. The Finance, Systems and Property Group Manager and James Sandbrook did not rejoin the meeting.

14. RESOLUTION TO EXCLUDE THE PUBLIC

p145

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. Confirmation of In-Committee Minutes – Ordinary Council Meeting 29 January 2019.

16. Infrastructure on Private Property Part 2.

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.	Confirmation of In-Committee Minutes – Ordinary Council Meeting 29 January 2019	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.	Infrastructure on Private Property Part 2	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)
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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 Protection from improper pressure or harassment Prevent disclosure or use of official information Carry out negotiations Maintain legal professional privilege Carry out commercial activities 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 Commercial sensitivity	Section 7(2)(a) Section 7(2)(b)(i) & (ii); (d) & (e) and Section 7(2)(c)(i) & (ii) Section 7(2)(f)(ii) Section 7(2)(j) Section 7(2)(i) Section 7(2)(g) Section 7(2)(h) Section 7(2)(d) Section 7(2)(e) Section 7(2)(b)(ii)
16.	Protect the privacy of natural persons Protect information Protection from improper pressure or harassment Carry out negotiations	Section 7(2)(a) Section 7(2)(b)(ii) Section 7(2)(f)(ii) Section 7(2)(i)

McRoberts/Young

Carried

RESOLVED

(1) That the resolutions made while the public was excluded, except for clauses 2, 3 and 4 of Item 17 (Infrastructure on Private Property Part 2), be confirmed in open meeting.

(2) That the public be readmitted to the meeting.

Riesterer/Tuoro

Carried

RESOLVED

(1) That the in-committee minutes of the Ordinary Council meeting held at on 29 January 2019 be confirmed as a true and correct record.

McRoberts/Young

Carried

RESOLVED

(2) That the report titled "Infrastructure on Private Property Part 2" be received.

Young/Riesterer

Carried

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 11.27AM.

**THE FOREGOING MINUTES ARE CERTIFIED AS BEING A
TRUE AND CORRECT RECORD AT A SUBSEQUENT
MEETING OF THE COUNCIL HELD ON 23 APRIL 2019**

**L J RIESTERER
DEPUTY MAYOR**