



**MINUTES OF AN EXTRA ORDINARY COUNCIL MEETING DATED SATURDAY, 30 JUNE 2018 IN  
THE OPOTIKI DISTRICT COUNCIL CHAMBERS, 108 ST JOHN STREET, OPOTIKI AT 9.00AM**

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PRESENT:

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

IN ATTENDANCE:

Aileen Lawrie (Chief Executive Officer)  
Ari Erickson (Engineering and Services Group Manager)

PUBLIC:

Peter Warren and two supporters  
Liam Donald

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**APOLOGIES**

Nil.

*His Worship the Mayor advised that Mr Peter Warren would like to make a statement to the meeting and he has allowed him time for that.*

**DECLARATION OF ANY INTERESTS IN RELATION TO OPEN MEETING AGENDA ITEMS**

His Worship the Mayor asked the three Councillors who have an interest in Item 2 (Adoption of 2018-2028 Long Term Plan – Economic Development Activity).

Councillors Tuoro, Howe and Young each declared an interest in Item 2.

*Peter Warren*

Waiaua: Peter Warren advised that he has dissolved Whakatōhea and his movement is now in charge, having formed their own ministry.

Peter Warren further advised that his attendance at the meeting is in relation to a litigation matter. He informed Council that there is a burial ground at Snells Beach and there are some bodies under the concrete, with a drill on top of that. That area is waahi tapu and Peter Warren said he should be informed about everything which is happening there, adding that his movement has its own kingitanga.

His Worship the Mayor thanked Peter Warren for attending and advising Council on the matters he raised, adding that Council is here subject to the Statutes of Parliament.

Peter Warren concluded by saying that it is about the Crown, not the Government – it is a sovereignty matter.

*Peter Warren and his two supporters left the meeting at 9.06am.*

Councillors voiced their objection to a camera being used, without permission, for the purposes of recording Mr Warren's address to Council.

**1. CONFIRMATION OF MINUTES – EXTRA ORDINARY COUNCIL MEETING 12 JUNE 2018 p3**

**RESOLVED**

- (1) That the minutes of the Extra Ordinary Council meeting held on 12 June 2018 be confirmed as a true and correct record.**

Browne/Young

**Carried**

*Councillors Tuoro, Howe and Young left the meeting room at 9.07am.*

**2. ADOPTION OF 2018-2028 LONG TERM PLAN – ECONOMIC DEVELOPMENT ACTIVITY p20**

**RESOLVED**

- (1) That the report titled "Adoption of 2018-2028 Long Term Plan – Economic Development Activity" be received.**
- (2) That Council:**

**(a) Adopts the 2018-2028 Long Term Plan Budget for the Economic Development Activity.**

McRoberts/Riesterer

**Carried**

*Councillors Tuoro, Howe and Young returned to the meeting room at 9.10am.*

**3. ADOPTION OF ŌPŌTIKI DISTRICT COUNCIL 2018-2028 LONG TERM PLAN, SUPPORTING POLICIES AND FEES AND CHARGES FOR 2018/19** **p24**

The Audit Opinion was tabled.

The Chief Executive Officer advised that to satisfy the requirements of Audit New Zealand as to the order in which Council resolves the recommendations, two further recommendations will be added at the beginning of clause 2 of the recommendations as a) and b). This will provide for Council to authorise His Worship the Mayor to sign the Letter of Representation to Audit New Zealand and to receive the Audit Opinion. The other recommendations in the report will follow on from that.

Council agreed to the inclusion of the two additional clauses to the recommendations.

**RESOLVED**

- (1) That the report titled "Adoption of the Ōpōtiki District Council 2018-2028 Long Term Plan, Supporting Policies and Fees and Charges for 2018/19" be received.**
- (2) That Council:**
  - a) Authorises His Worship the Mayor to sign the Letter of Representation to Audit New Zealand.**
  - b) Receives the Audit Opinion.**
  - c) Adopts the Ōpōtiki District Council 2018-2028 Long Term Plan and allow minor typographical amendments proposed by Audit.**
  - d) Adopts the Rates Remission Policies, the Development Contributions and Financial Liability Management and Investment Policies.**
  - e) Adopts the Funding Impact Statement contained within the Ōpōtiki District Council 2018-2028 Long Term Plan.**
  - f) Adopts the Schedule of Fees and Charges for the 2018/19 year.**

Tuoro/Riesterer

**Carried**

4. **SETTING OF 2018-19 RATES, DUE DATES FOR PAYMENT, AND THE PENALTIES REGIME** p29

**RESOLVED**

1. That the report titled "Setting of 2018-19 Rates, Due Dates for Payment, and the Penalties Regime" be received.
2. That the Opotiki District Council, pursuant to the provisions of the Local Government (Rating) Act 2002, set the following rates for the period 1 July 2018 to 30 June 2019:

**1 GENERAL RATES**

**(a) General Rate**

Pursuant to Section 13 of the Local Government (Rating) Act 2002, a general rate of 0.3481 cents in the Dollar of Capital Value on all rateable rating units in the Opotiki District.

*Revenue Sought* **\$6,762,452**

**(b) Uniform Annual General Charge**

Pursuant to Section 15 of the Local Government (Rating) Act 2002, a uniform annual general charge of \$416.58 on every rateable rating unit in the district.

*Revenue Sought* **\$2,009,189**

**2 TARGETED RATES**

**(a) Water Supply Charges**

Pursuant to Section 16 of the Local Government (Rating) Act 2002, a targeted rate for water supply shall be set within the following water supply areas as follows:

	Supply Name	
(i) A full charge for the ordinary supply of water in respect of each separately used or inhabited part of a rating unit to which water is supplied.	Opotiki/	249.43
	Hikutaia	
	Te Kaha	371.47
	Ohiwa	732.14

<b>(ii) A half charge in respect of every rating unit to which water can be, but is not supplied, situated within 100m of any part of the waterworks.</b>	<b>Opotiki/</b>	<b>124.72</b>
	<b>Hikutaia</b>	
	<b>Te Kaha</b>	<b>185.74</b>
	<b>Ohiwa</b>	<b>366.07</b>
<b>Revenue Sought:</b>	<b>Opotiki/</b>	<b>\$570,821</b>
	<b>Hikutaia</b>	
	<b>Te Kaha</b>	<b>\$132,389</b>
	<b>Ohiwa</b>	<b>\$15,741</b>

Pursuant to section 19 of the Local Government (Rating) Act 2002, a targeted rate for water supplied by meter is applied as well as the connection charge outlined above as follows:

<b>Any property that is connected to one of the above water supplies where there is a water meter, the metered volumes of water used shall be charged at the following rates per cubic meter:</b>	<b>Opotiki</b>	<b>57 c/m<sup>3</sup></b>
	<b>Te Kaha</b>	<b>\$1.00 m<sup>3</sup></b>
	<b>Ohiwa</b>	<b>\$1.00 m<sup>3</sup></b>
<b>Revenue Sought:</b>	<b>Opotiki</b>	<b>\$285,000</b>
	<b>Te Kaha</b>	<b>\$62,500</b>
	<b>Ohiwa</b>	<b>\$5,000</b>

**(b) Sewerage Drainage Charges**

Pursuant to Sections 16 of the Local Government (Rating) Act 2002, a targeted rate shall be set in each urban drainage area as follows:

	<b>Scheme Name</b>	<b>2018/19</b>
<b>(i) One full charge in respect of every separately used or inhabited part of a rating unit connected to a public sewerage drain.</b>	<b>Opotiki</b>	<b>450.78</b>
	<b>Waihau Bay</b>	<b>438.43</b>

(ii) Half of the full charge in respect of each rating unit to which sewer drainage can be, but is not connected, situated within 30m from any part of the public sewerage drain.	<b>Opotiki</b>	<b>225.39</b>
	<b>Waihau Bay</b>	<b>219.22</b>
(iii) 80% of the full charge in respect of every separate toilet pan, water closet, or urinal where there are multiple connections on one rating unit.	<b>Opotiki</b>	<b>360.62</b>

**Note:**

A residence of not more than one household shall be deemed to have not more than one water closet, toilet pan, or urinal.

<b>Revenue Sought</b>	<b>Opotiki</b>	<b>\$765,562</b>
	<b>Waihau Bay</b>	<b>\$11,180</b>

(c) **Waioeka Wastewater Extension**

Pursuant to Sections 16 of the Local Government (Rating) Act 2002, a targeted rate shall be set as a fixed amount per rating unit connected to the Waioeka Wastewater Extension of \$18,643.

<b>Revenue Sought:</b>	<b>Waioeka Extension</b>	<b>\$37,286</b>
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(d) **Kerbside Refuse Collection Charge**

Pursuant to Section 16 of the Local Government (Rating) Act 2002, a targeted rate for kerbside refuse collection within the defined Ōpōtiki Ward and Waiotahi/Waioeka Ward collection areas set as follows:

- (i) **A full charge of \$119.53 per separately used or inhabited part of a rating unit (except those not used or inhabited) within the defined Ward collection areas**
- (ii) **A half charge of \$59.77 per rating unit that is not used or inhabited within the defined Ward collection areas.**

***Revenue Sought* *\$261,840***

**(e) Communities of interest**

**Pursuant to Section 16 of the Local Government (Rating) Act 2002, a communities of interest targeted rate set as an amount per rating unit as follows:**

**(i) Residential communities of interest**

**\$40.24 per rateable rating unit within the defined rating areas.**

***Revenue Sought* *\$84,700***

**(i) Rural communities of interest**

**\$22.88per rateable rating unit within the defined rating areas.**

***Revenue Sought* *\$57,206***

**(ii) Commercial/industrial communities of interest**

**\$748.39 per rateable rating unit in the district where land use is commercial or industrial.**

***Revenue Sought* *\$161,653***

**3 INSTALMENT DATES**

**That the Opotiki District Council resolves that all rates are payable in four equal instalments, due on or before:**

- **Instalment One : 24 August, 2018**
- **Instalment Two : 23 November, 2018**
- **Instalment Three : 22 February, 2019**
- **Instalment Four : 24 May, 2019**

**That the Ōpōtiki District Council resolve that all metered water charges are payable in six monthly instalments based on usage, due on or before:**

- **Instalment One : 19 December, 2018**

- **Instalment Two** : **19 June, 2019**

**4 ADDITIONAL CHARGES ON UNPAID RATES**

**That the Opotiki District Council authorise the addition of penalties to unpaid rates in accordance with the following regime:**

**Under the provisions of Sections 57 and 58 of the Local Government (Rating) Act 2002, a penalty of 10% will be added to the amount of the first instalment of rates remaining unpaid after the due date, on 31 August, 2018; of the second instalment of rates remaining unpaid after the due date, on 30 November, 2018; of the third instalment of rates remaining unpaid after the due date, on 28 February, 2019; and of the fourth instalment of rates remaining unpaid after the due date, on 31 May, 2019.**

**5 GOODS AND SERVICES TAX**

**The rates stated above are exclusive of goods and services tax payable. GST should be applied at the current rate of 15% to rates payable on invoices and to any voluntary prepayments made.**

Tuoro/Riesterer

**Carried**

**5. ADOPTION OF WASTE MANAGEMENT AND MINIMISATION PLAN 2018** **p98**

Deputy Mayor Riesterer enquired if the last paragraph on page 1 of the Plan still needs to be in the document.

It was agreed that the paragraph which Deputy Mayor Riesterer referred to will be removed and the Plan adopted without it.

**RESOLVED**

- (1) That the report titled "Adoption of Waste Management and Minimisation Plan 2018" be received.**
- (2) That Council adopts the Waste Management and Minimisation Plan 2018.**

Young/Browne

**Carried**



**6. AMENDMENTS TO OPOTIKI DISTRICT COUNCIL PROCUREMENT POLICY**

**p102**

**RESOLVED**

- (1) That the report titled "Amendments to Ōpōtiki District Council Procurement Policy" be received.**
- (2) That the NZTA requested changes to Section 5.1 Procurement Options and 5.21 Tender Evaluation be adopted.**
- (3) That the Health and Safety at Work Act 2015 changes to Section 5.0 (3), Section 5.1. Procurement Options, 5.6. Risk Management and 5.13. Reasons to Exclude Supplier be adopted.**

Tuoro/Young

**Carried**

**THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 9.21AM.**

**THE FOREGOING MINUTES ARE CERTIFIED AS BEING A  
TRUE AND CORRECT RECORD AT A SUBSEQUENT  
MEETING OF THE COUNCIL HELD ON 24 JULY 2018**

**J H FORBES**

**HIS WORSHIP THE MAYOR**