KAIPARA DISTRICT
Kaipara te Oranganui • Two Oceans Two Harbours

Open Meeting Minutes of the Kaipara District Council

Date: **Wednesday 30 September 2020**
Time: **9:34 am – 2.29 pm**
Location: **Lighthouse Function Centre / Te Whare Taonga o Tunatahi**
32 Mount Wesley Coast Road
Dargaville

Members Present:
Mayor Jason Smith
Deputy Mayor Anna Curnow
Councillor Jonathan Larsen
Councillor Karen Joyce-Paki
Councillor Victoria del la Varis-Woodcock
Councillor Mark Vincent
Councillor Peter Wethey
Councillor David Wills
Councillor Eryn Wilson-Collins

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1. Opening

1.1 Karakia

Cr Wilson-Collins opened the meeting with Karakia.

1.2 Apologies

There were no apologies.

1.3 Confirmation of agenda

Moved: Mayor Smith
Seconded: Cr Joyce Paki

That the Kaipara District Council:

a) Confirms the agenda for 30 September 2020 with addition of item 5.13 – Speed Limit Review Consultation.

Carried

Unconfirmed

1.4 Conflict of interest declaration

Item	Name
6.2 – Resolution Register	Cr Wilson-Collins
5.1 – Three Waters Review and Delivery Plan	Cr Wills

2. Presentations and petitions

There were no presentations or petitions.

3. Minutes

3.1 Confirmation of Open Council meeting minutes 26 August 2020

Moved: Deputy Mayor
Seconded: Cr Vincent

That the Kaipara District Council:

a) Confirms that the open minutes of the Council meeting held on 26 August 2020 are a true and correct record.

Carried

3.2 Confirmed open minutes from other Council committees

Moved: Cr Joyce Paki
Seconded: Cr Wethey

That the Kaipara District Council:

a) Notes the confirmed open minutes from other KDC governance committee meetings held between August and September 2020 (Attachment A).

Carried

4. Notice of motion

There were no notices of motion.

unconfirmed

5. Decision

5.1 Three Waters Review – Delivery plan and funding agreement

Moved: Mayor
Seconded By: Deputy Mayor

That Kaipara District Council:

a) Notes that the Funding Agreement cannot be amended or modified by either party and doing so would void the document.

b) Delegates the Mayor the authority to sign the Funding Agreement located (at Attachment A) on behalf of the Council, for submission to the Department of Internal Affairs and Crown Infrastructure Partners.

c) Notes that the Delivery Plan shows that the funding is to be applied to operating and/or capital expenditure relating to three waters infrastructure and service delivery, which:

   i. supports economic recovery through job creation; and

   ii. maintains, increases, and/or accelerates investment in core water infrastructure renewal and maintenance.

d) Approves the Delivery Plan located (at Attachment B) for submission to the Department of Internal Affairs.

e) Delegates the Chief Executive the authority to finalise the Delivery Plan, if any feedback from central government is received, in order to obtain approval and release funding

f) Notes that the agreed share of the regional pool is $2,345,524 in accordance with the regional national formula, bringing the total available pool to $4,691,048.

Carried unanimously

5.2 Budget carry over from 2019/2020

Moved: Cr Wethey
Seconded: Cr Wills

That Kaipara District Council:

a) Approves the increase in financial budgets for the unfinished capital projects as set out in Attachment A to the “Budget carry-overs from 2019/2020” report, totalling $5,432,911 and for the amounts to be added to the 2020/2021 Annual Plan project budgets to enable staff to complete the identified works.

b) Approves the carrying over of operational project expenditure as set out in Attachment A to the “Budget carry-overs from 2019/2020” report totalling

Unconfirmed

$2,641,860 and for the amounts to be added to the 20/2021 Annual Plan project budgets to enable staff to complete the identified works.

c) Approves the additional required loan funding of $81,975

Carried

5.3 Contract 888 variation - Kaipara unsealed roading network improvements

Moved: Mayor
Seconded: Cr del la Varis Woodcock

That the Kaipara District Council:

a) Approves a contract variation of $3,150,000 + GST to Contract 888 *Road Maintenance And Renewals* to implement the Unsealed Roading Network programme of works, as detailed in the Kaipara Roading Package Agreement 2 with the Ministry of Business, Innovation and Employment.

b) Approves a contract variation of $4,910,000 + GST to Contract 888 Road Maintenance And Renewals to implement the Unsealed Roading Network programme of works, subject to Council approval of a new funding agreement with the Ministry of Business, Innovation and Employment.

Carried

5.4 Contract 963 - Waipoua River Road Sealing Physical Works delegation to award

Moved: Mayor
Seconded: Deputy Mayor

That the Kaipara District Council:

a) Delegates authority to the Mayor and Chief Executive to approve the award of Contract 963 for Waipoua River Road sealing works subject to Te Roroa approving the award of the contract, and subject to the contract price being within the approved project budget of $1,600,000 + GST.

b) Notes that the project is 100% externally funded.

Carried

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5.5 Alamar boat ramp and carpark improvements

Moved: Cr Wethey
Seconded: Cr Wilson-Collins

That the Kaipara District Council:

a) Approves the allocation of Financial Contributions up to $900k for the design and construction of the boat ramp car park.

b) Approves the Procurement Plan for the construction of the car park.

c) Delegates award of Contract to the CEO subject to the price being within the approved budget

Carried

The meeting adjourned at 11.03 am for morning tea.

The meeting reconvened at 11.17 am.

5.6 Hakaru Closed Landfill leachate treatment improvements.

Moved: Cr Larsen
Seconded: Cr Vincent

That the Kaipara District Council

a) Approves the allocation of $550,000.00 from the Hakaru Leachate Provisioning Reserve and approves the tender and contract award process to complete the physical works for the Hakaru Closed Landfill Leachate Treatment.

b) Approves the attached Business Case/Procurement Plan.

c) Delegates the Chief Executive to approve the contract for award once the tender process is completed.

Carried

5.7 Mangawhai Wastewater Treatment Plant Balance Tank

Moved: Cr Wethey
Seconded: Cr del la Varis Woodcock

That the Kaipara District Council

a) Approves the Mangawhai Wastewater Treatment Plant Balance Tank Project with a total budget spend of $2,100,000.

b) Approves to bring forward the Mangawhai Wastewater Development Plant Upgrades budget totalling $1,450,000 into Year 2021/2022. This will reduce

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expenditure of $500,000 from Year 2024/2025 and $950,000 from Year 2025/2026.

c) Delegates the Chief Executive to approve the contract for award up to a contract price of $2,100,000 (excluding GST) once the tender process has been concluded.

Carried

5.8 Dog Control Annual Report 2019/2020

Moved: Cr Curnow

Seconded: Cr Joyce Paki

That Kaipara District Council:

a) Adopts the 'Kaipara District Council Dog Control Annual report for the 12 months ending 30 June 2020' (circulated as Attachment A to the above mentioned report) and forwards it to the Secretary for Local Government, in terms of s10A(1) and s10A(2) of the Dog Control Act 1996.
b) Delegates the Chief Executive and the Mayor to approve minor typographical changes that do not alter the intent of the information in the 'Kaipara District Council Dog Control Annual report for the 12 months ending 30 June 2020'.

Carried

5.9 Treasury Policy

Moved: Cr Wethey
Seconded: Mayor

That Kaipara District Council

a) Approve the attached Treasury Policy to be included as part of the Long-Term Plan 2021- 2031
b) Delegates the CE and the Mayor to approve minor typographical changes that do not alter the intent of the information in the Treasury policy.

Carried
Cr Wills and Cr del la Varis Woodcock voted against
Cr Vincent abstained

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5.10 Whistleblowing Policy adoption

Moved: Cr Wills
Seconded: Cr Joyce Paki

That the Kaipara District Council:

a) Approves the amended Whistleblowing Policy and Fraud Policy (**Attachment A**).

b) Agrees to engage Price Waterhouse Coopers as the new whistle-blower service provider (Option 1) as recommended by the Audit, Risk and Finance committee.

Carried

5.11 Climate Adaptation Joint Committee establishment and appointments

Moved: Mayor
Seconded: Deputy Mayor

That the Kaipara District Council:

a) Agrees to establish the Joint Committee on Climate Change Adaptation under clauses 30 and 30A of Schedule 7 of the Local Government Act 2002, using the Terms of Reference (**Attachment B of this report**).

b) Appoints Mayor Dr Smith to be the Kaipara District Council representative on the Joint Committee on Climate Change Adaptation.

c) Appoints Cr Wilson Collins to be the alternate representative on the Joint Committee on Climate Change Adaptation.

d) Agrees that Te Roroa and Te Uri o Hau will be engaged, to provide nominations for, the roles of primary Mana Whenua / Iwi representative and alternate Mana Whenua / Iwi representative, with a final recommendation to come to the Kaipara District Council for a decision by 16 December 2020.

Carried

The meeting adjourned for lunch at 12.35 pm.

The meeting reconvened at 1.06 pm.

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5.12 Non-Elected Member Remuneration policy adoption

Moved: Cr Joyce Paki
Seconded: Cr Wilson Collins

That the Kaipara District Council:

a) Adopts the Non-Elected Member Remuneration Policy located at Attachment A to this report.

b) Notes the policy implementation timeframes and processes.

c) Delegates the Mayor and Chief Executive the authority to make minor editorial changes that do not alter the intent of the policy

Carried

5.13 Speed Limit Review Consultation

Moved: Mayor
Seconded: Deputy Mayor

That the Kaipara District Council:

a) Adopt the attached "Statement of Proposal – Proposed Amendments to the Speed Limits Bylaw 2018" for consultation.
b) Confirms that the submission period for the speed limit review will open on 29th October and close on 18th December, with hearings to be scheduled in February 2021.
c) Undertakes consultation on the proposed changes to speed limits set out in the attached Statement of Proposal in accordance with the Special Consultative Procedures set out in Section 83 of the Local Government Act 2002.
d) Agrees to establish a Speed Limit Review Panel to receive and hear submissions and make a recommendation to the Kaipara District Council. It shall be made up of Cr Larsen, Cr Wethey, and Cr Wills.
e) Delegates the Chief Executive to make any necessary minor drafting or presentation amendments to the attached Statement of Proposal and to approve the final design and layout of the documents prior to final printing and publication.

Carried

Unconfirmed

6. Information

6.1 Exceptions report August 2020

Moved: Cr Joyce Paki
Seconded: Cr Vincent

That the Kaipara District Council:

a) Notes the Exceptions Report for August 2020.

Carried

6.2 Resolutions Register

Moved: Cr Larsen
Seconded: Deputy Mayor

That the Kaipara District Council:

a) Notes the Resolutions Register September 2020.

Carried

7. Resolution to move into Public Excluded session

Moved: Cr Wilson-Collins
Seconded: Cr Vincent

a) That the following items are considered with the public excluded:

Item	Grounds for excluding the public
▪ Confirmed public excluded committee minutes ▪ Independent Hearing Commissioner Appointments ▪ Kaipara Water Storage	▪ To protect the privacy of natural persons, including that of deceased natural persons (LGOIMA s7(2)(a)), to avoid prejudice to measures protecting the health or safety of members of the public(LGOIMA s7(2)(d)), to enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities (LGOIMA s7(2)(h)) and to enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) (LGOIMA s7(2)(i)). ▪ To protect the privacy of natural persons, including that of deceased natural persons (LGOIMA s7(2)(a))

Carried

Unconfirmed

The meeting moved in a Public Excluded session at 2.28 pm.

The meeting returned to Open session at 2.29 pm.

9. Closure

The meeting closed with a Karakia at 2.29 pm

Kaipara District Council

Dargaville

unconfirmed