

Resolutions Register update September 2020

Ref	Meeting Date	Item Number	Item Name	Resolution	Assigned	Status	Comments
1	26/09/2017	6.6	Stopbank reinstatement - land known as Section 73 75 part 44 Block XV of the Tokatoka Survey District	3 Delegates responsibility to the interim Chief Executive to complete any associated works for the stopbank reinstatement of Raupo Drainage District flood protection based on feedback from community consultation and expert advice 4 Notes that the works are to be funded by Raupo Drainage Targeted Rate	GM IS	In Progress	Council made further decision on this issue in November 2018. Discussions with the landowners are continuing and meeting has been arranged for 22 September 2020 to conclude matters.
2	11/12/2017	6.5	Mangawhai Museum Partial Surrender of Lease	3 Approves the Partial Surrender of the Lease by the Mangawhai Museum 4 Approves the grant to the Mangawhai Museum of a non-exclusive licence to use the surrendered area for the use permitted in its lease 5 Delegates to the Acting Chief Executive responsibility for the finalisation of the Deed of Partial Surrender of Lease	GM IS	In Progress	The Deed of Partial Surrender can be finalised now with updated plans. However, the Museum has since advised they now want a new lease rather than a partial surrender. The Museum agreed to sign the new lease if Council seals carpark area they are surrendering. This was reported to the Mangawhai Community Park Governance Committee on 15 July 2019. The Committee deferred making a decision until more information on stormwater implications was known. August 2020 update - The Museum is currently reconsidering its position and appears more open to proceeding with the surrender.
3	23/05/2018	5.1.3	Issues and Options: Reserve Contributions	2 Adopts the Reserve Contributions (use of) Policy as consulted on in the Consultation Document for the Long Term Plan 2018/2028 effective from 01 July 2018 3 Continues to fund the existing \$100,000 p.a. budgets (\$150,000 for Mangawhai Park for 2018/2019 year only) for each of the three priority parks from reserve contributions as a priority over other reserve projects (and without being required to participate in the contestable funding round), until an alternative funding source is arranged, subject to each governance committee providing a business plan that conforms to the funding criteria of the policy 4 Directs the Chief Executive to advertise the contestable funding round in July 2018 in accordance with the new policy 5 Directs the Chief Executive to investigate the provision of alternative funding sources for the region's priority parks and other reserves on completion of the reviews of the Reserves and Open Spaces Strategy (ROSS) and the Reserve Management Plans to ensure there will be sufficient funding for their capital works programmes	GM T&E GM SGI GM IS	In Progress	Resolutions 2-4 have been completed. Understanding that Govt is reinstating the use of financial contributions so these will continue after April 2022. Council has to have discussion as part of LTP on allocation and if any general rates funding.

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4		5.1.7	Issues and Options: Mangawhai Community Wastewater Scheme	<p>2 Approves the inclusion of \$20.05 million in the Long Term Plan 2018/2028 for the upgrade and extension of the Mangawhai Community Wastewater Scheme to accommodate new connections</p> <p>3 Agrees that the \$20.05 million shall be funded through debt</p> <p>4 Agrees that the growth portion of \$20.05 million debt servicing and financing be levied on future connections with the associated revenue raised from development contributions</p> <p>5 Notes that investigations of future disposal options to provide additional disposal capacity will be undertaken concurrently and a preferred option recommended to Council for approval</p>	GM IS	In Progress	<p>The updated investment strategy is being developed and will be presented at Council Briefing.</p> <p>The provision of a retention tank in the short term has been confirmed and paper prepared for Council.</p> <p>Disposal options to adjacent land will be pursued.</p> <p>Staff are looking to amend existing consent to increase capacity for future disposal as an initial option (estimate existing farm has 8-10 years' capacity).</p> <p>The preferred long term disposal option in the Draft Infrastructure Strategy is to continue disposal to land through increased efficiencies and disposal to land options.</p>
5	26/07/2018	4.11	Mangawhai golf course Reserve status exchange and Golf Club surrender of lease / variation of lease or grant of new licence	<p>3 Approves the surrender of the Mangawhai Golf Club lease on Lot 33 DP 185449 and the driving range Licence to Occupy and agrees in principle to approve a new Licence to Occupy for the Mangawhai Golf Club in accordance with the Community Assistance Policy</p> <p>4 Directs the Chief Executive to publically notify Council's intention to grant the Mangawhai Golf Club a new Licence to Occupy as required in section 119 of the Reserves Act 1977, and to report back to Council on the results of this consultation so that Council can consider any submissions received in accordance with section 120 of the Reserves Act 1977</p>	GM IS	In Progress	<p>Public notification was done in August 2018, with no objections received.</p> <p>Staff are in negotiation with the Golf Club on terms and conditions of the surrender and Licence to Occupy (LTO). Council's lawyers drafted an LTO for the Golf Club's consideration. Revised LTO was sent in May 2019. Meeting was held with the Golf Club in June 2019 to discuss the last remaining substantive issue, which is related to the rent review clause. The Club to provide a proposed revision in near future.</p> <p>August 2020 update - Further meeting was held in July 2020 and some progress was made towards resolution.</p>
6	20/11/2018	4.7	Murphy Bower Stopbank Options Report	<p>3 Resolves that the Murphy Bower stopbank located on SECT 73 75 PT 44 BLK XV TOKATOKA SD is remediated as per Option C of the aforementioned report – the remediation of the stopbank along the approximately 300m long section outlined under New Stop Bank and the upgrade of the existing section of the stopbank as highlighted by the area marked under Option 2 as per Fig 1 in Appendix A of the aforementioned report, without associated ground improvements i.e. construct the proposed stopbank to a standard no less than the existing stopbanks within the Raupo Drainage District at an estimated cost of \$375,000 + GST</p> <p>4 Resolves to defer the following Raupo Drainage District capital works and operational projects to fund</p>	GM IS	In Progress	<p>Meeting with landowner was requested but not accepted. Details were sent to landowner's legal advisors. If no agreement can be reached with the landowner regarding approval to enter private property to undertake the works, then Council will need to proceed with statutory process to obtain authority to enter property to construct the public works. No contact from the landowner as promised on 31 May. KDC engaged legal representation.</p> <p>Notification of Council's intention to complete the work in accordance with Land Drainage Act has been made. Meeting with landowner 23/09/20.</p>

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				the proposed stopbank: a) \$128,000 to come from financial year capital works projects; b) \$50,000 from Management services (identified to start hydraulic modelling); c) \$42,000 from the stopbank maintenance budget 5 Resolves to approve an additional Raupo Drainage District capital budget of \$45,000 to be loan funded			Discussions with the landowners are continuing and expected to conclude in the coming month or so. If agreement can't be reached it will be necessary to commence notification of Councils intention to complete the work in accordance with Land Drainage Act. Due to current workloads John Burt has taken the lead on the legal process here, Matt is still helping where he can with technical information, questions are still being raised by the legal representation for the land owner.
7	27/06/2019	4.4	Policy on Dogs and Dog Management Bylaw 2019 – Adoption	a) Adopts the Policy on Dogs and Dog Management Bylaw 2019 as presented in Attachment C to the circulated "Policy on Dogs and Dog Management Bylaw 2019 – Adoption" report b) Directs the Chief Executive to undertake a review of the effectiveness of the Policy on Dogs and Dog Management Bylaw 2019, 12 months after its adoption and to report back to Council on the review findings	GM T&E	In Progress	Bylaw implementation was delayed by 6 months, so 12 months of evidence not yet collected to provide robust and sufficient information. Will report to Council following the completion of 12 months of the bylaw being implemented, in March 2021.
8	29/08/2019	4.1	Independent Planning Functions Review	b) Requests the Chief Executive implement the recommendations provided by Barker & Associates and set out in Appendix 7 of the above report	CE	In Progress	Implementation remains on the Executive Team's priority list and will be reported to the September meeting of the Audit, Risk and Finance Committee.
9	26/09/2019	5.5	Development contributions for first response or community organisations	a) Notes the status quo with regard to development contributions charged to a first response or community organisation and that, in this instance, no remission been given and they be directed to apply for the applicable grant on their building and resource consent b) Requests the Chief Executive review the Development Contributions Policy for consistent approaches for both first response services; and community organisations	GM SGI	In Progress	Fire Service has been contacted and understands it can apply for grants. Review of the Development Contributions will be part of the 2021/2031 Long Term Plan process.
10	27/11/2019	5.7	Partial Road Stopping & Disposal – 35d Taranga View Road, Mangawhai	a) Agrees that the subject land is not required for further public works. b) Agrees to investigate the road stopping application in terms of the Local Government Act 1974 (LGA) of part of Seacoast Road (0.1014 ha) approximately for potential sale and amalgamation to the adjoining property owner at 35d Taranga View Road, Mangawhai. c) Requests Council staff seek an appropriate bond from the Applicant to cover initial Council processing costs and commence LGA stopping process d) Confirms that the applicant is to meet all costs involved with road stopping application.	GM IS	In Progress	Bond received and agreement signed. Staff are finalising road stopping.

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				<p>e) Requests Council staff firstly seek Ministerial approval for the partial stopping in accordance with Sec 342 of the LGA and if Ministerial approval granted;</p> <p>i. Authorise Council officers to initiate the road stopping process for the road land in accordance with Section 342 and the Tenth Schedule of the Local Government Act 1974.</p> <p>ii. Approve the disposal of the (subject land) to the Owners of 35d Taranga View Road subject to a successful road stopping process.</p> <p>f) Delegates the Chief Executive the authority to negotiate the terms of sale, impose any reasonable covenants, and enter into a sale and purchase agreement in respect of the road land with the adjoining owner, 35d Taranga View Road, Mangawhai, provided any such agreement is conditional upon the road being stopped.</p>			
11	26/02/2020	4.5	Kaihu raw water supply	<p>a) Approves that financial assistance by way of loan be given to identified affected dwelling owners in the Kaihu area to allow them to install water tanks on their property.</p> <p>b) Notes that statutory land charge will not be required where the land is Maori land.</p>	GM SGI	In Progress	Loan documentation being prepared now that new quotes have been confirmed. Iwi liaison Manager reports that Iwi have agreed to supply first tankful of water
12	29/04/2020	4.4	Adoption of Statement of Proposal for draft Consolidated General Bylaw 2020	<p>a) Adopts the Statement of Proposal for the draft Consolidated General Bylaw 2020 including the draft Consolidated General Bylaw 2020 and Summary of the Statement of Proposal for consultation.</p> <p>b) Delegates the Chief Executive and the Mayor the authority to make editorial changes.</p> <p>c) Delegates Deputy Mayor Curnow (Chair), Councillor Larsen and Councillor Vincent to form the General Bylaws Panel to hear views, to consider both written and verbal submissions and to make recommendations on the draft Consolidated General Bylaw 2020 to Council.</p>	GM T&E	In Progress	The panel public deliberations have occurred and the final proposed Bylaw is scheduled to be presented to Council for consideration at the September 2020 Council meeting.
13		4.6	Extension of Wastewater System to Spring Street	a) Approves, in principal, the extension of the Dargaville Wastewater Scheme (DWWS) to include the Springs Street residential area and for engagement and preparatory works to be continued in the 2020/21 financial year.	GM IS	In Progress	Project team and brief to be established and executed in July 2020
14	24/06/2020	4.1	Long Term Plan 2021/2031: Vision and Community Outcomes	<p>a) Adopts the Vision, Mission and Community Outcomes (located at Attachment A) for inclusion in the 2021/31 Long Term Plan.</p> <p>b) Delegates the Mayor and Chief Executive the authority to make minor editorial changes to the</p>	GM T&E	In Progress	All LTP preparation and planning work will be aligned to the vision, mission and outcomes.

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				Vision, Mission and Community Outcomes for the Long Term Plan 2021/2031.			
15	01/07/2020	2.1	Rotu intake slip repair	<p>a) Approves a total budget of \$665,280 which includes \$90,480 for Contingency, Project Management and Monitoring, Surveillance and Quality Assurance (MSQA).</p> <p>b) Approves the award of the Rotu Intake Slip Repair Contract to United Civil Limited for \$574,799.99 plus GST.</p> <p>c) Approves the additional expenditure</p> <p>i. to be loan funded in 2020-2021 with a subsequential recovery from an increase in the general rate of \$99,792 in 2021-2022 and a \$188,496 increase in the water charges in each of the 2021-2022, 2022-2023 and 2023-2024 years.</p> <p>d) Notes that the additional unbudgeted operational expenditure of \$665,279.99 exceeds the guidelines (\$300,000) when assessing significance under the Significance and Engagement Policy.</p> <p>e) Agrees that although the decision is significant, due to the urgent nature of this work Council will not engage with the community but inform the public of the decision.</p> <p>f) Delegates the Chief Executive to inform United Civil of the Council decision and execute the contract.</p>	GM IS	In Progress	<p>Site has been established and works have commenced.</p> <p>Project will be put forward for funding consideration as part of the 3 Waters reform</p>
16	29/07/2020	5.1	Mangawhai Community Plan funding	<p>a) Notes the report Mangawhai Community Plan – Funding for 2020/21.</p> <p>b) Notes that with the receipt of the PGF grant of \$2.4m, and pending the NLTF subsidy being received, sections 11, 12, 13, & 14 will now be able to be progressed. A paper outlining the impact of these funding streams will be presented to Council at its September Meeting.</p> <p>c) Approves allocation of an additional \$654,419 from Financial contributions.</p> <p>d) Supports the Chief Executive to commence the procurement of physical works as per the procurement business case which has previously been approved by Council.</p>	GM IS	In Progress	Noted that the Provincial Development Unit (PDU) has advised that the projects has been <u>approved in-principle</u> for funding from the Government's COVID-19 Response
17		5.2	Private Plan Change 78: Internal Hearing Commissioner	<p>a) Approves the appointment of Deputy Mayor Curnow as an Internal Hearing Commissioner for the Private Plan Change 78 hearing panel.</p> <p>b) Approves the appointment of Councillor Del la Varis-Woodcock as an Internal Hearing Commissioner for the Private Plan Change 78 hearing panel only for the circumstance that Deputy Mayor Curnow becomes unavailable.</p>	GM T&E	In progress	The PPC 78 hearing will be held in November. Cr del la Varis-Woodcock has declined the appointment as an alternate internal commissioner. Independent Hearing Commissioners have been selected using the terms of the Hearing Commissioner Policy.

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				c) Notes that the two remaining Independent Hearing Commissioners will be selected using the Hearing Commissioners Policy.			
18		5.3	Independent Commissioner Appointment Selection Panel establishment	a) Approves the establishment of a Selection Panel made up of the Mayor, Cr Vincent, and the Chief Executive or her Delegate, with a purpose of managing the recruitment and recommendation process to the Council, for the appointment of Independent Commissioners to the Kaipara District Council general list.	GM T&E	In progress	Expressions of Interest close on Wednesday 20 August, with interviews to follow after. A proposed list will be put forward to the September Council Meeting.
19		5.5	Long Term Plan 2021/31: Regional Economic Development	<p>1. Supports the proposal (outlined in Attachment 1) for Northland Inc. to become a joint regional CCO;</p> <p>a) with a formal joint shareholders committee to provide oversight,</p> <p>b) with a funding arrangement that Northland Regional Council contribute 60% and Whangarei, Far North and Kaipara District Councils contribute 40%</p> <p>c) with that funding arrangement achieved over a six-year time frame aligned to the 2021-2031 Long Term Plan Cycle</p> <p>d) with public consultation to establish Northland Inc. as a joint regional CCO included and aligned to the 2021-2031 Long Term Plan</p> <p>2. Supports, in principle, the development of a Regional Economic Development Strategy for inclusion in the 2021-2031 Long Term Plan Cycle, subject to scope, resources and funding.</p> <p>3. Notes that recommendations 1 and 2 are subject to all of Northland's Council's agreement.</p>	GM T&E	In progress	This decision will be incorporated in to the 2021-31 Long Term Plan consultation and process.
20		5.6	Significance and Engagement Policy – draft for consultation	<p>a) Approves the legislative process, analysis and consultation approach outlined in Attachment A.</p> <p>b) Approves the Consultation Document provided in Attachment B.</p> <p>c) Delegates Cr Curnow, Cr Vincent, Cr Wilson-Collins to form the Significance and Engagement Panel to hear and consider community views, consider written submissions and to make recommendations to Council on final proposed amendments to Council's Significance and Engagement Policy</p> <p>d) Authorises the Chief Executive to make any necessary minor drafting or presentation amendments to the Consultation Document prior to final printing and publication.</p>	GM T&E	In progress	The policy is open for public consultation which closes on 3 September 2020.
21		5.7	Non-Compliant Treasury Ratio	a) Notes that the liquidity risk position is non-compliant due to the maturity of the debt due in May 2021.	GM SGI	Completed	Completed as confirmed by Council

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				b) Approves the out of debt ratio position as a temporary position until May 2021.			
22	05/08/2020	2.1	Dargaville Wharf - Physical Works Contract Award	a) Awards the Dargaville Pontoon Physical Works Contract to Bellingham Marine Limited. b) Delegates the Chief Executive the authority to finalise and sign Contract 955 with Bellingham Marine Limited valued at \$653,732 to deliver the Dargaville Pontoon Physical Works.	GM IS	Completed	Contract executed 05 August 2020, post resolution.
23	26/08/2020	5.1	Kaipara District Licensing Committee Annual Report 2019/20 - Adoption	a) Approves the report 'Kaipara Territorial Authority District Licensing Committee Annual Report 2019/20' for public release. b) Delegates to the Mayor and the Chief Executive the authority to approve minor editorial changes to the 'Kaipara Territorial Authority District Licensing Committee Annual Report 2019/20'.	GM ET	Completed	The report has been lodged with the relevant authority.
24		5.2	Electoral voting systems – 2022 local body elections	a) Agrees to retain the Single Transferable Voting (STV) electoral system for the 2022 and 2025 Local Government elections.	GM ET	Completed	The Electoral Officer has been advised and now progressing the matter according to the relevant process.
25		5.3	Three Waters Reform – Memorandum of Understanding	a) Agrees to sign the Memorandum of Understanding (MoU) (Attachment B) b) Delegates the Mayor the authority to sign the Memorandum of Understanding on behalf of the Council. c) Nominates the Chief Executive as the primary point of communication for the purposes of the Memorandum of Understanding and reform programme (as referred to on page 6 of the MoU). d) Delegates decisions about the allocation of regional funding to the Chief Executive, with the understanding that the minimum level of funding to the Council be based upon the formula used to calculate the direct council allocations, and noting that participation by two-thirds of territorial authorities within the Northland region is required to access the regional allocation. e) Notes that the Memorandum of Understanding cannot be amended or modified by either party, and doing so would void these documents. f) Notes that participation in this initial stage is to be undertaken in good faith, but this is a non-binding approach, and the Council can opt out of the reform process at the end of the term of the agreement (as provided for on page 5 of the MoU). g) Notes that the Council has been allocated funding of \$2.35m (excluding the regional proportion to be determined), which will be	GM ET	Completed	The signed document has been lodged with the relevant authority.

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				received as a grant as soon as practicable once the signed Memorandum of Understanding and Funding Agreement are returned to the Department of Internal Affairs, and a Delivery Plan has been supplied and approved (as described on page 5 of the MoU). h) Notes that staff will report to the September Council meeting for decision on the Funding Agreement and Delivery Plan.			
26		5.4	Pōuto Road Seal Extension Physical Works – Delegation of Authority to Award	a) Delegates authority to the Chief Executive to approve the award of Contract CON960 for Pōuto Road Seal Extension Physical Works subject to the contract price being within the approved project budget of \$5,050,000	GM IS	In progress	Tenders are currently being evaluated
27		5.5	Procurement Plan – Pōuto Road Seal Extension Phase 2 Physical	a) Approves the Procurement Plan of Phase 2 of the Pōuto Road Seal Extension Physical Works.	GM IS	In progress	Awaiting confirmation of funding from MBIE
28		5.6	Greenhill Quarry – Lease and Contract Award	a) Approves that a Deed of Lease – Greenhill Quarry, between Kaipara District Council and Broadspectrum NZ Ltd, be prepared by Council's legal advisors with an ability for Council to terminate the lease on six months notice, which notice can be given at any time under section 8(6) of the Public Bodies leases Act 1969, but with an end date no later than 30 June 2026 to coincide with the final expiry date of Contract 888. b) Delegates authority to the Chief Executive to execute the Deed of Lease – Greenhill Quarry subject to the necessary resource consents being acquired prior to executing the Lease. c) Approves the award of Contract CON961 – Greenhill Quarry Operation to Broadspectrum NZ Ltd for the contract price of \$1,406,500 + GST subject to the Deed of Lease – Greenhill Quarry being executed by both parties to the Lease. d) Notes that the quarry will primarily supply roading metal for Pōuto Road, parts 1 and 2, which is funded by the PGF Pōuto Road Parts 1 and 2 sealing grants.	GM IS	In progress	
29		5.7	Mangawhai old fire station demolition	a) Approves the demolition of the Council property on 9 Wood Street, Mangawhai (the former fire station building).	GM IS	In progress	Procurement process has commenced