

## Resolutions Register update October 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. <b>September update</b> - Meeting was held on 22 September 2020 to conclude matters. Alternative design is being priced and if landowner is willing to cover the cost then this will be constructed. If not, the planned replacement will be constructed.
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.  <b>August 2020 update</b> - 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	Completed	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. Briefing held 14 October and guidance provided that will use loans and general rates in some cases where FCs not available. Use of MCP differential to cease subject to consultation with public.

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4		5.1.7	Issues and Options: Mangawhai Community Wastewater Scheme	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	GM IS	In Progress	<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> <p><b>September 2020 update –</b> Council has approved the development of the retention/CASS tank. This will be taken as part of the Do Minimum assumption for disposal options.</p> <p>Disposal options to adjacent land, including the golf course, will now be developed and costed for inclusion in the LTP.</p> <p>The MCWS AMP will be presented to Council in early 2021 with confirmation of the preferred option and recommendation to Council for approval.</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	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	GM IS	In Progress	<p><b>See Ref 1</b></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> <p>Discussions with the landowners are continuing and expected to conclude in the coming month</p>

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				<p>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 the proposed stopbank:</p> <p>a) \$128,000 to come from financial year capital works projects;</p> <p>b) \$50,000 from Management services (identified to start hydraulic modelling);</p> <p>c) \$42,000 from the stopbank maintenance budget</p> <p>5 Resolves to approve an additional Raupo Drainage District capital budget of \$45,000 to be loan funded</p>			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.
7	27/06/2019	4.4	Policy on Dogs and Dog Management Bylaw 2019 – Adoption	<p>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</p> <p>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</p>	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	<p>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</p> <p>b) Requests the Chief Executive review the Development Contributions Policy for consistent approaches for both first response services; and community organisations</p>	GM SGI	In Progress	<p>Fire Service has been contacted and understands it can apply for grants.</p> <p>Review of the Development Contributions will be part of the 2021/2031 Long Term Plan process.</p>
10	27/11/2019	5.7	Partial Road Stopping & Disposal – 35d Taranga View Road, Mangawhai	<p>a) Agrees that the subject land is not required for further public works.</p> <p>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.</p>	GM IS	In Progress	Bond received and agreement signed. Staff are finalising road stopping.

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				<p>c) Requests Council staff seek an appropriate bond from the Applicant to cover initial Council processing costs and commence LGA stopping process</p> <p>d) Confirms that the applicant is to meet all costs involved with road stopping application.</p> <p>e) Requests Council staff firstly seek Ministerial approval for the partial stopping in accordance with Sec 342 pf 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. Likely to only be two residents that don't sign as there are issues
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 Bylaw is on this October Council agenda for decision.
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

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14	24/06/2020	4.1	Long Term Plan 2021/2031: Vision and Community Outcomes	a) Adopts the Vision, Mission and Community Outcomes (located at Attachment A) for inclusion in the 2021/31 Long Term Plan. b) Delegates the Mayor and Chief Executive the authority to make minor editorial changes to the Vision, Mission and Community Outcomes for the Long Term Plan 2021/2031.	GM T&E	In Progress	All LTP preparation and planning work will be aligned to the vision, mission and outcomes.
15	01/07/2020	2.1	Rotu intake slip repair	a) Approves a total budget of \$665,280 which includes \$90,480 for Contingency, Project Management and Monitoring, Surveillance and Quality Assurance (MSQA). b) Approves the award of the Rotu Intake Slip Repair Contract to United Civil Limited for \$574,799.99 plus GST. c) Approves the additional expenditure 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. 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. 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. f) Delegates the Chief Executive to inform United Civil of the Council decision and execute the contract.	GM IS	In Progress	Site has been established and works have commenced.  <b>September 2020 Update</b> - Project not funded as part of the 3 Waters reform. Will continue to be part funded through loan recovered over next 3 years.
16	29/07/2020	5.1	Mangawhai Community Plan funding	a) Notes the report Mangawhai Community Plan – Funding for 2020/21. 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. c) Approves allocation of an additional \$654,419 from Financial contributions. 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.	GM IS	In Progress	Noted that the Provincial Development Unit (PDU) has advised that the projects have been <u>approved in-principle</u> for funding from the Government's COVID-19 Response  <b>September 2020</b> – MBIE funding expected to be resolved in October. Therefore a paper will be prepared for the November Council Meeting.
17		5.2	Private Plan Change 78: Internal Hearing Commissioner	a) Approves the appointment of Deputy Mayor Curnow as an Internal Hearing Commissioner for the Private Plan Change 78 hearing panel.	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.

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				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. c) Notes that the two remaining Independent Hearing Commissioners will be selected using the Hearing Commissioners Policy.			Independent Hearing Commissioners have been selected using the terms of the Hearing Commissioner 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	Complete	Council approved the new list of commissioners at the September Council meeting.
19		5.5	Long Term Plan 2021/31: Regional Economic Development	1. Supports the proposal (outlined in Attachment 1) for Northland Inc. to become a joint regional CCO; a) with a formal joint shareholders committee to provide oversight, b) with a funding arrangement that Northland Regional Council contribute 60% and Whangarei, Far North and Kaipara District Councils contribute 40% c) with that funding arrangement achieved over a six-year time frame aligned to the 2021-2031 Long Term Plan Cycle d) with public consultation to establish Northland Inc. as a joint regional CCO included and aligned to the 2021-2031 Long Term Plan 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. 3. Notes that recommendations 1 and 2 are subject to all of Northland's Council's agreement.	GM T&E	In progress	There is a report to this October Council meeting seeking the re-affirmation of the original decision due to the recent Whangarei District Council decision.
20		5.6	Significance and Engagement Policy – draft for consultation	a) Approves the legislative process, analysis and consultation approach outlined in Attachment A. b) Approves the Consultation Document provided in Attachment B. 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 d) Authorises the Chief Executive to make any necessary minor drafting or presentation amendments	GM T&E	In progress	The policy is open for public consultation which closes on 3 September 2020. A hearing is scheduled for 27 October and the final policy will be brought to the November Council meeting.

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				to the Consultation Document prior to final printing and publication.			
21	30/09/2020	5.1	Three Waters Review – Delivery plan and funding agreement	<p>a) Notes that the Funding Agreement cannot be amended or modified by either party and doing so would void the document.</p> <p>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.</p> <p>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:</p> <ol style="list-style-type: none"> <li>supports economic recovery through job creation; and</li> <li>maintains, increases, and/or accelerates investment in core water infrastructure renewal and maintenance.</li> </ol> <p>d) Approves the Delivery Plan located (at Attachment B) for submission to the Department of Internal Affairs.</p> <p>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</p> <p>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.</p>	GM IS	In progress	<p><b>September 2020 update</b></p> <p>Delivery Plan is being developed in consultation with CIP and DIA. Expected to be submitted mid October.</p> <p>The CIP will produce a recommendation report which will go to DIA for approval.</p> <p>The final Delivery Plan will be presented to Council at the November Meeting.</p>
22		5.2	Budget carry over from 2019/2020	<p>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.</p> <p>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 \$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.</p> <p>c) Approves the additional required loan funding of \$81,975</p>	GM SGI	Completed	Approved by Council and carry over capital works figures now included in forecast and being reported on
23		5.3	Contract 888 variation - Kaipara unsealed roading network improvements	a) Approves a contract variation of \$3,150,000 + GST to Contract 888 Road Maintenance And Renewals to implement the Unsealed Roding Network programme of works, as detailed in the Kaipara Roding Package	GM IS	In progress	<b>September 2020 update-</b> Funding agreement has been received by KDC and Council agreement to enter into Contract with MBIE being sought at the October meeting.



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				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 Roding Network programme of works, subject to Council approval of a new funding agreement with the Ministry of Business, Innovation and Employment.			
24		5.4	Contract 963 - Waipoua River Road Sealing Physical Works delegation to award	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.	GM IS	In progress	
25		5.5	Alamar boat ramp and carpark improvements	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	GM IS	In progress	
26		5.6	Hakaru Closed Landfill leachate treatment improvements.	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.	GM IS	In progress	September 2020 Update – Registration of Interest has been issued to market
27		5.7	Mangawhai Wastewater Treatment Plant Balance Tank	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 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.	GM IS	In progress	
28		5.8	Dog Control Annual Report 2019/2020	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	GM CE	In Progress	Council adopted the report at the September 2020 Council meeting. Checking if the report has been sent to the Secretary for Local Government



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				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'.			
29		5.9	Treasury Policy	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.	GM SGI	Completed	Changes made and final copy will be in draft LTP which is out for consultation
30		5.10	Whistleblowing Policy adoption	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.	GM P&C	Completed	
31		5.11	Climate Adaptation Joint Committee establishment and appointments	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.	GM T&E	In Progress	Staff are advising the NRC of the agreed KDC appointments. Staff are also formally notifying Te Roroa and Te Uri o Hau to provide nominations to Council for a decision in December.
32		5.12	Non-Elected Member Remuneration policy adoption	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	GM T&E	In Progress	This policy is being implemented in accordance with the report.
33		5.13	Speed Limit Review Consultation	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	GM IS	In Progress	The review is now being undertaken as presented.

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				<p>18th December, with hearings to be scheduled in February 2021.</p> <p>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.</p> <p>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.</p> <p>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.</p>			