

**Minutes of the Ordinary meeting of
Kaipara District Council**

Date: Wednesday, 30 June 2021
Time: 9.30 am – 1.36 pm
Location: Conference Room, Northern Wairoa Memorial Hall,
Dargaville

Members present: Mayor Dr 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

1. Opening

1.1 Karakia

Mayor Smith opened the Meeting with a Karakia.

1.2 Apologies

Nil.

1.3 Confirmation of agenda

Moved: Mayor Smith

Seconded: Deputy Mayor Curnow

That Kaipara District Council:

- a) Confirms the Council meeting agenda for 30 June 2021.

Carried

1.4 Conflict of Interest declaration

Item number and name	Elected Member
6.5 – Resolutions Register, item 5	Cr Eryn Wilson-Collins

[Secretarial note: the above Conflict of Interest is now listed in the Elected Member Conflict of Interest Register (Register) maintained by the Council. This will no longer need to be declared at future meetings and will be removed from the Register once the matter is resolved].

2. Presentations and petitions

Nil.

3. Minutes

3.1 Confirmation of Minutes - 26 May 2021

Moved: Cr Wilson-Collins

Seconded: Cr Joyce-Paki

That Kaipara District Council:

- a) Confirms the Council Minutes of 26 May 2021 as a true and accurate record.

Carried

4. Notice of motion

4.1 Notice of Motion from Mayor Jason Smith

Moved: Mayor Smith

Seconded: Cr Joyce-Paki

That Kaipara District Council:

- a) Opposes, in principle, the Auckland Regional Landfill at Dome Valley.
- b) Agrees NOT to initiate a direct appeal to the Environment Court against the Auckland Council Resource Consent decision about the Auckland Regional Landfill at Dome Valley.
- c) Agrees, in principle, to become a s. 274 (1)(e) party (as defined in the Resource Management Act 1991) to proceedings before the Environment Court in the event of there being a suitable Appellant to the Resource Consent decision about the proposed Auckland Regional Landfill at Dome Valley.
- d) Delegates to the Mayor, Deputy Mayor and Chief Executive the authority to progress this matter and in the first instance decide which (if any) Appellant

Kaipara District Council will follow, and report progress on this to the August 2021 Council meeting following any decision.

Carried

[Secretarial note: this recommendation differs from the original Notice of Motion. Changes were made with agreement of the mover and seconder].

5. Decision

5.1 Long Term Plan 2021 - 2031 Adoption

Moved: Mayor Smith

Seconded: Deputy Mayor Curnow

That Kaipara District Council:

- a) Notes that the following policies and strategies are included in the final Long-Term Plan 2021/31;
 - i. Financial Strategy
 - ii. Significant Forecasting Assumptions
 - iii. Revenue and Finance Policy
 - iv. Treasury Policy
 - v. Financial Contributions Policy
 - vi. Development Contributions Policy
 - vii. Early Payment of Rates Policy
 - viii. Remissions Policies (4)
 - ix. Maori Freehold Land Rates Postponement and Remission Policy
 - x. Infrastructure Strategy 2021/2051
 - xi. Activity Profiles.
- b) Notes that the Strategic Activity Management Plans are supporting documents of the LTP and are not part of the LTP document.
- c) Adopts the Strategic Activity Management Plans (**Attachment C** to this report); and
- d) Adopts the Long-Term Plan 2021/2031 (**Attachment A** to this report); and
- e) Delegates the Chief Executive and Mayor the authority to approve minor typographical changes that do not alter the intent of the information in the Long-Term Plan 2021/2031.

Carried

The Meeting adjourned at 11.04 am.

The Meeting reconvened at 11.17 am.

5.2 Setting of Rates, Due Dates and Penalties Regime 2021/2022

Moved: Mayor Smith

Seconded: Deputy Mayor Curnow

That Kaipara District Council:

- a) Receives the report from the General Manager Sustainable Growth and Investment, "Setting of Rates, Due Dates and Penalties Regime 2021/2022", meeting date 30 June 2021.
- b) Notes that it is required to make the resolution publicly available on the Council's internet site.
- c) Notes that the Setting of Rates Due Dates and Penalties Regime 2021/2022 report has been reviewed by Council's lawyers.
- d) Sets the rates, due dates for payment and penalties regime for the 2021/2022 financial year, as follows:

Rates resolution for the 2021/2022 financial year

The following rates are set for the period commencing on the first day of July 2021 and ending on the last day of June 2022. All rates and amounts are GST inclusive unless otherwise stated.

A. General rate

Under Section 13 of the Local Government (Rating) Act 2002 (the Act), a General Rate set for all rateable land within the district based on the land value of the land and at different rates in the dollar for different categories of land as set out in the table below.

** The definitions of these differential categories can be found in the Funding Impact Statement - Rating Tools section of Council's Long Term Plan 2021/2031.*

B. Uniform Annual General Charge

Under Section 15 of the Act, a uniform annual general charge on all rateable land within the district of \$764.00 (including GST) per Rating Unit.

C. Targeted rates for Wastewater – networks

Under Section 16 of the Act, targeted rates for Wastewater in the networks referred to in the table below, for operating and maintaining Wastewater treatment plants and pump stations and reticulation repairs and minor upgrades, including renewals and extensions of the respective systems.

The rates are set on a differential basis based on the use to which the land is put and the provision or availability to the land of the Wastewater service provided by, or on behalf of, Council.

Each targeted rate is calculated as:

1. Properties not connected to the Wastewater network as at 30 June 2021, but capable of being connected (being situated within 30 metres of a public sewerage drain to which it is capable of being effectively connected, either directly, or through a private drain) "serviceable":
 - a. A fixed amount per Separately Used or Inhabited Part of a Rating Unit (SUIP) for all units used primarily as a residence; and
 - b. A fixed amount per Rating Unit for all other units.
2. Properties that are connected to the Wastewater network as at 30 June 2021 "connected":
 - a. A fixed amount per SUIP for all units used primarily as a residence; and
 - b. For all other units:
 - i. A fixed amount per Rating Unit; and
 - ii. A charge per pan (urinal or water closet) for each pan after the second.

** The definition of a SUIP, the networks and differential categories can be found in the Funding Impact Statement - Rating Tools section of Council's Long Term Plan 2021/2031.*

D. Targeted rates for Wastewater – capital contributions

Under Section 16 of the Act, targeted rates for all rateable land connected or capable of connection to the Mangawhai wastewater network as at 30 June 2013, based on where the land is situated, as defined on maps in the Appendix of the Long Term Plan 2021/2031. The targeted rates for each of the four defined areas (A, D, E and F) are as follows:

** The definitions of the land subject to each targeted rate can be found in the Funding Impact Statement – Rating Tools section of Council's Long Term Plan 2021/2031.*

E. Targeted rates for Stormwater – networks

Under Section 16 of the Act, targeted rates for Stormwater in each of the following networks, for the purpose of running and maintaining each Stormwater network. The rate is the amount per dollar of the land value for all land situated in the respective Stormwater network.

**The definitions of the land subject to each targeted rate can be found in the Funding Impact Statement – Rating Tools section of Council's Long Term Plan 2021/2031.*

F. Targeted rate Land Drainage – Raupo

Under Section 16 of the Act, a targeted rate for all rateable land within the Raupo Land Drainage scheme, at different rates in the dollar for different categories of land based on where the land is situated. The rate is an amount per dollar of the land value of the land.

This rate is to fund work undertaken to maintain and improve the current capacity of the land drainage network and stop banks.

** The definitions of the land subject to each targeted rate can be found in the Funding Impact Statement – Rating Tools section of Council's Long Term Plan 2021/2031.*

G. Targeted rates for Land Drainage – other schemes

Under Section 16 of the Act, targeted rates for Land Drainage in each of the following schemes, for the purpose of maintaining and improving the capacity of the land drainage network and stop banks. The rate is an amount per dollar of the land value for all land situated in the respective Land Drainage scheme.

** The definitions of each land drainage scheme can be found in the Funding Impact Statement – Rating Tools section of Council's Long Term Plan 2021/2031.*

H. Targeted rates for Water Supply

Under Sections 16 and 19 of the Act, targeted rates for Water Supply in each of the networks referred to in the table below, for operating and maintaining the Water Supply network. In particular, the costs associated in treating the water for domestic consumption.

The rates are set on a differential basis based on the provision or availability to the land of the water supply service provided by, or on behalf of, Council. Each targeted rate is calculated as:

Metered properties as at 30 June 2021:

1.A scale of charges based on the per cubic metre amount of water consumed.

Other properties (except in the Mangawhai water supply network, where there is no rate set for "other properties"):

2.A fixed amount per rating unit.

** The definitions of the network can be found in the Funding Impact Statement - Rating Tools section of Council's Long Term Plan 2021/2031.*

I. Targeted rate for Mangawhai Harbour Restoration

Under Section 16 of the Act, a targeted rate for all rateable land within the Mangawhai Harbour Restoration area of \$80.00 (including GST) per Rating Unit.

An indicative map of the Mangawhai Harbour Restoration area can be found in the Appendix of Council's Long-Term Plan 2021/2031.

J. Targeted rate for Closed Circuit Television (CCTV)

Under Section 16 of the Act, a targeted rate for all rateable land within the Dargaville, Central, West Coast and North areas, and land located within the Ruawai Tokatok Hall Targeted Rate area of \$10.35 (including GST) per Rating Unit. Indicative maps of the areas can be found in the Appendix of Council's Long-Term Plan 2021/2031.

K. Targeted rate for Ruawai Tokatoka Hall

Under Section 16 of the Act, a targeted rate for all rateable land within the Ruawai Tokatoka Hall targeted rate area of \$37.26 (including GST) per Rating Unit. An indicative map of the Ruawai Tokatoka Hall targeted rate area can be found in the Appendix of Council's Long Term Plan 2021/2031.

L. Targeted rate for Forestry Roding

Under Section 16 of the Act, a targeted rate for all rateable land within the Forestry Roding targeted rate area of 0.007558 (including GST) per dollar of the land value for all land situated in the area. An indicative map of the Forestry Roding targeted rate area can be found in the Appendix of Council's Long Term Plan 2021/2031.

M. Due dates

Under Section 24 of the Act, the rates, except targeted rates for metered water supply, will be payable in four equal instalments with the following due dates:

Instalment 1 - 20 August 2021

Instalment 2 - 20 November 2021

Instalment 3 - 20 February 2022

Instalment 4 - 20 May 2022

Metered water rates will be billed twice during the year. The due date for each billing is the 20th of the month following the delivery of the invoice. The billing and due dates for each area are:

N. Penalties

Under Sections 57 and 58 of the Act:

- a) A penalty of 10% of the rates (other than water-by-meter rates) assessed in the 2021/2022 financial year that are unpaid after the due date for each instalment will be added on the relevant penalty date for each instalment stated below, except where a ratepayer has entered into an arrangement by way of direct debit authority, and honours that arrangement. For each instalment, the date the penalty will be added is as follows:

Instalment 1 - 21 August 2021

Instalment 2 - 21 November 2021

Instalment 3 - 21 February 2022

Instalment 4 - 21 May 2022; and

b) A penalty of 10% of the amount of all rates (including any penalties) other than water-by-meter rates from any previous financial years that are unpaid on 07 July 2021 will be added on 08 July 2021; and

c) A penalty of 10% of the amount of all rates to which a penalty has been added under b) and which remain unpaid on 10 January 2022 will be added on 11 January 2022; and

d) A penalty of 10% of the amount outstanding for water by meter rates charged per invoice will be added on the relevant penalty date for each billing month and area stated below, except where a ratepayer has entered into an arrangement by way of direct debit authority, and honours that arrangement. For each billing month and area, the date the penalty will be added is as follows:

Delegates authority to the Revenue Manager and the Revenue Operations Officer to apply penalties to unpaid rates according to the resolutions above.

Carried

5.3 Regional Economic Development CCO – Northland Inc. Shareholding

Moved: Cr Vincent

Seconded: Cr Wilson-Collins

That Kaipara District Council:

- a) Agrees to purchase 40 shares in Northland Inc Limited from Northland Regional Council at a value of \$2 per share and authorises the Chief Executive to sign the Share Sale and Purchase Agreement (Attachment One) and Share Transfer Form (Attachment Two) to execute the purchase on 1 July 2021.
- b) Authorises the Mayor to sign the Northland Inc Limited Shareholder Agreement (Attachment Three) which includes the Constitution of Northland Inc Limited.
- c) Authorises the establishment of a Joint Regional Economic Development Committee with Northland Regional Council and Far North District Council, pursuant to clause 30(1)(b) and 30A of Schedule 7 of the Local Government Act 2002.
- d) Adopts the Terms of Reference for the Joint Regional Economic Development Committee (Attachment Four) and delegates those

responsibilities and duties to the Joint Regional Economic Development Committee.

- e) Appoints **Deputy Mayor Curnow** and **Cr Wethey** as Council's representatives on the Joint Regional Economic Development Committee and appoints **Mayor Smith** as the alternative elected member.
- f) Appoints **Mayor Smith** as the shareholder representative for Northland Inc Limited delegating all necessary authority to represent the council's interest including but not limited to exercising the council's vote as a shareholder of Northland Inc Limited at all shareholder meetings and in regard to any shareholder resolutions.

Carried

5.4 Statement of Proposal - Easter Sunday Shop Trading Policy

Moved: Deputy Mayor Curnow

Seconded: Cr Joyce-Paki

That Kaipara District Council:

- a) Approves the legislative process, analysis and consultation approach outlined in **Attachment A**.
- b) Adopts the Statement of Proposal provided in **Attachment B** for the Easter Sunday Shop Trading Policy for public consultation.
- c) Delegates the following three Elected Members **Cr Vincent (Chair)**, **Cr Wilson-Collins**, **Cr Larsen** to form the Easter Sunday Shop Trading Hearing Panel, to hear views, to consider both written and verbal submissions and to make recommendations on the Policy to Council.
- d) Authorises the Chief Executive to make any necessary minor drafting amendments to the Statement of Proposal prior to final printing and consultation.

Carried

5.5 Policy on Dogs and Dog Management Bylaw

Moved: Cr Wills

Seconded: Deputy Mayor Curnow

That Kaipara District Council:

- a) Does not propose any changes to the Council Policy on Dogs and Dog Management Bylaw.
- b) Requests that staff undertake the necessary operational activities to support improvements to signs, education and enforcement of the dog access rules in the Mangawhai beach environments.

Carried

5.6 Response to Notice of Motion regarding Vehicle Use on Ripiro Beach**Moved: Cr Wills****Seconded: Mayor Smith**

That Kaipara District Council:

- a) Notes the feedback from the community about Ripiro Beach.
- b) Notes the regulatory options available to Council.
- c) Agrees that staff continue to work with the community to progress a collective approach to management of Ripiro Beach and the issues being encountered.

Carried

The Meeting adjourned for lunch at 12.46 pm.

[Secretarial note: Cr Larsen left the Meeting during the adjournment].

The Meeting reconvened at 1.11 pm.

6. Information**6.1 Exceptions report – June 2021****Moved: Cr Wilson-Collins****Seconded: Deputy Mayor Curnow**

That Kaipara District Council:

- a) Notes the Exceptions Report – June 2021.

Carried

6.2 Resolutions Register**Moved: Mayor Smith****Seconded: Deputy Mayor Curnow**

That Kaipara District Council:

- a) Notes the Resolutions Register – June 2021.

Carried

7. Closure**7.1 Karakia**

Mayor Smith closed the Meeting with a Karakia.

The Meeting closed at 1.36 pm.