

Resolutions Register update – August 2021

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	<p>Council made further decision on this issue in November 2018. Meeting was held on 22 September 2020 to conclude matters. Raupo Drainage committee confirmed direction to progress.</p> <p>August update – Consultant has been engaged to prepare material which will be used to progress the project. Engineers estimate will be updated and a paper brought to Council to incorporate budget.</p>
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	<p>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. The Museum is currently reconsidering its position and appears more open to proceeding with the surrender.</p> <p>Daring now in 'temporary' location</p> <p>August update – Museum have agreed area of land to be surrendered and this will be presented to Council following feedback from the Mangawhai Community Park Committee.</p>

3		5.1.7	Issues and Options: Mangawhai Community Wastewater Scheme	6 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 Infrastructure Strategy is to continue disposal to land through increased efficiencies and disposal to land options.</p> <p>The Preferred Option was presented to Elected Members at the January LTP Briefing together with proposed capital expenditure.</p> <p>A Mangawhai Community Waste Water Scheme Advisory Group has been established</p> <p>August Update – A Programme Business Case (PBC) is being developed which will bring together the different investment streams which respond to growth and support the Preferred Option described in the Infrastructure Strategy / LTP. This will be brought to Council briefing before the end of the year.</p> <p>Network modelling is being finalised which will feed into PBC.</p> <p>Procurement of Balancing Tank is being completed.</p> <p>Business Case for Golf Course is being finalised before being brought to Council when completed.</p>
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4	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	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 7 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	GM IS	In Progress	Public notification was done in August 2018, with no objections received. 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. August 2020 update - Further meeting was held in July 2020 and some progress was made towards resolution.
5	20/11/2018	4.7	Murphy Bower Stopbank Options Report	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 4 Resolves to defer the following Raupo Drainage District capital works and operational projects to fund 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 8 5 Resolves to approve an additional Raupo Drainage District capital budget of \$45,000 to be loan funded	GM IS	In Progress	See Ref 1
6	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	GM SGI	In Progress	A further update was report to the September 2021 Audit, Risk and Finance Committee Only 3 items left still in progress, the remaining completed and/or ongoing. 2 items in progress 1 items not started

7	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> <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>	GM IS	In Progress	<p>Bond received and agreement signed.</p> <p>The road stopping has been approved by LINZ.</p> <p>August update - Agreement to be prepared by Council for the sale & purchase of this land. This will be executed under delegation.</p>
8		4.6	Extension of Wastewater System to Spring Street	<p>a) Approves, in principle, 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.</p>	GM IS	In Progress	<p>Project included in Draft 2021 LTP.</p> <p>Consultation with affected landowners held and strong preference for Council funding of connection raised.</p> <p>August Update – Funding approved in LTP. Business Case being completed before handover to delivery.</p>

9		5.4	Contract 963 - Waipoua River Road Sealing Physical Works delegation to award	<p>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.</p> <p>a) Notes that the project is 100% externally funded.</p>	GM IS	Completed	<p>There insufficient contingency to allow the contract to be awarded. Negotiations with Te Roroa and DoC will be developed.</p> <p>August Update – Extra contingency negotiated with MBIE. Council have confirmed that they will act as Principal.</p>
10		5.5	Alamar boat ramp and carpark improvements	<p>a) Approves the allocation of Financial Contributions up to \$900k for the design and construction of the boat ramp car park.</p> <p>b) Approves the Procurement Plan for the construction of the car park.</p> <p>b) Delegates award of Contract to the CEO subject to the price being within the approved budget</p>	GM IS	In progress	<p>Procurement approach amended so that it can be advanced without the coastal walkway. This will avoid unnecessary delays</p> <p>August Update – Following design development it has been identified that the benefits of this investment do not outweigh the costs. Discussions have been held with stakeholders with regards not progressing the sealing of the road.</p> <p>A paper will be brought to Council to formally seek that the funding approved by repurposed towards other carparks in the area.</p>
11		5.7	Mangawhai Wastewater Treatment Plant Balance Tank	<p>a) Approves the Mangawhai Wastewater Treatment Plant Balance Tank Project with a total budget spend of \$2,100,000.</p> <p>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.</p> <p>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.</p>	GM IS	In progress	<p>Expression of Interest stage has been undertaken and design developed.</p> <p>Paper to be presented to March Council Briefing regarding scope clarification following Safety in Design and Operations review.</p> <p>Procurement Plan approved at the April Council Meeting. Additional scope approved through LTP deliberations.</p> <p>August Update –Tender complete and negotiations underway with preferred tenderer.</p>

12		5.13	Speed Limit Review Consultation	<p>a) Adopt the attached "Statement of Proposal – Proposed Amendments to the Speed Limits Bylaw 2018" for consultation.</p> <p>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.</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>	GM IS	Completed	<p>Hearings took place at Mangawhai on 9 March 2020.</p> <p>August update – Recommendations from the Council Meeting in August approved.</p>
13		5.4	Pouto wharf physical works procurement plan	<p>a.) Approves the procurement approach for the Pouto Wharf Physical Works, as being a 3-staged open tender and advertised on Tender-link.</p> <ol style="list-style-type: none"> 1. Expression of Interest 2. Non-price (weighted) attributes (40%) 3. Price (60%) <p>d) b.) Notes the project is entirely PGF funded up to a maximum of \$1,809,120.</p>	GM IS,	In progress	<p>Procurement Plan approved at February EFP Committee.</p> <p>August Update – Design underway with construction to progress following approval of design and construction proposal. Covid and procurement delays likely to result in construction extending into 2022.</p>
14	31/03/2021	5.3	Pahi Wharf Physical Works Procurement Strategy	a) Approves the Pahi Wharf physical works procurement plan.	GM IS	Completed	August update – Contracts awarded and works to commence in September following Covid lockdown constraints
15	28/04/2021	5.4	Mangawhai shared path – Delegation to award Contract	a) Delegates authority to the Mayor and Chief Executive to approve the award of Contract 972: Mangawhai Shared Path and Intersections Improvements, subject to the Contract Price being within the approved project budget of \$5,300,000 + GST.	GM IS	Completed	August update – Contract awarded to United Civil

16	28/04/2021	5.5	Mangawhai WWTP Balance Tank Procurement Plan Decision Report	a) Approves the Procurement Plan for the Mangawhai WWTP Balance Tank Project (Attachment A). b) Delegates the Chief Executive to approve the contract for award subject to it being within the budget of \$2.1 million.	GM IS	In progress	Procurement in process
17	26/05/2021	5.3	Pahi Wharf revised physical works procurement plan approval	a) Approves the Pahi Wharf revised physical works procurement plan.	GM IS	Completed	See line 14 above
18	30/05/2021	5.4	Statement of Proposal - Easter Sunday Shop Trading Policy	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.	GM T&E	Completed	Public consultation closed 12 August. Deliberations have occurred and the final report for adoption is on this Council meeting agenda.
19	28/07/2021	5.1	Stormwater Drainage Bylaw – Proposal for Consultation	a) Approves the legislative process, analysis and consultation approach outlined in Attachment A. b) Determines that a bylaw is the most appropriate way of addressing the perceived problem. c) Approves the Consultation Document provided in Attachment B. d) Delegates Cr del la Varis-Woodcock, Mayor Smith (Chair), Cr Vincent to form the Bylaw Panel to hear and consider community views, consider written submissions and to make recommendations to Council on a final proposed Stormwater Drainage Bylaw. e) Authorises the Chief Executive to make any necessary minor drafting or presentation amendments to the Consultation Document prior to final printing and publication.	GM T&E	In progress	Consultation commenced on 6 September.
20	28/07/2021	5.2	Class 4 Gambling Venue Policy	a) Notes that the current Class 4 Gambling Venue Policy (Attachment A) has been converted into an updated template, with no changes. b) Agrees to retain the current Class 4 Gambling Venue Policy at Attachment A of this report.	GM T&E	Completed	3 yearly statutory review process is now completed with the next review due in 2024.

21	28/07/2021	5.3	Totalisator Agency Board (TAB) Venues Policy 2021	a) Notes that the current Totalisator Agency Board Venue Policy (Attachment A) has been converted into an updated template, with no changes. b) Agrees to retain the current Totalisator Agency Board Venue Policy at Attachment A of this report.	GM T&E	Completed	3 yearly statutory review process is now completed with the next review due in 2024.
22	28/07/2021	5.4	Resolving appeals on Private Plan Change 78 to the Kaipara District Plan	a) Delegates the authority to resolve appeals on Private Plan Change 78 (Mangawhai Estuary Estates) to Mayor Smith, Cr Larsen, Cr Wethey. b) Delegates staff to attend Court-assisted mediation on behalf of Kaipara District Council and to represent Council's position during mediation with the parties.	GM T&E	In progress	The original mediation date has been vacated by the Environment Court Judge and staff are awaiting advice on the new date for this to occur.
23	28/07/2021	5.6	District Plan Correction - First Gas Limited	a) Changing the name of the Requiring Authority to First Gas Limited for Designation D62. b) Updating the location and alignment of the designation (as shown at Attachment D). c) Including the conditions attached to the Designation of First Gas Limited in Designation D62 (located at Attachment E). d) Include designation D62 alongside designation D63 (New Zealand Refining Company) (as shown at Attachment F).	GM T&E	Completed	Associated updates to the plan and pdf versions of the Operative District Plan are underway.
24	28/07/2021	5.7	Budget carry overs from 2020/2021	a) Approves the increase in financial budgets for the unfinished projects as set out in Attachment A to the "Budget carry-overs from 2020/2021" report, totalling \$12,684,400 and for the amounts to be added to year one of the Long Term Plan 2021/2031 project budgets to enable staff to complete the identified works. b) Approves the increase in financial budgets for the unfinished projects as set out in Attachment A to the "Budget carry-overs from 2020/2021" report, totalling \$2,403,700 and for the amounts to be added to year two of the Long Term Plan 2021/2031 project budgets to enable staff to complete the identified works. c) Approves the carrying over of operational project expenditure as set out in Attachment A to the "Budget carry-overs from 2020/2021" report totalling \$338,850 and for the amounts to be added to year one of the Long Term Plan 2021/2031 project budgets to enable staff to complete the identified works. d) Approves the additional required reserve funding of \$42,000 from Mangawhai financial contribution reserves.	GM SG&I	Completed	Now reported monthly against actual capital works schedule presented monthly to Council in exceptions reporting

25	28/07/2021	5.8	Ministry of Business, Innovation and Employment Funding Agreement - Climate Change Resilience Programme	a) Approves signing of the Kaipara District Council Climate Resilience Programme funding agreement with the Ministry of Business, Innovation and Employment. b) Delegates the Chief Executive to execute the Kaipara District Council Climate Resilience Programme funding agreement.	GM IS	Completed	August update – Contract has been executed
26	28/07/2021	5.9	Kaiwaka Footbridges Approval of Additional Funding	a) Approves the reprioritisation of funding in the Kaiwaka Financial Contribution Reserves to allow the additional allocation of \$150,000 required to complete the Kaiwaka Footbridges project.	GM IS	Completed	August update – Funds have been allocated to the project.
27	28/07/2021	5.10	Delegations Register update July 2021	a) Approves delegations as outlined in option 1, which includes: 1) Increased financial authority of the Chief Executive from \$750k to \$1m (appendix item 1a). 2) Increased financial authority of General Managers and the General Manager NTA to \$250k (appendix item 1a). 3) Increased financial authority of Infrastructure Services senior leaders (Tier 3) and NTA senior leaders (Tier 2) to \$100k (appendix item 1a). 4) Restructured Infrastructure Services team job titles and responsibilities to enable existing delegated authority (appendix item 1b). 5) Provide authority to the 3 Waters Delivery Panel to make direct appointments up to \$200k and closed competition within the panel up to \$750k (appendix item 1c). 6) Provide authority to the CE, General Manager or Tier 3 leaders to approve contract price variations subject to their delegated authority if the variation value falls within the Council approved project budget up to \$200k (appendix item 1c). 7) Provide authority to the Administration Manager to authorise LIM refunds. 8) Authorise delegation updates to Bylaws as outlined in the table at section 8 of the report.	CE	Completed	All actions have been completed to enact these delegations.
28	25/08/2021	5.1	2021 Representation Review – Initial Proposal	a) Resolves, pursuant to sections 19H and 19J and clause 1 and 2 of Schedule 1A of the Local Electoral Act 2001, to adopt, as its Initial Proposal (as set out in Attachment A) for the review of representation arrangements for the 2022 and 2025 triennial elections, the following: i. Kaipara District Council to comprise nine councillors elected under the ward system (specifically, eight general ward councillors and one	GM E&T	In progress	Public consultation has commenced on the representation review proposal and will conclude on 27 September.

				<p>Māori ward councillor) and the mayor elected at large.</p> <p>ii. Kaipara District Council be divided into four wards, these being:</p> <p>iii. Kaiwaka-Mangawhai General Ward (three general councillors)</p> <p>iv. Otamatea General Ward (two general Councillors)</p> <p>v. Wairoa General Ward (three general Councillors)</p> <p>vi. Te Moananui o Kaipara Māori ward (one Māori councillor)</p> <p>vii. No community boards be established</p> <p>b) Notes that the existing boundaries of the Kaiwaka-Mangawhai General Ward and the Otamatea General Ward are not proposed to be changed for the 2022 and 2025 triennial elections and that the existing Dargaville Ward and West Coast-Central Ward are proposed to be amalgamated into a single Ward for the 2022 and 2025 triennial elections, known as the Wairoa General Ward.</p> <p>c) Notes that the population each general councillor represents is within the population range of 2,688 +/- 10% (2,419 - 2,956), in compliance with section 19V(2) of the Local Electoral Act 2001.</p> <p>d) Notes the reasons the total number of councillors is proposed to increase to nine (plus the Mayor) are:</p> <p>i. to provide fair and effective representation to Kaipara District residents and ratepayers (whilst still ensuring accessibility to a large area made up of populated towns and villages and sparsely populated rural areas); and</p> <p>ii. to provide effective representation of the Māori population of the district.</p> <p>e) Issues a public notice that informs the public of the Initial Proposal (as set out in Attachment A) and provides the opportunity to make a submission on the Initial Proposal between 27 August 2021 and 27 September 2021.</p>			
29	25/08/2021	5.2	Wastewater Drainage Bylaw – Proposal for Consultation	<p>a) Approves the legislative process, analysis and consultation approach outlined in Attachment A.</p> <p>b) Determines that a bylaw is the most appropriate way of addressing the perceived problem and that the proposed Wastewater Drainage Bylaw as included in Attachment B</p> <p>i. Is the most appropriate form of bylaw</p> <p>ii. Does not give rise to any implications under the New Zealand Bill of Rights Act 1990.</p>	GM E&T	In progress	Consultation commenced on 20 September with a final recommendation of the Panel scheduled for the December Council meeting.

				<p>c) Approves the Consultation Document provided in Attachment B.</p> <p>d) Delegates Cr Wethey (Chair), Deputy Mayor Curnow, Cr Wills to form the Bylaw Panel to hear and consider community views, consider written submissions and to make recommendations to Council on a final proposed Wastewater Drainage Bylaw.</p> <p>e) Authorises the Chief Executive to make any necessary minor drafting or presentation amendments to the Consultation Document prior to final printing and publication.</p>			
30	25/08/2021	5.3	Appeals on the Dome Valley Landfill Resource Consent.	<p>a) Notes that Kaipara District Council has joined the appeal lodged by Ngāti Whātua Ōrākei and Environs Holding Ltd (Te Uri O Hau) on the Dome Valley Landfill Resource Consent, as a s274 party.</p> <p>b) Delegates the authority to resolve appeals on the Dome Valley Landfill Resource Consent Mayor Smith (Chair), Cr Vincent, Cr Joyce-Paki.</p> <p>c) Delegates staff to attend Court-assisted mediation on behalf of Kaipara District Council and to represent Council's position during mediation with the parties.</p>	GM E&T	In progress	<p>An Environment Court Judge has decided that the Resource Consent and the Plan Change appeals should be combined and dealt with together.</p> <p>The decision to decline the Plan Change has was released on 10 September which is subject to the 30-day appeal period. It is highly likely that the process won't progress further until early to mid 2022 as a result.</p>
31	25/08/2021	5.4	Speed limit review	a) Adopts the attached "Regional Speed Review Mangawhai and Kaiwaka (including Oneriri and Oruawharo Road) Recommendations Report" as recommended by the Speed Kaiwaka-Mangawhai Speed Limits Review Panel.	GM IS	Completed	<p>August update - Awaiting funds to be confirmed in NLTP 2021.</p>
32	25/08/2021	5.5	Waipoua River Road Construction Contract Principal	<p>a) Agrees to act as Principal to the Waipoua River Road construction contract.</p> <p>b) Agrees to enter into negotiations with Te Roroa, DOC and any other potential stakeholder, on a contract to fully recover the costs of both the second seal and on-going maintenance of this road. An acceptable agreement will be a prerequisite to any consideration of vesting this road to Council.</p> <p>c) Delegates authority to the Mayor and Chief Executive to approve the award of Contract 963 for Waipoua River Road Sealing Physical Work, subject to;</p> <p>i. Te Roroa approving the award of the contract, and</p> <p>ii. The contract price being within the approved project budget of \$1,800,000 + GST.</p>	GM IS	In progress	<p>August update - [Reported through Externally Funded Programme Committee].</p> <p>Negotiations are in progress with Preferred Contractor.</p>

33	25/08/2021	5.6	Public notice of intention to prepare a new Harding Park Reserve Management Plan		GM IS	Completed	August update – Public notice has been issued.
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