

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

Date: Wednesday, 28 June 2023
Time: 9.30 am – 1.53 pm
Location: Mangawhai Conference Room
1c Molesworth Drive
Mangawhai Village

Members Present: Mayor Craig Jepson
Deputy Mayor Jonathan Larsen
Councillor Mike Howard
Councillor Ron Manderson
Councillor Ash Nayyar
Councillor Pera Paniora (Joined at 9.39 am)
Councillor Mark Vincent
Councillor Rachael Williams
Councillor Eryn Wilson-Collins

1. Opening

1.1 Apologies

Nil.

1.2 Confirmation of agenda

Moved: Mayor Jepson

Seconded: Cr Wilson-Collins

That Kaipara District Council:

a) Confirms the agenda for the Meeting held 28 June 2023.

Carried

1.3 Conflict of interest declaration

Elected Member	Agenda Item
Mayor Jepson	Item 5.3

2. Presentations and petitions

2.1 Burnette O'Connor (The Planning Collective) and Duncan Unsworth (Cabra) - Development Proposal Raymond Bull Road

[Secretarial note: Cr Paniora joined the Meeting at 9.39 am during questions.]

2.2 Caren Hastings - Reinstate the Karakia at Council Meetings

3. Minutes

3.1 Confirmation of Open minutes - 31 May 2023

Moved: Deputy Mayor Larsen

Seconded: Cr Williams

That the Kaipara District Council:

- a) Confirms that the Open Minutes of the Council Meeting held on 31 May 2023 are a true and correct record.

Carried

4. Notice of motion

There were no Notices of Motion.

5. Decision

5.1 Annual Plan 2023-24

Moved: Cr Howard

Seconded: Deputy Mayor Larsen

That the Kaipara District Council:

- a) Adopt the Annual Plan 2023/24 (Attachment A) showing rates increase (general and targeted of 4.96% and a decrease of 5.31% in water rates.
- b) Delegates the authority to the Mayor and Chief Executive to make minor editorial changes to the Annual Plan 2023/24.

Carried

5.2 Setting of Rates, Due Dates and Penalties Regime 2023/2024

Moved: Cr Nayyar

Seconded: Cr Howard

That the Kaipara District Council:

Receives the report from the Revenue Manager, "Setting of Rates, Due Dates and Penalties Regime 2023/2024", meeting date 28 June 2023.

Notes that it is required to make the resolution publicly available on the Council's internet site.

Notes that the Setting of Rates Due Dates and Penalties Regime 2023/2024 report has been reviewed by Council's lawyers.

Sets the rates, due dates for payment and penalties regime for the 2023/2024 financial year, as follows:

Rates resolution for the 2023/2024 financial year

The following rates are set for the period commencing on the first day of July 2023 and ending on the last day of June 2024. 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 Annual Plan 2023/2024.*

B. Uniform Annual General Charge

Under Section 15 of the Act, a uniform annual general charge on all rateable land within the district of \$800.00 (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 2023, 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 2023 "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 Annual Plan 2023/2024.*

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 Annual Plan 2023/2024. 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 Annual Plan 2023/2024.*

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 Annual Plan 2023/2024.*

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 Annual Plan 2023/2024.*

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 Annual Plan 2023/2024.*

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 2023:

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 Annual Plan 2023/2024.*

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 Annual Plan 2023/2024.

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 Tokatoka 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 Annual Plan 2023/2024.

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 \$36.86 (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 Annual Plan 2023/2024.

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 0.0081135 (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 Annual Plan 2023/2024.

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 2023

Instalment 2 20 November 2023

Instalment 3 20 February 2024

Instalment 4 20 May 2024

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 2023/2024 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 2023

Instalment 2 21 November 2023

Instalment 3 21 February 2024

Instalment 4 21 May 2024; 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 05 July 2023 will be added on 06 July 2023; 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 08 January 2024 will be added on 09 January 2024; 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 Officer -
Property to apply penalties to unpaid rates according to the resolutions above.

Carried

5.3 Private Plan Change 83 The Rise Limited: Decision to adopt, accept or reject the plan change or determine it as a resource consent.

[Secretarial Note: Mayor Jepson declared a conflict of interest in this item and left the meeting at 10.33 am.]

[Secretarial Note: Deputy Mayor Larsen assumed the role of Chair.]

Moved: Cr Vincent

Seconded: Cr Howard

That Kaipara District Council:

- a) Accepts in whole, the private plan change request (Private Plan Change 83 – The Rise Limited, in accordance with Clause 25(2)(b) of the Resource Management Act 1991.
- b) Requests the Chief Executive publicly notifies the Private Plan Change, and that public notification commences on 25 July 2023.
- c) Notes that public consultation will occur for one month, ending 23 August 2023.

Carried

Cr Nayyar voted against the motion

The Meeting adjourned at 10.56 am for a break.

[Secretarial note: Cr Howard and Cr Paniora left the Meeting during the break.]

[Secretarial note: Mayor Jepson rejoined the Meeting at 11.10am.]

The Meeting reconvened at 11.10 am.

5.4 Gull Service Station access over segregation strip

[Secretarial note: Cr Howard and Cr Paniora rejoined the Meeting at 11.11 am.]

[Secretarial note: After the presentation and some discussion, Deputy Mayor Larsen requested that the item lie on the table to July 2023 Council Meeting. The following recommendation was put.]

Moved: Deputy Mayor Larsen

Seconded: Cr Wilson Collins

That Kaipara District Council:

- a) That the Gull Service Station access over segregation strip item should lie on the table and be brought back to the July 2023 Council Meeting.

Carried

5.5 Temporary Road Closure Approval – Hibiscus Coast Motorsport Club Event 15 July 2023

Moved: Mayor Jepson

Seconded: Cr Nayyar

That Kaipara District Council:

- a) Approves the application for the temporary road closure of Arcadia Road, Paparoa on Saturday 15 July 2023 from 7.00 am to 6.00 pm.
- b) Notes that the organiser must do a letter drop to all businesses and residents located within the road closure as a condition of this approval.

Carried

Cr Paniora voted against the motion

5.6 Ruawai Adaptive Pathways - Te Moananui o Kaipara as Observer to Ruawai Community Panel

[Secretarial note: a correction was noted by staff on page 271 of the agenda, under the Context section, that the decision was made at the March 2022 Council Meeting and not February 2022 Council Meeting].

Moved: Cr Wilson-Collins

Seconded: Cr Nayyar

That Kaipara District Council:

- a) Approves the addition of Te Moananui o Kaipara (the Kaipara District Māori Ward Elected Member) as an observer with no speaking rights to the Ruawai Adaptive Pathways, Ruawai Community Panel.

Carried

Cr Paniora abstained

5.7 Resignation of Councillor Vincent from the Economic Development Committee and the Remuneration and Development Committee

Moved: Mayor Jepson

Seconded: Cr Manderson

That Kaipara District Council:

- a) Notes the resignation of Councillor Vincent from the Economic Development Committee and Remuneration and Development Committee.
- b) Agrees that new quorum for the Economic Development Committee be three members.

Carried

The Meeting adjourned for lunch at 12.36 pm.

The Meeting reconvened at 1.19 pm.

6. Information

6.1 Externally Funded Projects update - June 2023

[Secretarial note: Deputy Mayor Larsen and Crs Howard and Manderson rejoined the Meeting at 1.22 pm during questions.]

Moved: Cr Wilson-Collins

Seconded: Cr Nayyar

That Kaipara District Council:

- a) Notes the Externally Funded Projects Update Report June 2023 and attachments.

Carried

6.2 Exceptions Report – May 2023

Moved: Mayor Jepson

Seconded: Cr Wilson-Collins

That Kaipara District Council:

- a) Notes the Exceptions Report – May 2023.

Carried

6.3 Resolutions Register update – June 2023

Moved: Cr Wilson-Collins

Seconded: Mayor Jepson

That the Kaipara District Council

- a) Notes the Resolutions Register update – June 2023.

Carried

7. Closure

The meeting closed at 1.53 pm.