

## Whangarei District Council Meeting Minutes

**Date:** Thursday, 25 July, 2019  
**Time:** 10:30 a.m.  
**Location:** Council Chamber  
Forum North, Rust Avenue  
Whangarei

**In Attendance** Her Worship the Mayor Sheryl Mai  
(Chairperson)  
Cr Gavin Benney  
Cr Crichton Christie  
Cr Vince Cocurullo  
Cr Tricia Cutforth  
Cr Shelley Deeming  
Cr Sue Glen  
Cr Phil Halse  
Cr Cherry Hermon  
Cr Greg Innes  
**Not in Attendance** Cr Greg Martin  
Cr Sharon Morgan  
Cr Anna Murphy

**Scribe** C Brindle (Senior Democracy Adviser)

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### Administrative matters

Her Worship covered the following administrative matters:

- Emergency evacuation procedures
- Public forum – noting there are 5 speakers
- Supplementary report - Item 6.8 – Final Capital Projects Report 2018-2019 and Adoption of Carry Forwards 2019-2020
- Advised the meeting that members of the public and media will be taking photographs, recording, live streaming the meeting.

#### 1. Karakia/Prayer

Cr Cocurullo opened the meeting with a karakia/prayer.

#### 2. Declarations of Interest

Item 6.2 - Class 4 Gambling Venue Policy review

### 3. **Apologies**

Crs Greg Martin, Sharon Morgan and Anna Murphy

**Moved By** Cr Greg Innes

**Seconded By** Cr Sue Glen

That the apologies be sustained.

**Carried**

### 4. **Public Forum**

Samantha Wu - Council declaring a climate emergency

Chris Bone - Climate change

Kristine Teresa Amato - Climate change Policies and strategies that could be introduced to mitigate climate change.

Margaret B Hicks - Climate change. The need to act now to change ways of doing things as it is NOT business as usual.

Malcolm James Daisley - Council staff performance.

Sophie Pai scheduled to speak on climate crisis, subsequently advised she was unable to attend the meeting.

### 5. **Confirmation of Minutes of Previous Meetings of the Whangarei District Council**

#### 5.1 **Minutes Whangarei District Council meeting held 26 June 2019**

**Moved By** Cr Tricia Cutforth

**Seconded By** Cr Vince Cocurullo

That the minutes of the Whangarei District Council meeting held on Wednesday 26 June 2019, having been circulated, be taken as read and now confirmed and adopted as a true and correct record of proceedings of that meeting.

**Carried**

#### 5.2 **Minutes Whangarei District Council meeting held 27 June 2019**

**Moved By** Cr Greg Innes

**Seconded By** Cr Shelley Deeming

That the minutes of the Whangarei District Council meeting held on Thursday 27 June 2019, including the confidential section, having been circulated, be taken as read and now confirmed and adopted as a true and correct record of proceedings of that meeting.

**Carried**

## 6. Decision Reports

### 6.1 Declaration of a Climate Change Emergency

**Moved By** Cr Tricia Cutforth

**Seconded By** Cr Crichton Christie

That the Council

1. Receives the agenda report on Declaration of a Climate Change Emergency.
2. Declares a climate change emergency for the Whangarei District.
3. Directs the Chief Executive to have staff develop an action plan to support the declaration of a climate change emergency and report back to Council.
4. Authorises the Chief Executive to make any minor amendments to text and graphics of the declaration (Attachment 1).

*On the motion being put Cr Christie called for a division:*

<b>Recorded</b>	<b>For</b>	<b>Against</b>	<b>Abstain</b>
Her Worship the Mayor	X		
Cr Gavin Benney	X		
Cr Crichton Christie	X		
Cr Vince Cocurullo			X
Cr Tricia Cutforth	X		
Cr Shelley Deeming		X	
Cr Sue Glen	X		
Cr Phil Halse		X	
Cr Cherry Hermon	X		
Cr Greg Innes	X		
<b>Results</b>	<b>7</b>	<b>2</b>	<b>1</b>
		<b>Carried (7 to 2)</b>	

*Crs Martin, Morgan and Murphy were absent.*

## 6.2 Class 4 Gambling Venue Policy review

The motion was taken in parts.

**Moved By** Cr Vince Cocurullo

**Seconded By** Cr Phil Halse

That Council;

- a. Confirms the amendments to the Class 4 Gambling Venue Policy, as proposed in the Statement of Proposal attached to the agenda report.

*On the recommendations being put Cr Cutforth called for a division:*

<b>Recorded</b>	<b>For</b>	<b>Against</b>	<b>Abstain</b>
Her Worship the Mayor	X		
Cr Crichton Christie	X		
Cr Vince Cocurullo	X		
Cr Tricia Cutforth	X		
Cr Shelley Deeming	X		
Cr Sue Glen	X		
Cr Phil Halse	X		
Cr Cherry Hermon	X		
Cr Greg Innes	X		
<b>Results</b>	<b>9</b>	<b>0</b>	<b>0</b>
		<b>Carried (9 to 0)</b>	

- b. Adopts the Class 4 Gambling Venue Policy.

<b>Recorded</b>	<b>For</b>	<b>Against</b>	<b>Abstain</b>
Her Worship the Mayor	X		
Cr Crichton Christie			X
Cr Vince Cocurullo	X		
Cr Tricia Cutforth	X		
Cr Shelley Deeming	X		
Cr Sue Glen			X
Cr Phil Halse	X		
Cr Cherry Hermon	X		
Cr Greg Innes	X		

<b>Results</b>	<b>7</b>	<b>0</b>	<b>2</b>
<b>Carried (7 to 0)</b>			

- c. Directs the Chief Executive to investigate substantive amendments to the Class 4 Gambling Venue Policy to be reported back for consideration within 1 year.

<b>Recorded</b>	<b>For</b>	<b>Against</b>	<b>Abstain</b>
Her Worship the Mayor	X		
Cr Crichton Christie	X		
Cr Vince Cocurullo	X		
Cr Tricia Cutforth		X	
Cr Shelley Deeming	X		
Cr Sue Glen	X		
Cr Phil Halse	X		
Cr Cherry Hermon	X		
Cr Greg Innes			X
<b>Results</b>	<b>7</b>	<b>1</b>	<b>1</b>
<b>Carried (7 to 1)</b>			

*Declaration of Interest:*

*Cr Gavin Benney declared a conflict of interest and withdrew from the table taking no part in discussions or voting on Item 6.2.*

*Crs Martin, Morgan and Murphy were absent.*

### **6.3 Local Government Members (2019-20) Determination - Childcare Allowance**

**Moved By** Cr Tricia Cutforth

**Seconded By** Cr Crichton Christie

That Council agree to adopt the Childcare allowance for elected members, as set out in the Local Government Members (2019/20) Determination.

**Carried**

### **6.4 Delegation Change - Resource Management Act**

**Moved By** Cr Greg Innes

**Seconded By** Her Worship the Mayor

That the Council

1. Delegate the “power to extend existing use rights” under the Resource Management Act 1991, Section 10(2) to Role – Team Leader – Consents.

**Carried**

*Crs Halse and Cocurullo requested their votes against be recorded.*

## **6.5 Delegation Changes - Statutory Land Charges**

**Moved By** Cr Shelley Deeming

**Seconded By** Her Worship the Mayor

That the Council:

1. Revoke the Delegated Authority provided to the Chief Executive under the Statutory Land Charges Registration Act 1928.
2. Delegate all responsibilities and powers under the Land Transfer Act 2017 to the Chief Executive.

**Carried**

*Cr Halse requested his vote against be recorded.*

## **6.6 Temporary Road Closure - Northland Car Club - September 2019 - February 2020**

**Moved By** Cr Vince Cocurullo

**Seconded By** Cr Cherry Hermon

That Whangarei District Council,

1. Approves the temporary closure of the following roads to ordinary traffic for the Northland Car Club events on the following dates and times in accordance with section 342 (1)(b) and Schedule 10 Clause 11 of the Local Government Act 1974.

### **Sunday 8 September 2019**

Rosythe Road Waipu, 400 meters from SH1 to a point 1.5kms from SH1.

### **Sunday 6 October 2019**

Doctors Hill Road, 800 meters from SH1 to Mountfield Road.

### **Sunday 3 November 2019**

Crows Nest Hukerenui, from a point 2kms from SH1 to Paiaka Road.

### **Sunday 1 December 2019**

Paiawa Road (total closure).

**Sunday 26 January 2020**

Kaikanui Road, from a point approx. 5kms from Pigs Head Road to a point approximately 3kms toward Webb Road.

**Sunday 2 February 2020**

Ruarangi Road (total closure).

**Period of closure:** 9am – 5:30pm

2. Approves the temporary closure of the side roads off the roads to be closed for up to 100 meters from the intersection for safety purposes.
3. Delegates to the Chair of the Infrastructure Committee and General Manager Infrastructure the power to give public notice of these temporary road closures.

**Carried**

**6.7 Riverside Hotel and Entertainment Precinct Governance Committee**

**Moved By** Cr Cherry Hermon

**Seconded By** Cr Shelley Deeming

That Council not appoint a formal representative at this time and continue (as per the resolution of 24 April 2019) with Councillors Benney, Christie, Halse and Cocurullo representing Council interests and acting as conduit between Council and Northland Development Corporation.

Amendment

**Moved By** Cr Greg Innes

**Seconded By** Cr Vince Cocurullo

1. (i) Rescind the following resolution of Council adopted 24 April 2019:
  - “a. *Acknowledge the presentation by Northland Development Corporation.*
  - b. *Approve Councillors Benney, Christie, Halse and Cocurullo to represent Council interests and act as conduit between Council and Northland Development Corporation in relation to the proposed Riverside Hotel*

*and Entertainment Centre.*

- c. Approve staff to provide technical assistance and support to Councillors Benney, Christie, Halse and Cocurullo in their duties.*
- d. Agree that the resolutions be released to open record.”;*

**and**

- (ii) Appoint Councillor Halse to the Governance Committee of the Riverside Hotel and Entertainment Precinct until the end of this term of Council.
- (iii) Appoint Councillors Benney, Cocurullo and Christie as a subcommittee/reference group in support of Councillor Halse until the end of this term of Council.
- (iv) Note that there is no Council delegation, financial or otherwise, associated with these roles.

**The amendment was Lost  
The motion was Carried**

*Item 7.1 was taken after Item 6.7.*

*Item 6.8 was taken after Item 7.1.*

## **6.8 Final Capital Projects Report 2018-2019 and Adoption of Carry Forwards to 2019-2020**

**Moved By** Her Worship the Mayor

**Seconded By** Cr Tricia Cutforth

That the Council:

- a) Notes the Capital Projects Report for the year ending 30 June 2019;
- b) Notes the proposed carry forwards of \$34.0m from 2018/19 to 2019/20;
- c) Approves the amended 2019/20 Capital Projects Budget of \$92.5m including the completion of projects carried forward from previous years.

**Carried**

*Cr Glen left the meeting at 12.56pm during discussions on Item 6.8.*

## 7. Information Reports

### 7.1 Delegation Changes - Update to Council following roll out

**Moved By** Her Worship the Mayor

**Seconded By** Cr Tricia Cutforth

That the Council notes the changes to the Delegation Register made since the adoption of the updated Delegation Register in November 2018.

**Carried**

## 8. Public Excluded Business

**Moved By** Cr Cherry Hermon

**Seconded By** Cr Greg Innes

That the public be excluded from the following parts of proceedings of this meeting. The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

General subject of each matter to be considered		Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for passing this resolution
1.1	Confidential Minutes Whangarei District Council 27 June 2019	Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
1.2	Trustee Appointment – Northland Events Centre Trust		
1.3	Property Sale		

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public, are as follows:

Item	Grounds	Section
1.1	For the reasons as stated in the minutes	
1.2	To protect the privacy of natural persons	Section 7(2)(a)

1.3	To enable Council to carry on without prejudice or disadvantage negotiations (including commercial and industrial negotiations)	Section 7(2)(i)
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**Carried**

## **9. Closure of Meeting**

The meeting concluded at 1.15pm

Confirmed this 29<sup>th</sup> day of August 2019

Her Worship the Mayor Sheryl Mai (Chairperson)