

## Whangarei District Council Meeting Minutes

**Date:** Thursday, 30 April, 2020  
**Time:** 9:00 a.m.  
**Location:** Virtual Meeting Room

**In Attendance**

Her Worship the Mayor Sheryl Mai  
(Chairperson)  
Cr Gavin Benney  
Cr Vince Cocurullo  
Cr Nicholas Connop  
Cr Ken Couper  
Cr Tricia Cutforth  
Cr Shelley Deeming  
Cr Jayne Golightly  
Cr Phil Halse  
Cr Greg Innes  
Cr Greg Martin  
Cr Anna Murphy  
Cr Carol Peters  
Cr Simon Reid

**Scribe**

**C Brindle (Senior Democracy Adviser)**

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Her Worship convened the meeting at 9am and then proposed a short adjournment to enable access issues to be resolved. The meeting convened again at 9.10am.

### **Administrative matters**

Her Worship covered the following administrative matters:

- Meeting to be live streamed
- Item withdrawn - 6.5 Northland Events Centre – Decision on future governance
- Change of order - Item 6.14 Rates Relief Fourth Instalment – to be taken after Item 6.3.
- Extra ordinary business – Item 6.14 requires council resolution to consider at today's meeting.

#### **1. Karakia/Prayer**

Her Worship the Mayor opened the meeting with a karakia/prayer.

#### **2. Declarations of Interest**

Item 6.1 - Increase Contract Award - CON17001 Parks Maintenance

### 3. Apologies

Crs Phil Halse and Carol Peters (late arrival due to inability to access virtual meeting room)

**Moved By** Her Worship the Mayor

**Seconded By** Cr Vince Cocurullo

That the apologies be sustained.

**Carried**

### 4. Public Forum

Public forum is temporarily discontinued until Council meetings resume in Council Chambers . The responses to matters raised by speakers at the February Council meeting were presented in the agenda report.

### Extra ordinary business

The resolution to accept Item 6.14 Rates Relief Fourth Instalment as extra ordinary business was taken after public forum (refer Item 6.14 for resolution).

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

#### 5.1 Minutes Whangarei District Council meeting held 27 February 2020

**Moved By** Cr Shelley Deeming

**Seconded By** Cr Greg Martin

That the minutes of the Whangarei District Council meeting held on Thursday 27 February 2020, 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**

#### 5.2 Minutes Extra ordinary Whangarei District Council meeting held 11 March 2020

**Moved By** Cr Anna Murphy

**Seconded By** Cr Simon Reid

That the minutes of the Extra ordinary Whangarei District Council meeting held on Wednesday 11 March 2020, having been circulated, be taken as read and now confirmed and adopted as a true and correct record of proceedings of that meeting, subject to it being noted in the apologies that Cr Martin was unable to attend the 11 March Council meeting because he was on council business representing council at the Northland Regional Transport Committee meeting.

**Carried**

*Cr Halse joined the meeting at 9.17am following Item 5.2.*

**5.3 Minutes Whangarei District Council meeting held 17 March 2020**

**Moved By** Cr Vince Cocurullo

**Seconded By** Cr Tricia Cutforth

That the minutes of the Whangarei District Council meeting held on Tuesday 17 March 2020 having been circulated, be taken as read and now confirmed and adopted as a true and correct record of proceedings of that meeting.

**Carried**

**5.4 Minutes Emergency Whangarei District Council meeting held 19 March 2020**

**Moved By** Cr Greg Innes

**Seconded By** Cr Vince Cocurullo

That the minutes of the Emergency meeting of the Whangarei District Council held on Thursday 19 March 2020, having been circulated, be taken as read and now confirmed and adopted as a true and correct record of proceedings of that meeting.

**Carried**

**5.5 Minutes Emergency Whangarei District Council meeting held 24 March 2020**

**Moved By** Cr Nicholas Connop

**Seconded By** Cr Vince Cocurullo

That the minutes of the Emergency meeting of the Whangarei District Council held on Tuesday 24 March 2020, having been circulated, be taken as read and now confirmed and adopted as a true and correct record of proceedings of that meeting.

**Carried**

**5.6 Minutes Extra ordinary Whangarei District Council meeting held 16 April 2020**

**Moved By** Cr Gavin Benney

**Seconded By** Cr Simon Reid

That the minutes of the Extra ordinary meeting of the Whangarei District Council held on Thursday 16 April 2020, 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 Increase Contract Award - Con17001 Parks Maintenance

**Moved By** Cr Gavin Benney

**Seconded By** Cr Greg Martin

That the Council approves the value of Contract 17001: Parks Maintenance being increased by \$2,291,035 (excluding GST) from \$6,153,372.00 to \$8,444,407 (excluding GST) to extend the contract from 1<sup>st</sup> August 2020 to 31 July 2021.

**Carried**

*Declaration of interest:*

*Cr Connop declared an interest and abstained from discussions and voting on Item 6.1.*

### 6.2 Tree Removal within the Coronation Scenic Reserve for Frank Holman Walking Track Upgrade

**Moved By** Cr Phil Halse

**Seconded By** Cr Shelley Deeming

That Whangarei District Council gives express written consent for the removal of selected trees within the Coronation Scenic Reserve, for the purpose of upgrading the Frank Holman Walking Track, pursuant to delegated powers under s42(1) of the Reserves Act 1977.

**Carried**

### 6.3 Approach to 2020-21 Annual Plan

**Moved By** Cr Vince Cocurullo

**Seconded By** Cr Phil Halse

That the Council:

1. Endorses Option 4, 'Zero rates increase plus natural growth in the rating base and modified sector splits', as the preferred option for the consultation on the 2020/21 Annual Plan.
2. Endorses the inclusion of funding of \$3 million specifically for relief packages.
3. Notes that the proposals above may mean that WDC does not meet the financial prudence balanced budget benchmark for 2020/2021.
4. Endorses a concise Consultation Document (along with required supporting information) being developed for adoption in early May 2020 which works through all options considered but focusses on

the material issue only – Option 4 as our preferred response to COVID-19.

5. Endorses a targeted consultation process that recognises the limitations presented during COVID-19 responses while still meeting the principles of the Local Government Act 2002 and allowing Council to adopt the Annual Plan as close as possible to 30 June.
6. Notes that the Consultation Document and consultation plan will be supported by a communications programme which will outline the predicted impact of COVID-19 on Council and the community, and Councils short term (2020-21) and longer-term Response Strategy leading into the next Long Term Plan.

#### Amendment

**Moved By** Cr Shelley Deeming

**Seconded By** Cr Anna Murphy

That the Council:

1. Endorses Option 3, *'Inflation Rates increase of 2.2 % (inflation) plus natural growth in the rating base and modified sector splits with Reductions to Discretionary Expenses with minimal changes to service delivery'*, as the preferred option for the consultation on the 2020/21 Annual Plan.
2. Endorses the inclusion of funding of \$3 million specifically for relief packages.
3. Notes that the proposals above may mean that WDC does not meet the financial prudence balanced budget benchmark for 2020/2021.
4. Endorses a concise Consultation Document (along with required supporting information) being developed for adoption in early May 2020 which works through all options considered but focusses on the material issue only – Option 3 as our preferred response to COVID-19.
5. Endorses a targeted consultation process that recognises the limitations presented during COVID-19 responses while still meeting the principles of the Local Government Act 2002 and allowing Council to adopt the Annual Plan as close as possible to 30 June.
6. Notes that the Consultation Document and consultation plan will be supported by a communications programme which will outline the predicted impact of COVID-19 on Council and the community, and

Councils short term (2020-21) and longer-term Response Strategy leading into the next Long Term Plan.

*On the amendment being put Cr Cocurullo 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 Vince Cocurullo		X	
Cr Nicholas Connop	X		
Cr Ken Couper	X		
Cr Tricia Cutforth	X		
Cr Shelley Deeming	X		
Cr Jayne Golightly		X	
Cr Phil Halse		X	
Cr Greg Innes	X		
Cr Greg Martin	X		
Cr Anna Murphy	X		
Cr Carol Peters	X		
Cr Simon Reid	X		
<b>Results</b>	<b>10</b>	<b>4</b>	<b>0</b>

**The amendment was Carried (10 to 4)  
and subsequently Carried  
as the substantive Motion**

*Cr Peters joined the meeting at 9.34am during Item 6.3.*

*Cr Peters left the meeting at 10.08am during the Right of Reply.*

*Item 6.14 Rates Relief 2019-2020 Fourth Instalment was taken after Item 6.3.*

*Item 6.4 was taken after Item 6.14.*

#### **6.4 Establishment of Commercial Property Committee**

**Moved By** Cr Greg Innes

**Seconded By** Cr Gavin Benney

That Council:

1. Note the advice from the Property Group dated 10 March 2020, on the options for governance of Council's Property Policy.

2. Note the establishment of the Commercial Property Committee under Section 41A of the Local Government Act 2002, with the following membership:

**Chair:**

Deputy Mayor Greg Innes

**Committee Members:**

Councillor Gavin Benney  
Councillor Ken Couper  
Councillor Shelley Deeming  
Councillor Phil Halse.

3. Adopt the Commercial Property Committee Terms of Reference.
4. Authorise the Chief Executive to amend Section 7 (Property Governance) of Council's Property Policy to reflect the purpose, responsibilities and delegations of the Commercial Property Committee as set out in the Terms of Reference.

Amendment

**Moved By** Cr Shelley Deeming

**Seconded By** Cr Simon Reid

That the decision on the establishment of the Commercial Property Committee be deferred until such time as council meetings resume in the Council Chambers.

**The amendment was Lost**

**The motion was Carried**

*A short break was taken from 10.44am to 11.02am following Item 6.4.*

## **6.5 Northland Events Centre - Decision on future governance**

Item 6.5 was withdrawn from the agenda.

## **6.6 Road Extension Naming and New Private JOAL Name – RMA Consents - Jessie Trust - SD1900122**

**Moved By** Cr Vince Cocurullo

**Seconded By** Cr Shelley Deeming

That Council:

1. Approve the name of the road extension off Clapham Road as Clapham Road.
2. Approve the name of the road extension off Sands Road as Sands Road.

3. Approve the Jointly Owned Access Lot (JOAL) off Clapham Road as Fantail Lane.

**Carried**

#### **6.7 Road Extension Naming – RMA Consents - Roberts - SD1500010**

**Moved By** Cr Greg Innes

**Seconded By** Cr Vince Cocurullo

That the Whangarei District Council:

1. Approve the name of the road extension off Pepi Road as Pepi Road.

**Carried**

#### **6.8 Road Extension and Private Accessway Naming – RMA Consents - Slatter - SD1800176**

**Moved By** Cr Ken Couper

**Seconded By** Cr Simon Reid

That Council:

1. Approve the name of the road extension off Tironui Drive as Tironui Drive.
2. Approve the common access lot off Tironui Drive as Awanui Lane.

**Carried**

#### **6.9 New Road and Private Access Names – RMA Consents – TMB Developments - SL1800010**

**Moved By** Cr Anna Murphy

**Seconded By** Cr Simon Reid

That Council approve:

1. The new public road off Three Mile Bush Road as Stoney Hill Road.
2. The private accessway "C/D" as Clover Lane.
- ~~3. The private accessway "G" as John Bunion Way.~~

**Carried**

*\*Rescinded: refer Minutes Strategy, Planning and Development Committee 18 June 2020.*



**6.10 Road Extension Naming – RMA Consents - Totara Parklands - SD1900017**

**Moved By** Cr Vince Cocurullo

**Seconded By** Cr Shelley Deeming

That Council approve:

1. The name of the road extension off Okaihau Place as Okaihau Place.
2. The name of the road extension off Maui Place as Maui Place.

**Carried**

**6.11 Private Accessway Name Application – RMA Consents - Williamson - SL1600006**

**Moved By** Cr Simon Reid

**Seconded By** Cr Tricia Cutforth

That Council approve the private access “A” off Hawken Road as Bob Williamson Lane.

**Carried**

**6.12 Risk Management Framework Review**

**Moved By** Her Worship the Mayor

**Seconded By** Cr Greg Innes

That Council notes:

1. That the risk management framework is due for review.
2. The recent appointment of the independent Chair of the Risk and Audit committee is an opportunity to use their expertise in a review of the risk framework.
3. That a workshop will be scheduled to review the risk management framework and risk appetite for Council.

**Carried**

**6.13 Local Government Funding Agency Documentation Amendments**

**Moved By** Cr Ken Couper

**Seconded By** Cr Gavin Benney

That the Council:

1. Receives the New Zealand Local Government Funding Agency Amendments report.
2. Authorises the Council's entry into the documentation noted in this report.
3. Authorises any two of the Council's elected members to execute the following deeds for the purposes of recommendations (b) above:
  - (a) Amendment and Restatement Deed (Multi-issuer Deed);
  - (b) Amendment and Restatement Deed (Notes Subscription Agreement); and
  - (c) Amendment and Restatement Deed (Guarantee and Indemnity).
4. Authorises the Chief Executive to execute the Chief Executive Certificate and such other documents and take such other steps on behalf of Council as the Chief Executive considers it is necessary or desirable to execute or take to give effect to recommendation (b) above.

**Carried**

*Item 6.14 was taken after Item 6.3.*

### **Extra ordinary business**

Item 6.14 - Rates Relief Fourth Instalment, was not circulated within the timeframe specified in LGOIMA and therefore requires a resolution for council to consider this matter at today's meeting.

The reason Item 6.14 was not on the agenda was that at the time of the agenda closure staff were waiting on legal advice on this matter to ensure legal compliance. Council are asked to consider this matter at today's meeting to enable the change to the due date for the fourth instalment of the land rates to be made before it is due.

**Moved By** Her Worship the Mayor

**Seconded By** Cr Greg Innes

That Council consider Item 6.14 Rates Relief 2019-2020 Fourth Instalment at this meeting.

**Carried**

#### 6.14 Rates Relief 2019-2020 Fourth Instalment

**Moved By** Cr Vince Cocurullo

**Seconded By** Cr Jayne Golightly

That the Council:

1. Revokes the following resolution made at the Council meeting on 27 June 2019:

Instalment	Due date for payment	Date penalty will be added
Four	20 May 2020	25 May 2020

2. Resolves the due date for the fourth instalment of the 2019-2020 rates to be 20 June 2020.
3. Resolves to add penalties on unpaid rates for the fourth instalment of the 2019-2020 rates on 24 June 2020.

**Carried**

*Cr Peters re-joined the meeting during Item 6.14.  
Item 6.4 was taken after Item 6.14.*

#### 8. Closure of Meeting

The meeting concluded at 11.24am.

Confirmed this 14<sup>th</sup> day of May 2020

Her Worship the Mayor Sheryl Mai (Chairperson)