

Whangarei District Council Meeting Minutes

Date: Tuesday, 29 June, 2021
Time: 9:00 a.m.
Location: Council Chamber
Forum North, Rust Avenue
Whangarei

In Attendance

Her Worship the Mayor Sheryl Mai
(Chairperson)
Cr Gavin Benney (Virtually)
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)

1. Karakia/Prayer

Cr Cocurullo opened the meeting with a karakia/prayer.

Crs Cutforth and Murphy joined the meeting at 9.01am following the karakia/prayer.

3. Apologies

There were no apologies.

4. Decision Reports

4.1 Three Waters Reform - Council's Next Steps

That the Whangarei District Council

1. Notes that participation in the Government's three waters reform is voluntary with the ability for Councils to "opt out" of the reform process;
2. Notes that the Memorandum of Understanding with government which provides for WDC to be part of the three waters reform process expires on 30 June 2021;
3. Notes that the Department of Internal Affairs has refused an Official Information Act (OIA) request to provide WDC with specific information which shows that Whangarei ratepayers would be better off under the reform programme;
4. Provisionally exercises its right to "opt-out" of the Government's three waters reform process until new information, that confirms ratepayers would be better off by Council participating in the reforms, is provided.
5. Requests the Mayor and Chief Executive to write to the Chief Executive of the Department of Internal Affairs advising that WDC intends to formally withdraw from the three waters reforms.

On the motion being put Cr Deeming called for a division:

	For	Against	Abstain
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		
Results	14	0	0

**The Motion was Carried (14 to 0)
Unanimous**

4.2 Private Developer Agreement – Totara Parklands playground development

Moved By Cr Phil Halse

Seconded By Cr Shelley Deeming

That the Council

1. Approves a Private Development Agreement with Totara Parkland Limited to develop a playground on Lot 516 DP 507433 in lieu of paying Parks and Reserves Urban Village Development Contributions assessed at \$122,461.20 plus GST and;
2. Delegates the Chief Executive the authority to finalise the terms and conditions relating to the Private Development Agreement with Totara Parklands Limited.

Carried

4.3 Easement over Local Purpose (Esplanade) Reserve - Whangarei Heads Road

Moved By Cr Greg Innes

Seconded By Cr Nicholas Connop

That Whangarei District Council; pursuant to Section 48 of the Reserves Act 1977;

- a. Resolves that public notice of the application is not required in accordance with Section 48(3) of the Act.
- b. Approves the application by Pricilla Moore for easement rights to drain stormwater from a three lot subdivision of 1856 Whangarei Heads Road (Lot 1 DP 58765) over the Local Purpose (Esplanade) Reserve Lot 2 DP 48484.

Carried

4.4 NECT Trustee Reappointment and Update on New Trust

Item 4.4.1 containing further information and updated recommendations was distributed prior to the meeting.

Moved By Her Worship the Mayor

Seconded By Cr Carol Peters

That the Council:

1. Notes the consultation feedback from Northland Regional Council on the new Trust.
2. Notes the continuation of the Management Agreement and Provision of Services Agreement.

3. Agrees to indemnify all trustees of Northland Events Centre Trust for any liabilities that may be incurred in winding up the Trust.
4. Approves the reappointment of Councillor Gavin Benney as a trustee of the Northland Events Centre Trust for a term to end on 31 October 2021.
5. Appoints General Manager Dominic Kula as a trustee of the Northland Events Centre Trust from 1 July 2021 to 31 October 2021.
6. Endorses the Trust Deed for the new Trust and notes that the Trust Deed will be finalised and put to Council for approval at a later date.
7. Delegates Dominic Kula's position on the trustee recruitment panel to General Manager Sandra Boardman from 1 July 2021 (for the avoidance of doubt, Dominic Kula will come off the selection panel from 01 July 2021).

Carried

Declarations of Interest:

Interests were declared by Cr Halse as Chair of NECT and Cr Benney as a Trustee of NECT.

Both Cr Halse and Cr Benney withdrew from the table and took no part in discussions or voting on Item 4.4.

Cr Cutforth abstained from voting on Item 4.4.

4.5 Sensitive Expenditure Policy

Moved By Cr Nicholas Connop

Seconded By Cr Anna Murphy

That Council:

1. Receive the information.
2. Adopt the Sensitive Expenditure Policy.
3. Authorises the Chief Executive to make any necessary amendments to the policy based on recommendations received from Audit New Zealand as part of the 2021 audit process.
4. Authorises the Chief Executive to make minor amendments, drafting, typographical or presentation corrections necessary to the Sensitive Expenditure Policy.

Carried

4.6 Amendments to the Speed Limit Bylaw 2019

Moved By Cr Shelley Deeming

Seconded By Cr Nicholas Connop

That the Council

1. In its capacity as Road Controlling Authority, pursuant to Section 22AB(1)(d) of the Land Transport Act 1998, make the amendments as set out in Attachments 1 and 3 to the Whangarei District Speed Limits Bylaw 2019 with effect from 01 August 2021.
2. Authorises the Chief Executive to make any minor edits or amendments to the Bylaw Amendments to correct any identified errors or typographical edits or to reflect decisions made by Council.

Carried

5. Information Reports

5.1 Financial Report for the 11 months ending 31 May 2021

Moved By Her Worship the Mayor

Seconded By Cr Shelley Deeming

That the Council notes the operating results for the eleven months ending 31 May 2021.

Carried

5.2 Capital Projects Report for the 11 Months Ending 31 May 2021

Moved By Cr Simon Reid

Seconded By Cr Phil Halse

That the Council notes the Capital Projects Report for the eleven months ending 31 May 2021.

Carried

6. Public Excluded Business

There was no business conducted in public excluded.

7. Closure of Meeting

The meeting concluded at 10.06am.

Confirmed this 22nd day of July 2021

Her Worship the Mayor Sheryl Mai (Chairperson)