

Whangarei District Council Meeting Minutes

Date: Thursday, 22 July, 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
Cr Vince Cocurullo
Cr Nicholas Connop
Cr Ken Couper
Cr Shelley Deeming
Cr Jayne Golightly
Cr Phil Halse
Cr Greg Innes
Cr Greg Martin
Cr Anna Murphy
Cr Carol Peters
Cr Simon Reid

Not in Attendance Cr Tricia Cutforth

Scribe C Brindle (Senior Democracy Adviser)

1. Karakia/Prayer

Cr Golightly opened the meeting with a karakia/prayer.

2. Declarations of Interest

Item 6.4 – Review of the Class 4 Gambling Policy 2021

Item 6.6 – Whangarei Art Museum Trust – Variation of lease

3. Apologies

There were no apologies.

4. Public Forum

Elizabeth May Archdall Perales – Glenmohr Road, Waipu – tarsealing, safety concerns

Linda Glibbery - Glenmohr Road, Waipu – tarsealing, safety concerns
 Conrad LaPointe and Carina Dickson (in support) (Habitat for Humanity) –
 Housing in Whangarei

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

5.1 Minutes Whangarei District Council Meeting held 24 June 2021

Moved By Cr Shelley Deeming

Seconded By Cr Greg Innes

That the minutes of the Whangarei District Council meeting held on Thursday 24 June 2021, 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 Whangarei District Council Meeting held 29 June 2021

Moved By Cr Simon Reid

Seconded By Cr Nicholas Connop

That the minutes of the Whangarei District Council meeting held on Thursday 29 June 2021, 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 CON21015 Port Road Bridge Widening, Kioreroa Road Intersection Upgrade Contract Award

Moved By Cr Simon Reid

Seconded By Cr Phil Halse

That the Whangarei District Council award the contract for Port Road Bridge Widening and Kioreroa Road Intersection Upgrade (CON21015) to United Civil Construction Ltd for \$7,319,053.22 (Seven Million, Three Hundred and Nineteen Thousand, and Fifty-Three Dollars and Twenty Two Cents) excluding GST. This approval is for Separable Portions 1 and 2 only.

Carried

6.2 Easement Request - Marsden Maritime Holdings

Moved By Cr Ken Couper

Seconded By Cr Nicholas Connop

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

1. Accepts the application by Marsden Maritime Holdings Ltd for an access easement over Lot 804 DP 376145.
2. Resolves that the application by Marsden Maritime Holdings Ltd for an access easement over Lot 804 DP 376145 is to be publicly notified and objections or submissions called for.

Carried

6.3 Review of the Board Venues Policy - 2021

Moved By Her Worship the Mayor

Seconded By Cr Greg Martin

That Council;

1. Determines the statutory review of Council's Board Venue Policy is complete.
2. Retains the existing Board Venue Policy with no changes.

Carried

6.4 Review of the Class 4 Gambling Policy - 2021

Moved By Cr Shelley Deeming

Seconded By Cr Greg Innes

That Council

1. Determines the statutory review of Council's Class 4 Gambling Policy is complete.
2. Retains the existing Class 4 Gambling Policy with no changes.

Carried

Cr Golightly requested her vote against be recorded.

Declaration of Interest:

Cr Reid declared an interest in regards to Item 6.4.

6.5 Trade Waste Bylaw Review - Adoption of Statement of Proposal 2021

Moved By Cr Shelley Deeming

Seconded By Cr Ken Couper

That the Whangarei District Council:

1. Reviews the Trade Waste Bylaw as per section 160 of the Local Government Act (LGA) and resolves that the Bylaw should be amended.
2. Makes determinations in accordance with 155 of the LGA, that the proposed amended Trade Waste Bylaw is the most appropriate way of addressing the perceived problem and is the most

appropriate form of bylaw and does not give rise to any implications under the New Zealand Bill of Rights Act 1990.

3. Adopts the Statement of Proposal (Attachment 1) and Summary of Information (Attachment 2) for public consultation using the special consultative procedure in accordance with sections 86 and 156 of the LGA.
4. Approves the draft of the proposed Trade Waste Policy to be finalised in parallel with the Bylaw amendment.
5. Authorises the Chief Executive to make any necessary minor drafting or presentation amendments to the Statement of Proposal and Summary of Information and to approve the final design and layout of the documents prior to final printing and publication.

Carried

6.6 Whangarei Art Museum Trust - Variation of lease

Moved By Cr Ken Couper

Seconded By Her Worship the Mayor

That Council;

1. Approves a variation to the Deed of Lease between Whangarei Art Museum Trust and Whangarei District Council dated 20 June 2018 whereby the “leased area” is extended to include the landscaped area as shown on the plan attached to the agenda report; and
2. Confirms the tenant has changed its name to Hatea Art Precinct Trust and this should be reflected in the variation to the Deed of Lease and;
3. Authorises the Chief Executive to execute the Variation of Deed of Lease.

Carried

Declaration of Interest:

Cr Couper declared an interest in regards to Item 6.6 as Council's appointed representative to the Whangarei Art Museum Trust.

6.7 Temporary Road Closure - Northland Car Club events September 2021 to January 2022

Moved By Cr Vince Cocurullo

Seconded By Cr Simon Reid

That Whangarei District Council

1. Approves the temporary closure of the following roads to ordinary traffic for Northland Car Club events in accordance with section 342

(1)(b) and Schedule 10 Clause 11 of the Local Government Act 1974.

Sunday 5 September 2021

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

Sunday 3 October 2021

Doctors Hill Road Waipu, 600 meters from SH1 to Mountfield Road.

Sunday 17 October 2021

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

Sunday 5 December 2021

Paiawa Road (total closure).

Sunday 30 January 2022

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

Period of closure: 9:30am – 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 notices of these temporary road closures.

Carried

6.8 Tree Removal within the Whangarei Falls Scenic Reserve for Sands Road Track

Moved By Cr Greg Innes

Seconded By Cr Nicholas Connop

That Whangarei District Council gives express written consent for the removal of trees within the Whangarei Falls Scenic Reserve, for the purpose of facilitating a new walking track, pursuant to delegated powers under s42(1) of the Reserves Act 1977.

Carried

7. Information Reports

7.1 Financial Report for the 12 months ending 30 June 2021

Moved By Cr Jayne Golightly

Seconded By Cr Gavin Benney

That the Council notes the external net debt position and treasury report as at 30 June 2021.

Carried

8. Public Excluded Business

Moved By Cr Vince Cocurullo

Seconded By Cr Shelley Deeming

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

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 meeting 22 July 2021	Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
1.2	Property Transaction		

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 open minutes	
1.2	To enable Council to carry on without prejudice or disadvantage negotiations (including commercial and industrial negotiations)	Section 7(2)(i)

Carried

9. Closure of Meeting

The meeting concluded at 10.50am

Confirmed this 26th day of August 2021

Her Worship the Mayor Sheryl Mai (Chairperson)