

Whangarei District Council Meeting Minutes

Date: Thursday, 25 October, 2018
Time: 10:30 a.m.
Location: Council Chamber
 Forum North, Rust Avenue
 Whangarei

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

Scribe C Brindle (Senior Democracy Adviser)

1. Karakia/Prayer

Chief Executive Rob Forlong opened the meeting with a karakia/prayer.

2. Declarations of Interest

There were no declarations of interest made at this meeting.

3. Apology

Cr Gavin Benney

Moved By Cr Greg Innes

Seconded By Cr Vince Cocurullo

That the apology be sustained.

Carried

4. Public Forum

Tim Howard - Whangarei District Council's Procurement Policy

Secretarial note: The previous month's speaker was noted as Kim Robinson. Kim acknowledged Council funding a 10 week New Zealand Sign Language Course.

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

5.1 Minutes Whangarei District Council meeting held 27 September 2018

Moved By Cr Sue Glen

Seconded By Cr Shelley Deeming

That the open minutes of the Whangarei District Council meeting held on Thursday 27 September, 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 a correction to the name of the public forum speaker on page 5 of the agenda. Kim Robinson was incorrectly recorded as Tim Robinson.

Carried

6. Decision Reports

6.1 Whangarei District Council Smoke Free Policy

Moved By Cr Cherry Hermon

Seconded By Cr Shelley Deeming

That Council adopt the Whangarei District Council Smoke Free Policy contained in Attachment 1.

Carried

6.2 Proposed Easter Sunday Shop Trading Policy

Moved By Cr Phil Halse

Seconded By Cr Vince Cocurullo

That Council:

- a) Adopts the Statement of Proposal in Attachment 1 for consultation.
- b) Authorises the Chief Executive to make any necessary minor drafting or presentation amendments to the Statement of Proposal and to approve the final design and layout of the documents prior to final printing and publication.

Carried

Cr Glen requested her vote against be recorded.

6.3 Recommendation from the Audit and Risk Committee - Procurement Policy

Moved By Cr Vince Cocurullo

Seconded By Cr Shelley Deeming

That having considered the recommendation of the Audit and Risk Committee meeting 26 September 2018 Council:

1. Adopt the Procurement Policy 2018.

Amendment

The recommendations were voted on in parts.

Moved By Cr Anna Murphy

Seconded By Cr Cherry Hermon

That Council adopt the Procurement Policy 2018 incorporating:

Council will assess sustainable procurement outcomes related to all procurement activity considering:

- Value-for-money over the whole of life, rather than just the initial cost;
- Minimising environmental impacts over the whole of life of the goods/services/works;
- Strategies that manage demand and minimise waste and avoid unnecessary consumption;
- Our supplier's social responsibility practices, including compliance with legislative obligations to its employees;
- That where value and functionality are similar, preference should be given to the more sustainable option;
- Demonstration of supplier activities that reduce greenhouse emissions;

On the amendment being put Cr Glen called for a division:

Recorded	For	Against	Abstain
Her Worship the Mayor	X		
Cr Stu Bell	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		
Cr Greg Martin		X	
Cr Sharon Morgan	X		
Cr Anna Murphy	X		
Results	7	6	0

**The amendment was Carried (7 to 6)
and subsequently Carried
as the substantive Motion**

- Our obligations under the Treaty of Waitangi and our relationships with hapu/iwi.

Cr Innes gave notice of a further amendment.

On the amendment being put Cr Glen called for a division:

Recorded	For	Against	Abstain
Her Worship the Mayor	X		
Cr Stu Bell		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	
Cr Greg Martin		X	
Cr Sharon Morgan		X	
Cr Anna Murphy	X		
Results	4	9	0
Lost (9 to 4)			

Further amendment

Moved By Cr Greg Innes

Seconded By Cr Tricia Cutforth

That the following wording be included under section 6.8 Value of Relationships '*Our recognition of our relationships with hapu and iwi*'.

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

Recorded	For	Against	Abstain
Her Worship the Mayor	X		
Cr Stu Bell		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		
Cr Greg Martin		X	
Cr Sharon Morgan	X		
Cr Anna Murphy	X		
Results	5	8	0
Lost (8 to 5)			

6.4 Infrastructure Capital Projects Brought Forward and Carry Forwards Forecast as at 30 September 2018

An updated Capital Projects list, including Parakao Public Toilets, was circulated prior to the meeting.

Moved By Cr Phil Halse

Seconded By Cr Stu Bell

That the Whangarei District Council

- a) Notes the carry forwards forecast as at 30 September 2018; and
- b) Approves bringing forward budget from future Long Term Plan years for the projects listed below.

Project Description	LTP Indicator	Amount Brought Forward	Comment
Whangarei Wastewater Treatment Plant Odour Control	Whangarei WWTP Odour Control budget (LTP Yr 2019-20)	\$0.20m	Investigation and design work for upgrade necessary to meet resource consent requirements in 20/21. Physical works commence next year.
Takahe Street Wastewater Overflow Pipes	Sewer Network Upgrades budget \$1.2m (Yr 2019-20)	\$0.43m	Construction work for Sewer line to trunk line and on to Hatea PS.
Otaika Sports Field Stage 2	Budget \$0.558m (LTP Yr 2019-20)	\$0.467m	Stage 2 tender received, majority of project can be completed this financial year.
Pohe Island Master Plan Carpark	Skate park upgrade budget \$0.756m (LTP Yr 2021-22)	\$0.756m	Council previously approved this budget change for construction work on the central car park.
Pohe Island Skate Park Upgrade	Skate park upgrade (LTP Yr 2021-22)	\$0.10m	Design work can be progressed at same time as playground.
Whangarei Heads Wastewater Upgrade	Sewer Network Upgrades budget \$1.2m (Yr 2019-20)	\$0.04m	Preliminary investigation and design work for Parua Bay duplicate main.
Renewals Neighbourhood Parks Assets	Neighbourhood & Public Parks (LTP Yr 2019-20)	\$0.08m	Demolish old childcare building at Dent St and reinstate grass to match the park environment.
Walking & Cycling Improvements	Budget \$3.182m (LTP Yr 2019/20) Budget \$2.144m	\$5.327m	Kamo Cycleway construction. Bring forward next 2 years budget to

	(LTP Yr 2020/21)		match available NZTA subsidy and potential enhanced subsidy.
Urban Intersection Upgrades	Budget \$2.084m (LTP Yr 2019/20)	\$2.084m	Porowini-Maunu Intersection construction. Bring forward next year's budget to match available NZTA subsidy and potential enhanced subsidy.
Parakao Public Toilets	Public Toilets Budget \$0.405m (LTP Yr 2020/21)	\$0.15m	Replacement of Public Toilets at Parakao required earlier than planned due to existing structure failure.
TOTAL		\$9.643m	

Carried

6.5 CON17056 - Kamo Shared Path Stage 3 – Kamo Road to Fisher Terrace – Recommendation for Contract Award

Moved By Cr Anna Murphy

Seconded By Cr Tricia Cutforth

That the Whangarei District Council approves that the Tender for contract CON17056 for the construction works of Kamo Shared Path Stage 3 from Kamo Road to Fisher Terrace, be awarded to Broadspectrum NZ Ltd for the sum of 'Four million, five hundred and nine thousand, and seventy dollars and ninety-two cents' excluding GST (\$4,509,070.92+ GST).

Carried

6.6 Delegations - Council to Staff Delegations

Moved By Her Worship the Mayor

Seconded By Cr Shelley Deeming

That Council;

1. Makes the delegations under the Resource Management Act 1991 and the Local Government (Rating) Act 2002 as provided in Attachment 1.
2. Notes the progress and next steps for the full delegations register and policy.

Carried

6.7 Draft Walking and Cycling Strategy

Moved By Cr Stu Bell

Seconded By Cr Greg Innes

That the Whangarei District Council

1. notes the recommendations in the report attached, Walking and Cycling Strategy 2018 Recommendations.
2. adopts the "Walking and Cycling Strategy 2018".
3. authorises the Chief Executive to make any amendments, including typographical / formatting / editing changes to the Walking and Cycling Strategy 2018, if required.

Carried

Cr Murphy was absent from the meeting between 12.26pm and 12.29pm during discussions on Item 6.7.

6.8 Temporary Road Closure - Kamo Christmas Parade

Moved By Cr Vince Cocurullo

Seconded By Cr Crichton Christie

That the Whangarei District Council

- a) approves the temporary closure of the following roads to ordinary traffic for the Kamo Christmas Parade in accordance with section 342 (1)(b) and Schedule 10 Clause 11 of the Local Government Act 1974.

Saturday 24 November 2018

Kamo Road, from the intersection of Kamo Road and Station Road to Wilkinson Avenue, from 8.00am to 2.00pm

Boswell Street, from Wilkinson Avenue to Station Roads restricted one way 30 kmp zone, from 8.00am to 2.00pm.

Station Road, from Boswell Street to Kamo Road, from 9.30am to 12.30pm.

Kamo Road, from Wilkinson Avenue to Wakelin Street, from 11.00am to 12.15pm.

- b) 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.

- c) delegates to the Chair of the Infrastructure Committee and General Manager Infrastructure the power to give public notice of these proposed temporary road closures, to consider any objections and to either approve, cancel or amend any or all of the temporary road closures if applicable.

Carried

6.9 Temporary Road Closure - NorthFest 2018

Moved By Cr Vince Cocurullo

Seconded By Cr Shelley Deeming

That the Whangarei District Council

- a) approves the temporary closure of the following road to ordinary traffic for the NorthFest 2018 Concert in accordance with section 342(1)(b) and Schedule 10 Clause 11 of the Local Government Act 1974.

Okara Drive from Porowini Avenue to Port Road

Period of closure 2pm – 11.00pm Saturday 24 November.

- b) approves the temporary closure of the side roads off the road to be closed for up to 100 metres from the intersection for safety purposes.
- c) delegates to the Chair of the Infrastructure Committee and General Manager Infrastructure the power to give public notice of these proposed temporary road closures, to consider any objections and to either approve, cancel or amend any or all of the temporary road closures if applicable.

Carried

Extra ordinary business

Standing Orders provide that business may be transacted at a meeting of Council even though due notice of the business has not been given to Councillors if a motion is passed to have the business transacted at the meeting.

Item 1.4 – Civic Centre Project

Subsequent to the agenda being circulated confidential Item 1.4 – Civic Centre Project was distributed separately but not within the timeframe specified in LGOIMA.

The report was not on the agenda for the reason that due to timing the outcome of the initial phase of the project was only able to be workshopped with Councillors after the agenda closure date.

Council are asked to consider this matter at today's meeting as to delay decision making on this matter until the next scheduled council meeting would unnecessarily delay the progress of the project.

Moved By Cr Vince Cocurullo

Seconded By Cr Sharon Morgan

That the matter of the Civic Centre Project be considered by Council as a matter for urgent consideration as provided for in Section 46A(7) of the Local Government Official Information and Meetings Act 1987, to enable the project to progress without undue delay.

Carried

7. Public Excluded Business

Moved By Cr Sue Glen

Seconded By Cr Vince Cocurullo

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	Closed Minutes Whangarei District Council Meeting 27 September 2018	Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
1.2	Pukahakaha East No 3 Block – Pataua South Road – Settlement Agreement		
1.3	Electricity Supply – Variation to Contract CON15081		

1.4	Civic Centre Project		
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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)(g)
1.3	To protect information where the making available of the information would be likely to unreasonably prejudice the commercial position of the person who supplied or is the subject of the information	Section S7(2)(b)(ii)
1.4	To enable Council to carry on without prejudice or disadvantage negotiations (including commercial and industrial negotiations)	Section 7(2)(g)

Carried

8. Closure of Meeting

The meeting concluded at 1.28pm

Confirmed this 29th day of November 2018

Her Worship the Mayor Sheryl Mai (Chairperson)