

Waitaki District Council**Council**

**CONFIRMED MINUTES of a meeting of the
Waitaki District Council held in the Council Chamber,
Office of the Waitaki District Council, Third Floor, 20 Thames Street, Oamaru
on Tuesday 31 July 2018 at 9.00am**

| | |
|---|---|
| Present | Mayor Gary Kircher (Chair), Deputy Mayor Melanie Tavendale, Cr Craig Dawson, Cr Peter Garvan, Cr Jeremy Holding, Cr Jim Hopkins, Cr Bill Kingan, Cr Hugh Perkins, Cr Colin Wollstein, and Cr Jan Wheeler |
| Apology | Cr Guy Percival |
| In Attendance | Fergus Power (Chief Executive) Neil Jorgensen (Assets Group Manager / Deputy Chief Executive) Paul Hope (Finance and Corporate Development Group Manager) Lisa Baillie (People and Culture Group Manager) Lichelle Guyan (Heritage, Environment and Regulatory Group Manager) Ainslee Hooper (Governance and Policy Advisor) |
| In Attendance (part of meeting) | Michael Voss (Roading Manager); Renee Julius (Property Manager); Ian Wells (Accounting Manager); Jason Evered (Environmental Services Manager). |

The Chair declared the meeting open at 9.00am, and welcomed everyone present.

1. Apologies

RESOLVED
WDC 2018/122

Cr Jim Hopkins / Cr Colin Wollstein
That Council accepts an apology for absence from
Cr Guy Percival.

CARRIED

2. Declarations of Interest

There were no declarations of interest.

3. Public Forum

Speaker 1: Bob Gaze

Mr Gaze is a ratepayer of 45 years, and is concerned about the cost of grading and the fact that there is insufficient servicing of the road he lives on. There will be more people residing in the area soon, and he does not want to put up with all of the construction on a gravel road. His expectation is that Council will seal the road before Christmas. He also raised concerns about the 80km speed zone on Tutu Hill Road.

It was noted, in response, that the road on which Mr Gaze lived was on a wish-list with seven others to be sealed. Whilst it was extremely unlikely that the road would be sealed by Christmas, there was an undertaking to look at the priorities amongst the roads on the list. With regard to speed zones on Tutu Hill Road, the advice of Council to drivers was to always drive to the conditions, which may be slower than the stated limit when wet.

Speaker 2: Graham Sullivan, Chair of Ahuriri Community Board

Mr Sullivan spoke about the Representation Review 2018, which Council would be discussing later in the agenda at this meeting. He noted that there had always been five members on each community board, and they were needed. Members did do a lot of work behind the scenes. To reduce elected members to four would be extremely difficult, especially for Ahuriri, given that it was a large ward and

it was proposed that the boundary be extended further. The recent visioning meetings around the ward had highlighted projects that residents wanted to progress, and they were relying on the Community Board and Councillors to help them with that work. He encouraged Councillors to consider Option 2 in the Representation Review report (to retain five elected members, and the Ward Councillor) rather than Option 1 (to reduce the elected members to four).

Mr Sullivan requested that, when Councillors did vote on the Representation Review report later in the meeting, the division vote be recorded.

Speaker 3: Philippa Agnew and Nic Rawlence (Penguin Colony)

Ms Agnew spoke in regard to the proposal to construct a shag-viewing platform on Sumpter wharf. She hoped it would be onshore rather than off-shore, to provide a suitable distance from the birds from human encroachment and disturbance. This is the most northern breeding area for the Otago Shag, and it was a resting site for them and other bird species. Her specific concern was that proposals like the proposed viewing platform on the wharf would make the roosting space for these important birds smaller, and could potentially encourage more selfie-taking people to get too close to the birds, and chase them away from this resting place. She believed a higher viewing platform onshore would not only be better for the birds, but also for the people because the perspective would be better. It also provided an opportunity to incorporate interpretation panels alongside the platform to provide additional education on their importance and value to the biodiversity of the area.

One Councillor asked about the impact of the shags on the fish in the harbour. Ms Agnew advised that shags can only take small flounder and most foraged offshore anyway, so their impact on fish in the harbour was minimal because it was not their primary diet.

Mayor Gary Kircher advised that the wharf was becoming increasingly derelict, and would eventually fall down. Allowing the birds to have control of the wharf had contributed to the problem, because it was not possible to undertake maintenance on the wharf when the birds were around. In response, Ms Agnew suggested there were windows of opportunity for maintenance when the birds were at sea rather than roosting. Maintenance could also be done in stages, so that the birds could learn to cope with work being done in smaller amounts. She then thanked Councillors for the opportunity to speak with them on this important biodiversity issue.

Speaker 4: Mr D E Robertson (letter dated 18 June 2018; copy tabled)

It was noted for the record that Mr Robertson's letter had been circulated to all present at the meeting (including members of the public and media). Councillors would consider how they wished to respond to it later in the meeting.

At 9.37am, the Chair declared the Public Forum closed and directed the meeting to forward agenda items.

4. Confirmation of Previous Meeting Minutes

RESOLVED

WDC 2018/123

Cr Jim Hopkins / Cr Bill Kingan

That Council confirms the public minutes of the 26 June 2018 Council Meeting, as circulated, as a true and correct record of that meeting, with two minor typographical errors.

CARRIED

5. Mayor's Report

The Mayor's report, as circulated, was taken as read. It provided comments to bring Councillors and the public up-to-date with a number of issues that have arisen since the last Council meeting. Topics included Local Government New Zealand (LGNZ) Conference 2018 (including Summaries from Attending Councillors attached as Appendix 1 to the Mayor's Report, New Business Support from "The Business Hive", Portside Punch event, Observatory Retirement Village, Resthome beds Stage 2, Pasifika Education Plan Summit, Mayors' Taskforce For Jobs (MTFJ), Waitaki Valley Freedom Camping, Harbour Accommodation, and Meetings Attended.

[NOTE: The full version of the Mayor's Report is available on Council's website as part of the "31 July 2018 Council Meeting Final Agenda Papers PUBLIC", and can be accessed through the pathway "Council / Council Meetings / Agendas and Minutes".]

The following points were highlighted / clarified during discussion on the Mayor's report:

- One Councillor shared some of the Mayor's frustration with the LGNZ conference, whilst two others who had attended believed there was still value in attending for the networking opportunities and to hear some of the discussions.
- The topic of localism had been a highlight for most Councillors attending the conference. It was noted that the Minister had spoken about 'collaboration' rather than 'decentralisation', and it would be important to see where the discussion progressed to in future.

RESOLVED

WDC 2018/124

Cr Colin Wollstein / Deputy Mayor Melanie Tavendale

That Council receives and notes the information.

CARRIED

6. Chief Executive's Report

The Chief Executive's Report, as circulated, was taken as read. It provided comments to bring Councillors up-to-date with issues that had arisen since the last Council meeting. Topics included: Waitaki Whitestone UNESCO Global Geopark; Staffing – Office of the Chief Executive; Upcoming site visit by representatives of the New Zealand National Commission for UNESCO; Business and Site Visits; and Meetings Attended.

[NOTE: The full version of the Chief Executive's Report is available on Council's website as part of the "31 July 2018 Council Meeting Final Agenda Papers PUBLIC", and can be accessed through the pathway "Council / Council Meetings / Agendas and Minutes".]

The following points were highlighted / clarified during discussion on the Chief Executive's report:

- The commencement of **Lisa Scott in the Communications Specialist role** was highlighted. In the absence of someone in the role for the last six weeks, Executive Team members had had to step in with regard to media announcements and the like, and Ms Scott's presence would now enable them to return to their substantive work.
- The **11 July meeting with Immigration New Zealand** officials – Mr Power advised that this was part of an ongoing conversation about Council's role in welcoming new immigrants and retaining them in the district. Waitaki district is recognised as being very good at this work, and it is expected that, as time progresses, Council will be engaged with central government using the Waitaki approach as a model for others. Certainly, the work Community Development Coordinator Helen Algar is doing is very much valued by Immigration New Zealand. The Mayor added that Immigration New Zealand had reiterated a desire to engage Natalie Jackson to do some additional demographics work and had offered to help fund that work in Waitaki. He and the Chief Executive had been keen to take up that opportunity.
- Using the word "**Aspiring**" in the title of the Geopark – The Chief Executive noted that the word UNESCO could not be used until a Geopark had acquired UNESCO accreditation. However, once a bid was nationally endorsed (as the Waitaki one now was), then "aspiring" could be used. Therefore, it would be referred to now as the "Waitaki Whitestone Aspiring Global Geopark, Aotearoa New Zealand" during the next step in the accreditation process.
- **Work Ready Passports for Students** – This was being promoted nationally as a way to improve the employability of youth and to demonstrate that they have the skills that employers value.

RESOLVED

WDC 2018/125

Deputy Mayor Melanie Tavendale / Cr Hugh Perkins

That Council receives and notes the information.

CARRIED

7. Recommendations from Harbour Area Committee Meeting – 8 May 2018

The recommendations report, as circulated, sought Council's approval of recommendations agreed at the Harbour Area Committee Meeting held on 8 May 2018.

Harbour Projects

RESOLVED

WDC 2018/126

Cr Jim Hopkins / Deputy Mayor Melanie Tavendale

That Council:

1. Approves the removal, relocation and reinstatement of the hut and mast with a \$20,000 budget funded from the Harbour Project fund.

CARRIED

With regard to the **Committee's Resolution 2**, Cr Jeremy Holding said he was happy to move an amended motion – that the words “with Oamaru stone block” be removed.

RESOLVED

WDC 2018/127

Cr Jeremy Holding / Cr Jim Hopkins

2. That Council approves the replacement of Holmes Wharf entrance fencing and signage, with a \$1,500 budget funded from the Harbour Project fund.

CARRIED

With regard to the **Committee's Resolution 3**:

RESOLVED

WDC 2018/128

Cr Jim Hopkins / Deputy Mayor Melanie Tavendale

3. That Council approves the installation of globe lights on the lampposts adjacent to the Esplanade, with a \$20,000 budget funded from the Harbour Project fund.

CARRIED

With regard to the **Committee's Resolution 4**, Cr Jim Hopkins said he was happy to move it with an amendment adding the words “or in the vicinity of” before “Sumpter Wharf”, in order to provide more opportunity to consider the optimum location for the viewing area after hearing comments made during the Public Forum to this meeting.

The Chair then put the motion to the meeting.

RESOLVED

WDC 2018/129

Cr Jim Hopkins / Deputy Mayor Melanie Tavendale

That Council approves the construction of a viewing area on or in the vicinity of Sumpter Wharf with a \$35,000 budget allocated as part of the Holmes Wharf redecking project.

CARRIED

With regard to the **Committee's Resolution 5**, it was AGREED that a decision from Council was not required.

8. Recommendation from Finance, Audit and Risk Committee Meeting – 10 July 2018

The recommendations report, as circulated, sought Council's approval of a recommendation agreed at the Finance, Audit and Risk Committee Meeting held on 10 July 2018.

Treasury Strategy, First Quarter, 2018-19 Financial Year

The report, as circulated to the Committee, provided information on Council's proposed Treasury Strategy for the first quarter of the 2018-19 financial year.

RESOLVED

WDC 2018/130

Cr Colin Wollstein / Cr Craig Dawson

That Council adopts the proposed Treasury Strategy to cover the first quarter of the 2018-19 financial year, by:

- continuing the use of term deposit facilities for terms between 7 days and 12 months, and
- continuing to make minimal use of the call account, but always dependent on consideration of short-term operational cash requirements and on achieving target interest rates.

CARRIED

9. Recommendations from Assets Committee Meeting – 18 July 2018

The recommendations report, as circulated, sought Council's approval of recommendations agreed at the Assets Committee Meeting held on 18 July 2018.

Roundabout Proposal for the Wansbeck and Tyne Streets Intersection

The report, as circulated to the Committee, sought to improve the safety of road users and reduce the number of crashes at the Wansbeck and Tyne Streets intersection by installing a roundabout.

At the Committee Meeting on 18 July, an additional summary document was tabled that described what a similar roundabout proposal for the Eden and Reed Streets intersection may look like. Ultimately, a revised motion was put forward that sought a combined resolution from the Committee to recommend to Council that roundabouts be installed at both intersections.

During discussion on that motion, a request was made that, when the Recommendations from Committee report was brought before the 31 July 2018 Council Meeting for approval, it provided more detail about the other options in order that Council could be sure that it was fully informed to decide that roundabouts were the best of the possible options for both intersections.

That additional detailed information was contained in a separate memorandum entitled "Roundabout Proposals and Selection Criteria" which was attached to the Recommendations from Assets Committee Meeting report to this meeting.

The Chair suggested that the meeting receive the attached memorandum first.

RESOLVED

WDC 2018/131

Deputy Mayor Melanie Tavendale / Cr Bill Kingan

That Council receives and notes the additional information contained in the memorandum "Roundabout Proposals and Selection Criteria" attached to the Recommendations from Committee report.

CARRIED

The Chair then declared the meeting adjourned at 10.18am.

He advised the public and media that the meeting would go straight into Public Excluded after the morning tea break until around 11.30am, and invited them to return at that time for the reconvening of the public session.

**Agenda Items were taken out of order from this point forward.
Discussion and resolutions from this point forward are recorded in the order
they were taken.**

The Chair reconvened the meeting at 10.45am, and signalled his intention to move the meeting into public excluded.

17. Resolution to Exclude the Public (Public Excluded Session 1)

RESOLVED

WDC 2018/132

Deputy Mayor Melanie Tavendale / Cr Craig Dawson

That the public be excluded from the following part of the

proceedings of this meeting, namely agenda items 18, 19 and 20.

The general subject of each matter to be considered while the public is excluded; the reasons 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 – Section 48(1) |
|--|---|
| Public Excluded: | |
| 18. Confirmation of Public Excluded Meeting Minutes – Council Meeting 26 June 2018 PE | To protect the privacy of natural persons. Section 48(1)(a) (The disclosure of the information would cause unnecessary personal embarrassment to the persons concerned.) |
| 19. Kurow Duntroon Irrigation Company Redevelopment Proposal PE | |
| 20. Appointment of Council's Trustee on the Oamaru Whitestone Civic Trust PE | To enable the Council to carry out commercial negotiations without prejudice or disadvantage. Section 48(1)(a) (Premature disclosure of the information would detrimentally affect the Council's position in the negotiations.) |

These resolutions are made in reliance on Section 48(1) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of the Act or Section 6 or Section 7 or Section 9 of the Official Information Act 1982, as the case may require, which would be prejudiced by holding of the whole or the relevant part of the proceedings of the meeting in public are as shown above (in brackets) with respect to each item.

CARRIED

Public Excluded Minutes apply

At 11.32am, the meeting reconvened in Public session.

Members of the public and the media returned to the meeting.

The Chair directed discussion back to Agenda Item 9, to the second motion from the Assets Committee Meeting of 18 July 2018.

9. Recommendations from Assets Committee Meeting – 18 July 2018

(Continued from first Public session at this meeting)

The Chair noted the earlier discussion on the second Committee motion in the first Public session of this meeting. He then proposed to move an amendment to that second motion in the Recommendations Report, by adding an additional point, namely:

[That Council] consults with Oamaru Whitestone Civic Trust and Heritage New Zealand on the installation of the [Wansbeck and Tyne Streets intersection] roundabout."

RESOLVED
WDC 2018/137

Mayor Gary Kircher / Cr Peter Garvan
That Council:

1. Approves the installation of a roundabout at the Wansbeck and Tyne Streets Intersection.
2. Consults with the Oamaru Whitestone Civic Trust and Heritage New Zealand on the installation of the Wansbeck and Tyne Streets roundabout.

CARRIED
Against: Cr Hugh Perkins

With regard to the second motion from the Committee meeting, Deputy Mayor Melanie Tavendale said she would like to move an amended motion, namely by adding a second point as follows: “[That Council] consults with neighbouring businesses prior to the installation of that roundabout.”

RESOLVED
WDC 2018/138

Deputy Mayor Melanie Tavendale / Cr Jim Hopkins
That Council:

1. Approves the installation of a roundabout at the Eden and Reed Streets intersection.
2. Consults with neighbouring businesses prior to the installation of that roundabout.

CARRIED

10. Recommendations from Heritage, Environment and Regulatory Committee Meeting – 18 July 2018

The recommendations report, as circulated, sought Council’s approval of a recommendation from the Heritage, Environment and Regulatory Committee Meeting held on 18 July 2018.

Building Consent Exemption – Pole Sheds

The report, as circulated to the Committee Meeting, sought to improve business process and reduce travel and inspection time by developing a standard process to assess Pole Shed applications.

Cr Jim Hopkins said he was happy to move an amended motion, namely: the addition of the words “from the requirement to be issued a building consent” after the words “pole sheds”.

Discussion on the amended motion:

It was noted that the exemption only related to pole sheds, and was specific to the Rural General Zone. It was suggested that the wording of the motion be amended further to reflect these specific conditions. This was agreed by the mover and seconder.

The Chair then put the motion to the meeting.

RESOLVED
WDC 2018/139

Cr Jim Hopkins / Cr Craig Dawson
That Council approves a general discretionary exemption for pole sheds in the Rural General Zone from the requirement to be issued a building consent, to commence from 1 September 2018.

CARRIED

11. Resolution to correct the Rates set for 2018 – 2019 Rating Year

The report, as circulated, sought Council’s approval to revoke part of the resolution to set the rates adopted at the Council meeting on 26 June 2018; and to replace that revoked part with corrected elements of the table setting out rate levy codes and amounts to be rated as provided in this report, by following the procedure outlined in section 23.6 of the Waitaki District Council Standing Orders 2017.

RESOLVED
WDC 2018/140

Deputy Mayor Melanie Tavendale / Mayor Gary Kircher
That Council:

1. Revokes a part of the resolution (WDC 2018/107) to set the rates adopted at the meeting on 26 June 2018 (as outlined below); and
2. Replaces the revoked parts of that original resolution with corrected elements of the table setting out rate levy codes and amounts to be rated as provided in the agenda report.

CARRIED

Pursuant to the resolution's point 1 above, the part of the original resolution to set the rates adopted at the meeting on 26 June 2018 that is covered by the revocation is identified as **highlighted** text in the first table below:

| Name of Rate | Summary Narrative (Must be read in conjunction with the Funding Impact Statement). | LGRA Ref | Rate Set (GST Inclusive) | Required Revenue (GST Inclusive) |
|-----------------------------------|--|-----------|--------------------------|----------------------------------|
| Ward Services Rates | A targeted rate be set at a uniform rate in the dollar, based on the capital value of each rating unit in each Ward. | s16(3)(b) | | |
| Ahuriri Ward Services Rate | | | \$0.0241 | \$396,290 |
| Corriedale Ward Services Rate | | | \$0.0108 | \$312,197 |
| Oamaru Ward Services Rate | | | \$0.0563 | \$1,067,360 |
| Waihemo Ward Services Rate | | | \$0.0559 | \$479,966 |
| Targeted Rates by Locality | Targeted rates be set at a uniform rate in the dollar, based on the capital value of each rating unit in the defined area. | s16(3)(b) | | |
| Oamaru Business Area Rate A | | | \$0.4302 | \$534,777 |
| Oamaru Business Area Rate B | | | \$0.2151 | \$102,292 |
| Oamaru Urban Area | | | \$0.0269 | \$399,864 |
| Township Amenity Rates | Targeted rates set at a uniform rate in the dollar, based on the land value of each rating unit in the defined area. | s16(3)(b) | | |
| Duntroon | | | \$0.0601 | \$1,725 |
| Hampden | | | \$0.2152 | \$34,500 |
| Herbert | | | \$0.0564 | \$1,725 |
| Kakanui | | | \$0.0121 | \$5,750 |
| Kurow | | | \$0.1409 | \$20,656 |
| Lake Ohau | | | \$0.0241 | \$3,819 |
| Maheno | | | \$0.0915 | \$1,725 |
| Moeraki | | | \$0.0222 | \$6,876 |
| Oamaru | | | \$0.1161 | \$539,651 |
| Omarama | | | \$0.0568 | \$20,973 |
| Otematata | | | \$0.1288 | \$63,841 |
| Palmerston | | | \$0.2602 | \$47,548 |
| Shag Point | | | \$0.0163 | \$1,725 |
| Weston | | | \$0.1140 | \$41,559 |

Replacement of a part of the original resolution following revocation

Pursuant to the resolution's point 2 above, the table below records the replacement of the highlighted text in table 1 following their revocation under point 1, with the corrected rate levy codes.

| Name of Rate | Summary Narrative (Must be read in conjunction with the Funding Impact Statement). | LGRA Ref | Rate Set (GST Inclusive) | Required Revenue (GST Inclusive) |
|-----------------------------------|--|-----------|--------------------------|----------------------------------|
| Ward Services Rates | A targeted rate be set at a uniform rate in the dollar, based on the capital value of each rating unit in each Ward. | s16(3)(b) | | |
| Ahuriri Ward Services Rate | | | \$0.0214 | \$396,290 |
| Corriedale Ward Services Rate | | | \$0.0098 | \$312,197 |
| Oamaru Ward Services Rate | | | \$0.0460 | \$1,067,360 |
| Waihemo Ward Services Rate | | | \$0.0486 | \$479,966 |
| Targeted Rates by Locality | Targeted rates be set at a uniform rate in the dollar, based on the capital value of each rating unit in the defined area. | s16(3)(b) | | |
| Oamaru Business Area Rate A | | | \$0.3609 | \$534,777 |
| Oamaru Business Area Rate B | | | \$0.1804 | \$102,292 |
| Oamaru Urban Area | | | \$0.0218 | \$399,864 |
| Township Amenity Rates | Targeted rates set at a uniform rate in the dollar, based on the land value of each rating unit in the defined area. | s16(3)(b) | | |
| Duntroon | | | \$0.0416 | \$1,725 |
| Hampden | | | \$0.1422 | \$34,500 |
| Herbert | | | \$0.0383 | \$1,725 |
| Kakanui | | | \$0.0113 | \$5,750 |
| Kurow | | | \$0.1196 | \$20,656 |
| Lake Ohau | | | \$0.0129 | \$3,819 |
| Maheno | | | \$0.0496 | \$1,725 |
| Moeraki | | | \$0.0270 | \$6,876 |
| Oamaru | | | \$0.0996 | \$539,651 |
| Omarama | | | \$0.0515 | \$20,973 |
| Otematata | | | \$0.1242 | \$63,841 |
| Palmerston | | | \$0.2073 | \$47,548 |
| Shag Point | | | \$0.0157 | \$1,725 |
| Weston | | | \$0.0972 | \$41,559 |

A full version of the Corrected Resolution to Set the Rates for the 2018/19 Rating Year is attached as Appendix 1 to these minutes.

12. Warrant of Appointment

RESOLVED
WDC 2018/141

Cr Jim Hopkins / Cr Hugh Perkins
That, subject to a successful Police Vetting clearance, Waitaki District Council resolves as follows:

Waitaki District Council hereby appoints **James Patrick Latimer** (employee of North Otago Security Limited) as:

- a) An ‘Enforcement Officer’ under Section 177 of the Local Government Act 2002 with authority to exercise the following powers:
 - i) Entry of private land or building other than a dwellinghouse (s171);
 - ii) Entry of land or building (including dwellinghouse, if accompanied by a constable) for enforcement purposes (s172);
 - iii) Entry of land or buildings in cases of emergency (s173); and
 - iv) Authority to act (s174).
- b) An ‘Enforcement Officer’ under Section 38 of the Resource Management Act 1991 with authority to exercise all the powers of an Enforcement Officer under the Resource Management Act 1991, and in particular the following powers:
 - i) Acquire Information (s22);
 - ii) Serve abatement notices (s322);
 - iii) Compliance with abatement notices (power to seize) (s323);
 - iv) Issue and effect of Excessive Noise Direction (s327); and
 - v) Compliance with an Excessive Noise Direction (s328).
- c) A ‘Dog Control Officer’ under Section 11 of the Dog Control Act 1996 with authority to exercise all the powers of a Dog Control Officer under the Dog Control Act 1996, and in particular the following powers:
 - i) Enter land or premises (except dwellinghouse) to inspect dog (s14);
 - ii) Seize and remove dog to provide food and shelter (s14);
 - iii) Request information about dog owner (s19);
 - iv) Request information about dog (s19);
 - v) Enter land, premises or dwellinghouse in relation to dog attack (s57);
 - vi) Seize or destroy dog in relation to dog attack (s57);
 - vii) Remove dog from land or premises in relation to barking dog (s55); and
 - viii) Issue infringement notices (s66).
- d) An ‘Enforcement Officer’ under Section 32 of the Freedom of Camping Act 2011 with all the powers of an Enforcement Officer under the Freedom of Camping Act 2011, and in particular the following powers:
 - i) Issue infringement notices for offences (s27);
 - ii) Require certain information (s35);
 - iii) Require certain persons to leave the area (S36); and
 - iv) Seize or impound certain property (s37).
- e) A ‘Litter Control Officer’ under Section 5 of the Litter Act 1979 with authority to exercise all the powers of a Litter Control Officer under the Litter Act 1979.

CARRIED

Deputy Mayor Melanie Tavendale left the meeting at 11.49am.

13. Waitaki District Urban Fire Prevention Bylaw – Revocation

The report, as circulated, sought Council's approval to revoke the Waitaki District Urban Fire Prevention Bylaw, which has been superseded with the introduction of the Fire and Emergency New Zealand Act 2017.

Cr Colin Wollstein left the meeting at 11.51am.

RESOLVED

WDC 2018/142

Cr Bill Kingan / Cr Jeremy Holding

That Council approves the revocation of the Waitaki District Urban Fire Prevention Bylaw and for that fact to be publicly notified.

CARRIED

Deputy Mayor Melanie Tavendale returned to the meeting at 11.52am.

14. Representation Review 2018

The report, as circulated, sought to recommend that Council's Initial Proposal for representation arrangements for the 2019 and 2022 elections be formally adopted and that the proposal be distributed for public consultation, in line with legislative requirements.

Cr Colin Wollstein returned to the meeting at 11.53am.

Group Manager Lisa Baillie introduced the report, and outlined the process that had been followed. She noted that the Community Boards agreed with Council's proposal on all but one point – they wanted to retain five elected members on each Community Board, whereas Council's proposal was to reduce that number to four.

Cr Hugh Perkins then said he would move an amended motion, namely: that item 3(b) referred to "five" elected members rather than "four".

Discussion on the motion:

A further change to the report's recommendation was suggested – that the word "extended" in the bracketed part of 1(c) be replaced with the word "amended". This was accepted by the mover and seconder of the Notice of Motion under discussion.

RESOLVED

WDC 2018/143

Cr Hugh Perkins / Cr Craig Dawson

That Council:

1. Adopts as its Initial Proposal for the Representation Review for the local election to be held in 2019, and subsequent elections until altered by a subsequent decision, the following:
 - (a) That the Council comprises 10 Councillors elected from four Wards, and the Mayor elected at large;
 - (b) That the Council retains the existing Ward names of Ahuriri, Corriedale, Oamaru and Waihemo;
 - (c) That the proposed boundary of the existing Ahuriri Ward be amended, and the proposed boundary of the Corriedale Ward be consequently reduced, to the boundary between the Otago and Canterbury Regional Councils that runs through the Waitaki District (a map showing the proposed amended Ward boundaries is attached as Appendix 3).
 - (d) That the boundaries of both the Oamaru Ward and the Waihemo Ward remain as they are.
 - (f) That the population each ward will represent will be as follows:

| General Wards | General Electoral Population | Number of councillors per ward | Population per councillor | Deviation from district average population per councillor | % deviation from district average population per councillor |
|---------------|------------------------------|--------------------------------|---------------------------|---|---|
| Ahuriri | 1,732 | 1 | 1,732 | -487 | -21.95 |
| Oamaru | 13,715 | 6 | 2,286 | 67 | 3.02 |
| Waihemo | 2,337 | 1 | 2,337 | 118 | 5.32 |
| Corriedale | 4,408 | 2 | 2,204 | -15 | -0.68 |
| Total | 22,192 | 10 | 2,219 | | |

2. Acknowledges that the proposed Ahuriri Ward percentage deviation of -21.95% is outside that permitted by section 19 V (2) of the Local Electoral Act 2001, and agrees to seek an exemption from the Local Government Commission on the basis that:

- (a) there is a community of interest between those in the Dunroon area and the balance of the Ahuriri Ward in that the links between them are stronger than other links;
- (b) altering the boundaries of the Ahuriri Ward further to make it compliant would limit effective representation of communities of interest by dividing a community of interest between wards;
- (c) the Ahuriri Ward comprises a number of isolated communities and consequently needs a separate councillor and community board to be effectively represented;
- (d) the extended area proposed for the Ahuriri Ward is included in the identified outstanding natural landscape area;
- (e) there is considerable growth in tourism and holiday home activity in a number of the key isolated communities within the Ahuriri Ward (eg Omarama, Otematata, Kurow and Ohau) that results in them having much larger population bases during the summer months, and in them having a unique identity within the Ahuriri Ward and the Waitaki district as a whole that needs separate representation for effective representation to be achieved.

3. Retains both the Ahuriri and the Waihemo Community Boards and;

- (a) that the name of the Boards be the Ahuriri Community Board and the Waihemo Community Board;
- (b) that the Ahuriri and Waihemo Community Boards comprise five elected members, each elected “at large” within their respective communities;
- (c) that the Ward Councillor elected to the Ahuriri and Waihemo Wards be appointed to the Ahuriri and Waihemo Community Boards respectively; and
- (d) that the proposed boundaries of the Ahuriri Community Board be extended to the boundary between the Otago and Canterbury Regional Councils that runs through the Waitaki District.

4. Gives public notice of the proposals contained in this resolution in accordance with the legislative requirements.

5. Hears submissions on this initial proposal within the required timeframes.

CARRIED

15. Outcomes from Cultural Facility Development Project Workshop – 18 April 2018

The report, as circulated, sought to identify next steps to achieve a short-term (three to five year) ‘Do Now’ upgrade of the cultural facilities pending a renewal of vision and strategy for the Cultural Facilities Development Project (CFDP) and other possible related projects.

Deputy Mayor Melanie Tavendale said she was happy to move the motion as stated in the report.

RESOLVED
WDC 2018/144

Deputy Mayor Melanie Tavendale / Cr Jan Wheeler
That Council:

1. Instructs officers to develop detailed analysis and costings for the range of components across the options for the Forrester Gallery, North Otago Museum and Waitaki District Archive (the ‘cultural facilities’) to enable a preferred option to be developed based on detailed data.
2. Approves any costs in preparing the reports to be funded from the Cultural Facility Development budget.
3. Reinstates existing service levels prior to Council’s decision CDFAC17/013 on 13 September 2017 which reduced the service levels of the Archive Reference Desk.
4. Releases a public position statement for stakeholders, in particular local community and funders, regarding the current status of the Cultural Facility Development Project (CFDP).

CARRIED
AGAINST: Cr Jim Hopkins

16. Class 4 Gambling Venues and TAB Venues Policies Review 2018

The report, as circulated, sought Council’s approval of draft documents and a process to consult with the community as part of a 2018 review of the Class 4 Gambling and TAB Venues Policies.

RESOLVED
WDC 2018/145

Cr Jim Hopkins / Cr Jan Wheeler
That Council:

1. Approves the Draft Class 4 Gambling Venues Policy (as attached to the agenda report) for consultation, to commence on 6 August 2018
2. Approves the Draft Totalisator Agency Board (TAB) Venues Policy (as attached to the agenda report) for consultation, to commence on 6 August 2018
3. Approves the Draft Class 4 Gambling and TAB Venue Policies 2018 Statement of Proposal document (as attached to the agenda report)
4. Approves the Public Consultation document (as attached to the agenda report)
5. Community Engagement Plan (as attached to the agenda report)
6. Decides whether submissions on the policies and consultation documents are to be heard by the Heritage, Environment and Regulatory Committee, or Council.

CARRIED

At 12.26pm, the Chair signalled his intention to move the meeting back into Public Excluded. Members of the public and media left the meeting.

17(b). Resolution to Exclude the Public

RESOLVED
WDC 2018/146

Cr Hugh Perkins / Deputy Mayor Melanie Tavendale
That the public be excluded from the following part of the proceedings of this meeting, namely agenda items 21, 22, 23, and 24.

The general subject of each matter to be considered while the public is excluded; the reasons 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 – Section 48(1) |
|---|---|
| Public Excluded: | |
| 21. Recommendation from Harbour Area Committee Meeting, 8 May 2018 PE | To protect the privacy of natural persons. Section 48(1)(a) |
| 22. Recommendation from Finance, Audit and Risk Committee Meeting, 10 July 2018 PE | (The disclosure of the information would cause unnecessary personal embarrassment to the persons concerned.) |
| 23. Recommendation from Assets Committee Meeting, 18 July 2018 PE | To enable the Council to carry out commercial negotiations without prejudice or disadvantage. Section 48(1)(a) |
| 24. Remuneration Authority Determination 2019 – Waitaki District Council Amendment PE | (Premature disclosure of the information would detrimentally affect the Council's position in the negotiations.) |

These resolutions are made in reliance on Section 48(1) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of the Act or Section 6 or Section 7 or Section 9 of the Official Information Act 1982, as the case may require, which would be prejudiced by holding of the whole or the relevant part of the proceedings of the meeting in public are as shown above (in brackets) with respect to each item.

CARRIED

Public Excluded Minutes apply

25. Resolution to Return to the Public Meeting

RESOLVED
WDC 2018/154

Cr Colin Wollstein / Cr Jeremy Holding
That Council resumes in open meeting and decisions made in public excluded session are confirmed and made public as and when required and considered.

CARRIED

26. Release of Previously Public Excluded Information

In accordance with Clause 17.5 of the Waitaki District Council Standing Orders 2016 to 2019, and with Resolution WDC 2018/153 of this meeting, Council agreed to release in the public minutes of this 31 July 2018 Council Meeting the following previously public excluded information:

18. Confirmation of Public Excluded Meeting Minutes PE

RESOLVED
WDC 2018/134

Cr Jim Hopkins / Cr Craig Dawson
That Council confirms public excluded minutes of the 26 June 2018 Council meeting, as circulated, as a true and correct record.

CARRIED

21. Recommendations from Harbour Area Committee Meeting – 8 May 2018 PE

1. Harbour Proposals PE

RESOLVED

WDC 2018/147

Deputy Mayor Melanie Tavendale / Cr Craig Dawson
That Council places the sale and development of Site 1 located on the Esplanade on hold until a workshop of full Council has been held.

CARRIED

24. Remuneration Authority Determination 2018 – Update PE

RESOLVED

WDC 2018/152

Cr Craig Dawson / Cr Hugh Perkins

That Council:

1. Adopts the revised Remuneration Authority Determination categories and remunerations as stated in the attachment to this report which took effect from 1 July 2017; and
2. Instructs Officers to submit the revised document to the Remuneration Authority, with a request that the Remuneration Authority use the document to recalculate its Remuneration Authority Determination 2019 for the Waitaki District Council and then issue an amendment to the 2019 Determination for Waitaki District Council that was published on 26 July 2018; and
3. Instructs Officers to take the necessary payroll action to correct payments to Councillors that were made during the FY 2017-2018 remuneration period as a result of the Committee restructure which took effect from 6 December 2017, so that they align with the categories and remuneration amounts stated in the revised document.

CARRIED

There being no further business, the Chair declared the meeting closed at 1.22pm.

CONFIRMED at the Council Meeting held on the 11th day of September 2018 in the Council Chamber, Third Floor, Office of the Waitaki District Council, 20 Thames Street, Oamaru.

Chairperson

Appendix 1 – Corrected Resolution to Set the Rates for the 2018/19 Rating Year

The Resolution to Set the Rates for the 2018/19 Rating Year was originally resolved at the 26 June 2018 Waitaki District Council Meeting, pursuant to Resolution WDC 2018/107.

Parts of that original resolution were revoked and replaced pursuant to a second Resolution WDC 2018/140 at the subsequent Waitaki District Council Meeting on 31 July 2017.

Copied below is the full corrected version of the rates as set for the 2018/19 rating year following the revocation and replacement of corrected levy rate codes.

RESOLVED
WDC 2018/107

Cr Jim Hopkins / Deputy Mayor Melanie Tavendale
That Council agrees to set the rates and due dates for payments, and authorise the penalty regime for the 2018/19 year commencing 1 July 2018 and ending 30 June 2019, in accordance with the information contained in the 2018/19 Annual Plan (year 1 of the 2018-28 Long Term Plan) as set out below. All amounts are GST inclusive and the rates in the dollar are shown per \$100 of value.

and

RESOLVED
WDC 2018/140

Deputy Mayor Melanie Tavendale / Mayor Gary Kircher
That Council:
3. Revokes a part of the resolution (WDC 2018/107) to set the rates adopted at the meeting on 26 June 2018 (as outlined below); and
4. Replaces the revoked parts of that original resolution with corrected elements of the table setting out rate levy codes and amounts to be rated as provided in the agenda report.

CARRIED

| Name of Rate | Summary Narrative (Must be read in conjunction with the Funding Impact Statement). | LGRA Ref | Rate Set (GST Inclusive) | Required Revenue (GST Inclusive) |
|--------------------------------------|---|-----------|--------------------------|----------------------------------|
| General Rate | A uniform rate in the dollar rate based on the land value of each rating unit in the District. | s13(2)(a) | \$0.0565 | \$2,387,653 |
| Uniform Annual General Charge | Charged on each Separately Used or Inhabited Part (SUIP) of a rating unit in the District. | s15(1)(b) | \$414.00 | \$5,534,070 |
| District Services Rate | A targeted rate be set at a uniform rate in the dollar, based on the capital value of each rating unit in the District. | s16(3)(a) | \$0.0300 | \$2,465,119 |
| Ward Services Charges | Charged on each Separately Used or Inhabited Part (SUIP) of a rating unit in the District differentiated by Ward. | s16(3)(b) | | |
| Ahuriri Ward Services Charge | | | \$118.00 | \$191,290 |
| Corriedale Ward Services Charge | | | \$326.00 | \$903,768 |
| Oamaru Ward Services Charge | | | \$526.00 | \$3,688,604 |
| Waihemo Ward Services Charge | | | \$118.00 | \$232,338 |
| Ward Services Rates | A targeted rate be set at a uniform rate in the dollar, based on the capital value of each rating unit in each Ward. | s16(3)(b) | | |

| | | | |
|-----------------------------------|--|-----------|-------------|
| Ahuriri Ward Services Rate | | \$0.0214 | \$396,290 |
| Corriedale Ward Services Rate | | \$0.0098 | \$312,197 |
| Oamaru Ward Services Rate | | \$0.0460 | \$1,067,360 |
| Waihemo Ward Services Rate | | \$0.0486 | \$479,966 |
| Community Board Rates | A targeted rate be set at a uniform rate in the dollar, based on the land value of each rating unit in each Ward. | s16(3)(b) | |
| Ahuriri Community Board Rate | | \$0.0072 | \$40,996 |
| Waihemo Community Board Rate | | \$0.0240 | \$129,369 |
| Targeted Rates by Locality | Targeted rates be set at a uniform rate in the dollar, based on the capital value of each rating unit in the defined area. | s16(3)(b) | |
| Oamaru Business Area Rate A | | \$0.3609 | \$534,777 |
| Oamaru Business Area Rate B | | \$0.1804 | \$102,292 |
| Oamaru Urban Area | | \$0.0218 | \$399,864 |
| Township Amenity Rates | Targeted rates set at a uniform rate in the dollar, based on the land value of each rating unit in the defined area. | s16(3)(b) | |
| Duntroon | | \$0.0416 | \$1,725 |
| Hampden | | \$0.1422 | \$34,500 |
| Herbert | | \$0.0383 | \$1,725 |
| Kakanui | | \$0.0113 | \$5,750 |
| Kurow | | \$0.1196 | \$20,656 |
| Lake Ohau | | \$0.0129 | \$3,819 |
| Maheno | | \$0.0496 | \$1,725 |
| Moeraki | | \$0.0270 | \$6,876 |
| Oamaru | | \$0.0996 | \$539,651 |
| Omarama | | \$0.0515 | \$20,973 |
| Otematata | | \$0.1242 | \$63,841 |
| Palmerston | | \$0.2073 | \$47,548 |
| Shag Point | | \$0.0157 | \$1,725 |
| Weston | | \$0.0972 | \$41,559 |
| Roading Rate | A differentiated targeted rate based on the capital value of each rating unit in the District. | s16(3)(a) | |
| Electrical Generation | | \$0.0609 | \$467,297 |
| Mineral Extraction | | \$2.7039 | \$386,797 |
| Forestry | | \$0.3601 | \$131,100 |
| General | | \$0.0906 | \$6,750,737 |
| Public Hall Rates | Charged on each Separately Used or Inhabited Part (SUIP) of a rating unit in the defined areas. | s16(3)(b) | |
| Airedale Public Hall Rate | | \$20.00 | \$560 |
| Ardgowan Public Hall Rate | | \$20.00 | \$2,520 |
| Awamoko Public Hall Rate | | \$30.00 | \$2,460 |

| | | |
|---------------------------------|---------|----------|
| Dunback Public Hall Rate | \$30.00 | \$3,930 |
| Duntroon Public Hall Rate | \$20.00 | \$2,880 |
| Enfield Public Hall Rate | \$20.00 | \$2,700 |
| Five Forks Public Hall Rate | \$20.00 | \$1,460 |
| Hampden Public Hall Rate | \$30.00 | \$8,310 |
| Kakanui Public Hall Rate | \$20.00 | \$7,360 |
| Kurow Public Hall Rate | \$50.00 | \$15,300 |
| Lower Waitaki Public Hall Rate | \$60.00 | \$11,100 |
| Macraes Public Hall Rate | \$60.00 | \$3,180 |
| Maheno Public Hall Rate | \$30.00 | \$5,580 |
| Moeraki Public Hall Rate | \$40.00 | \$8,680 |
| Ngapara Public Hall Rate | \$20.00 | \$1,640 |
| Omarama Public Hall Rate | \$50.00 | \$17,150 |
| Otekaike Public Hall Rate | \$20.00 | \$1,040 |
| Otematata Public Hall Rate | \$40.00 | \$19,320 |
| Otepopo Public Hall Rate | \$20.00 | \$3,460 |
| Palmerston Public Hall Rate | \$30.00 | \$20,580 |
| Pukeuri Public Hall Rate | \$20.00 | \$2,000 |
| Tokarahi Public Hall Rate | \$30.00 | \$3,180 |
| Totara Public Hall Rate | \$40.00 | \$8,720 |
| Waianakarua Public Hall Rate | \$30.00 | \$1,770 |
| Waitaki Bridge Public Hall Rate | \$20.00 | \$3,000 |
| Weston Public Hall Rate | \$40.00 | \$21,800 |
| Windsor Public Hall Rate | \$30.00 | \$1,920 |

| | | |
|---|--|-------------|
| Sewerage Rates and Charges | Targeted rates based on a fixed amount per water closet. Some targeted rates will be differentiated. | s16(3)(b) |
| Oamaru | \$156.00 | \$1,218,101 |
| Duntroon | \$84.00 | \$840 |
| Kakanui | \$156.00 | \$50,008 |
| Kurow | \$190.00 | \$55,290 |
| Lake Ohau Village | \$240.00 | \$14,874 |
| Lake Ohau Village - connection availability | \$120.00 | \$7,917 |
| Moeraki | \$719.00 | \$130,072 |
| Moeraki - connection availability | \$359.00 | \$17,606 |
| Omarama | \$274.00 | \$142,945 |
| Otematata | \$231.00 | \$123,584 |
| Palmerston | \$327.00 | \$198,020 |

| | | |
|---|--|-------------|
| Water Rates - Urban | Targeted rates based on a fixed amount per rating unit or nature of connections. Some targeted rates will be differentiated. | s16(3)(b) |
| Oamaru Water - Supply | \$190.00 | \$1,246,059 |
| Oamaru Water - Reticulation | \$186.00 | \$1,149,367 |
| Kurow | \$497.00 | \$144,414 |
| Lake Ohau Village | \$245.00 | \$16,692 |
| Lake Ohau Village - connection availability | \$123.00 | \$7,732 |
| Omarama | \$522.00 | \$162,904 |

| | | |
|---------------------------------|----------|-----------|
| Otematata | \$393.00 | \$204,138 |
| Palmerston Zone - Waihemo Water | \$698.00 | \$367,289 |

| Rural Water | Uniform targeted rates based on the type of connection. | s16(3)(b) | |
|---|---|-----------|-----------|
| Awamoko | | \$449.00 | \$113,653 |
| Bushy Creek | | \$129.00 | \$12,681 |
| Dunback Zone – Waihemo Water | | \$698.00 | \$141,763 |
| Duntroon | | \$466.00 | \$37,996 |
| Enfield Zone – Oamaru Water | | \$472.00 | \$126,334 |
| Goodwood Zone – Waihemo Water | | \$698.00 | \$163,074 |
| Hampden/Moeraki zone – Oamaru Water – domestic supply | | \$377.00 | \$185,341 |
| Hampden/Moeraki zone – Oamaru Water – rural supply | | \$472.00 | \$57,548 |
| Herbert/Waianakarua zone – Oamaru Water | | \$472.00 | \$279,899 |
| Kakanui Zone Oamaru Water – ordinary supply | | \$472.00 | \$198,696 |
| Kakanui Zone Oamaru Water – crib unit supply | | \$377.00 | \$18,100 |
| Kauru Hill | | \$392.00 | \$72,332 |
| Lower Waitaki | | \$483.00 | \$200,363 |
| Stoneburn | | \$280.00 | \$92,212 |
| Tokarahi | | \$370.00 | \$256,322 |
| Weston Zone – Oamaru Water | | \$472.00 | \$460,941 |
| Windsor | | \$346.00 | \$63,734 |

| Metered Water Rates | Targeted rates per cubic metre, based on the volume of water supplied. | s19(2)(a) | |
|--|--|-----------|--|
| Oamaru Water – All zones – metered supply | | \$0.98 | |
| Kurow – metered supply | | \$0.47 | |
| Omarama – metered supply | | \$0.87 | |
| Otematata – metered supply | | \$0.47 | |
| Waihemo Water – All Zones – metered supply | | \$0.98 | |

| Construction Loan Rates | See full description in the Funding Impact Statement. | | |
|---|---|----------|-----------|
| Moeraki Reticulation Construction Loan Rate | | \$314.00 | \$32,345 |
| Moeraki Treatment Construction Loan Rate | | \$201.00 | \$19,336 |
| Oamaru Water Treatment Loan Rate (excludes businesses with water meters) | | \$96.00 | \$538,542 |
| Omarama Upgrade Loan rate | | \$95.00 | \$14,985 |

Instalments

Rates will be collected by four equal quarterly instalments due on the following dates or the first working day after this date. Payments will be applied to the oldest debt first.

| Instalment Number | Due Date |
|-------------------|------------------|
| One | 25 August 2018 |
| Two | 25 November 2018 |
| Three | 25 February 2019 |
| Four | 25 May 2019 |

Penalty Regime

As authorised under section 58(1)(a) the Local Government (Rating) Act 2002, an additional charge of 10% of any amount of an instalment that remains unpaid after the due date for that instalment will be added on or after the 25 August 2018, 25 November 2018, 25 February 2019 and 25 May 2019 respectively for each instalment.

As authorised under section 58(1)(b) the Local Government (Rating) Act 2002, a further additional charge of 10% of any amount of rates that remain unpaid from previous financial years will be added on 3 July 2018. In addition, as authorised under section 58(1)(c) the Local Government (Rating) Act 2002, a further charge of 10% on any amount of rates that remain unpaid from previous financial years will be added on 3 January 2019.

Delegations

Council confirms that all matters that can be delegated under section 132 of the Local Government (Rating) Act 2002 are delegated to the Chief Executive, Finance and Corporate Development Group Manager, and Rates Supervisor.

(End of Resolution)

CARRIED