



Minutes

of the

Thames-Coromandel District Council

Ordinary Meeting

Date 26 February 2014
Venue Council Chamber
515 Mackay Street
Thames

Present

GF Leach JP (Mayor)

HD Bartley
DR Connors
PL French
MK McLean JP

PA Brijevich
LA Fox
SA Goudie
JT Wells

In Attendance

Name

Community Board Chairs

Paul Kelly JP (Mercury Bay Community Board)
Bob Renton (Tairua-Pauanui Community Board)
Strat Peters (Thames Community Board)
Keith Johnston (Whangamata Community Board)

Staff

David Hammond (Chief Executive)
Ariana Wickliffe (Senior Committee Advisor)
Laurna White (Communications Manager)
Sam Napia (Group Manager Governance,
Planning Strategy)
Marion Smith (Regulatory Manager)
Katina Conomos (Strategic Planning Manager)
Elizabeth Brand (Governance Manager)

Item(s)

All Items
All Items
All Items

All Items
All Items
All Items
7.1, 7.2, 7.3

Sam Marshall (Area Manager, Mercury Bay)	10.2, 10.3
Ross Ashby (Strategic Policy Planner/Analyst)	2.1
Christine Tye (Strategic Policy Planner/Analyst)	2.3
Steve Baker (Chief Financial Officer)	6.1

Meeting Commenced 9:00 am

Adjournments and Absences

Adjournment	Start	Finish	Reason
His Worship	10:40	10:25	Morning Tea
His Worship	12:50	13:25	Lunch

Absences	Start	Finish	Item
Board Chair Johnston	10:22	10:25	2.3
Councillor Brljevich	11:02	11:04	7.1, 7.3
Councillor Goudie	11:02	11:04	7.1, 7.3
Councillor French	11:04	11:12	8.1
Councillor Goudie	12:18	12:20	Part 6.1
Board Chair Peter	12:18	12:21	Part 6.1
Councillor Wells	12:28	12:30	Part 6.1
Councillor Wells	14.10	14.12	Part 10.2

Table of Contents

Item Business	Page No.
1 Meeting Conduct	4
1.1 Apologies	4
1.2 Public Forum	4
1.3 Items not on the Agenda	4
1.4 Conflict of Interest	5
1.5 18 December 2013 Council Minutes & 5 December 2013 Council Workshop	
Notes for Confirmation	5
MAYORAL FORUM ROADING WORKING PARTY PRESENTATION	5
2 Planning and Strategic Relationships	6
2.1 Draft 2014-2015 Annual Plan Summary	6
2.2 Miscellaneous Rates Remission Policy	7
2.3 Local Approved Products Policy Update	7
2.4 District Social Development Contracts Update	8
2.5 Infrastructure Committee - Terms of Reference	8
2.6 Disaster Reserve	9
2.7 Rates Remission for Emergency Services and Lease Policy Amendment	9
3 Community Governance	10
4 Regulatory	10
5 Infrastructure	10
6 Finance	10
6.1 31 December 2013 - Financial Results for the Period Ended	10
7 Support Activities	10
7.1 December 2013 - Council Action Schedule	10
7.2 2016 Representation Review	11
7.3 2014 Community Service Awards	12
8 Chief Executive	12
8.1 December 2013 and January 2014 - Chief Executive Report	12
8.2 Defer Report from 26 February 2014 to 12 March 2014 re: Furey's Creek/Coromandel Harbour Facilities Strategy Project	13
9 Members' Reports	13
9.1 Members' Reports	13
10 Public Excluded	14
10.1 Public Excluded Thames-Coromandel District Council Minutes for Confirmation CONFIDENTIAL	15
10.2 Property for Disposal	15
10.3 LATE ITEM - Possible Land Transfer	15

1 Meeting Conduct

1.1 Apologies

Resolved

That the Thames-Coromandel District Council:

1. Receives the apology for Councillor Bartley for lateness.
2. Receives the apology for Community Board Chair Walker.

Moved/Seconded By: Wells/Fox

1.2 Public Forum

A period of up to 30 minutes is set aside for the public to raise matters falling within the terms of reference of the meeting. Each speaker may speak for three minutes but time extensions may be allowed on a vote of not less than 75% of members present at the meeting. Questions from members for information or clarification may be permitted by the Chairperson (Standing Orders Appendix F).

Resolved

That the Thames-Coromandel District Council:

1. Receives no speakers in public forum.

Moved/Seconded By: McLean/Goudie

1.3 Items not on the Agenda

Resolved

That:

1. The following matter(s) requiring urgent attention be added to the agenda.

Item	Description
10-3	Late Item – Possible Land Purchase

Reason Not on the Agenda

The report was not available at the time of the Order Paper close date.

Reason Cannot be Delayed

The Item needs to be considered within a timeframe, before the next meeting of Council 9 April 2014.

Moved/Seconded By: Bartley/Leach

1.4 Conflict of Interest

The Chairperson invited notice from members of:

1. Any interests that may create a conflict with their role as an elected member relating to the minutes item(s) for the meeting; and
2. Any interests in items in which they have a direct or indirect pecuniary interest as provided for in the Local Authorities (Members' Interests) Act 1968.

The following interests were declared:

Councillor Goudie advised that she will not be attending the Workshop following Council Meeting. The Council Workshop will address the District Plan content to which Councillor Goudie is appointed as a commissioner on the District Plan Panel.

Moved/Seconded By: McLean/Fox

1.5 18 December 2013 Council Minutes & 5 December 2013 Council Workshop Notes for Confirmation

Minutes of the Thames-Coromandel District Council meetings were presented for confirmation.

Key Discussion Points

- Minor grammar detail in the Public Forum 1.2.5 should read "Tom voiced his concerns about the effect this proposal will have on Furey's Creek"
- A correction to the heading 2.3 to reflect Appointment of External Economic Development Committee Members.
- A correction was requested to item 2.1 Thames Accessibility Audit Report Resolution point 3. The item should read "Confirms that the Thames Accessibility Audit Report be used to inform forward work programmes of the following the consideration of the Thames Community Board".

Resolved

That the Thames-Coromandel District Council:

1. Confirms the following Minutes:
Thames-Coromandel District Council Minutes - 18 December 2013 with the corrections as noted.
2. Receives the following Notes:
Thames-Coromandel District Council Workshop Notes - 5 December 2013.

Moved/Seconded By: French/Brljevich

MAYORAL FORUM ROADING WORKING PARTY PRESENTATION

Mayor Brian Hanna and James Bevan, as part of the Mayoral Forum Roothing Working Party, presented to Council the proposed collaboration for road maintenance.

Key Discussion Points

- Presented the Waikato Road Asset Technical Alliance - Improving road asset delivery through collaboration.
- Discussed changes in New Zealand Transport Agency (NZTA) and government road funding needing a regional response.
- To be funded by transferring funds currently paid by Councils to consultants for these activities, to the Centre of Excellence instead.
- Providing high level of asset planning support and services to Waikato Rooding Managers.
- To enable smarter investment decisions.
- Outlined that core services will be delivered locally:
 - Management planning
 - Capital Improvements
 - Customer relations
 - Policy and strategy.

2 Planning and Strategic Relationships

2.1 Draft 2014-2015 Annual Plan Summary

Staff presented the Draft 2014/2015 Annual Plan and summary document for endorsement by the Council as the basis for a public consultation process. The public consultation is planned to open on Thursday 6 March 2014.

Key Discussion Points

- Staff tabled changes to Draft 2014/2015 Annual and Summary Document.
- Staff briefly discussed the Annual Plan Summary and highlighted the following statements of proposal:
 - Focus on Economic Development drive with the three anchor projects and Economic Strategic Plan.
 - Information provided to the community of the proposed funding to deliver the projects, including the use of reserves and non-funding the Disaster recovery fund in 2014/2015.
 - Ohuka Park, consideration is given to connecting Ohuka Park to Council's water supply system. Separate consultation will be utilised to ascertain full understanding of the implications.
- Council commended staff for the production of the draft Annual Plan.
- Council acknowledged the achievement of the plan and identified the values of empathy, compassion and fairness to the Community were being implemented.
- Council instructed the dredging work description provided in the Harbour facilities section requires more work. The dredging work relates to Furey's Creek boat ramp upgrades to enable greater use of this facility and not the Coromandel Harbour Facilities Project. This should be captured to give the assurance to the community.
- In addition staff suggested that Council discuss the level of deficit (\$3.6m) made up of reserves, and agree the use of these reserves in addition to increased rate requirement was a prudent approach this year.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.
2. Accepts the additional changes and amendments that were tabled at the meeting.
3. Considers that the projected Deficit for the draft Annual Plan for 2014/15 is financially

prudent for the following reasons:

- By choosing not to fund portion of depreciation on ES3 wastewater schemes on the east coast.
 - \$2.25 million loan funding for Coromandel Great Walks and Hauraki Rail Trail.
 - We receive a subsidy from NZTA towards our Transport infrastructure accordingly, we have elected not to pass on the full depreciation charge to the ratepayer by a portion equivalent to this subsidy.
 - Prudent use of retained earnings.
 - Forecast surpluses for future years set out in the 2012 Ten Year Plan.
4. Endorses the draft 2014/2015 Annual Plan for release as the basis for a public consultation process in accordance with sections 83 and 84 of the Local Government Act 2002.
 5. Endorses the Summary document for release as the basis for a public consultation process in accordance with sections 83 and 84 of the Local Government Act 2002.
 6. Approves that the draft 2014/2015 Annual Plan and Summary document be publicly notified for consultation.
 7. Approves that the draft 2014/2015 Annual Plan submission period closes 4:00pm Thursday 4 April 2014.

Moved/Seconded By: French/Wells

2.2 Miscellaneous Rates Remission Policy

Staff presented a report to consider a Miscellaneous Rates Remission Policy for inclusion in the draft 2014/2015 Annual Plan.

Key Discussion Points

- Staff expressed it would be desirable to include the consideration of the Miscellaneous Rates Remission Policy as part of Annual Plan Proposal process, as special consultative procedure is required.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.
2. Endorse the draft Miscellaneous Rates Remission Policy for inclusion in the draft 2014/2015 Annual Plan for consideration by the community.

Moved/Seconded By: Fox/Connors

2.3 Local Approved Products Policy Update

Staff updated the Council regarding the opportunity to develop a Local Approved Products Policy (LAPP) under the Psychoactive Substances Act 2013, and seek Council direction on whether to develop a LAPP.

Key Discussion Points

- Staff outlined that there is now greater clarity and assurance from the Psychoactive Substances Regulatory Authority regarding how a LAPP will be incorporated into the decision making for licence applications, and timeframes for regulations.

- Council queried whether the opportunity exists to develop a joint policy with Hauraki District Council.
- Staff propose a workshop to discuss policy options and potential implications.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.
2. Resolves to develop a Local Approved Products Policy and investigate the development of a joint policy with Hauraki District Council if possible.
3. Notes that the second half of 2014 is a preferred time to develop this policy.
4. Delegates decision-making regarding the Local Approved Products Policy to the Judicial Committee.

Moved/Seconded By: McLean/Connors

2.4 District Social Development Contracts Update

Staff provided Council with an update regarding the District Social Development contracts: Community Waikato; Life Education Trust and Sport Waikato, and sought an extension of one-year to the Life Education Trust contract.

Key Discussion Points

- Council noted the effort of staff in developing a simplified reporting template, and have received positive feedback from the organisations.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.
2. Agrees to an extension of the current contract with Life Education Trust, of one year, at the current funding level plus CPI.

Moved/Seconded By: Connors/French

2.5 Infrastructure Committee - Terms of Reference

Council considered an amendment to the Infrastructure Committee Terms of Reference.

Key Discussion Points

- The Terms of Reference did not delegate provision for the committee to review, carrying out, consult or make recommendations to Council and the Chief Executive in regarding codes of practice and practice notes.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.
2. Approves the amendments to the Terms of Reference for the Infrastructure Committee.

Moved/Seconded By: Brljevich/Fox

2.6 Disaster Reserve

Staff presented a report to Council to consider not rating for the Disaster Reserve in the 2014/2015 year.

Key Discussion Points

- Staff outlined that traditionally the Disaster Reserve is rated annually.
- Staff propose Council not rate for the Disaster Reserve as an option for reducing expenditure in 2014/2015 year.
- Staff advised Council currently there is limited guidance in this policy and consider there is an opportunity to review this in more detail.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.
2. As a means of reducing the rating impact, proposes not to rate for the Disaster Reserve in 2014/2015 on the basis of the current balance of the Reserve and that appropriate disclosure of this proposal be included in the draft 2014/2015 Annual Plan.
3. Requests staff to review the Disaster Reserve Policy with a view to setting a cap on the Reserve.

Moved/Seconded By: Connors/Leach

2.7 Rates Remission for Emergency Services and Lease Policy Amendment

Council considered a draft Rates Remission Policy for Emergency Services and an amendment to the Lease Policy for inclusion in Council's draft 2014/2015 Annual Plan.

Key Discussion Points

- The quantum of rates remission had not been presented to Council until now and it was agreed that further work is required to define Emergency Services.
- Council advised staff this should be referred to the Policy Committee.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.
2. Removes the draft Rates Remission Policy and Lease Policy Amendment for emergency service organisations from the draft Annual Plan and refers this matter back to the Policy Committee for further work.

Moved/Seconded By: Leach/Brljevich

3 Community Governance

No items received.

4 Regulatory

No items received.

5 Infrastructure

No items received.

6 Finance

6.1 31 December 2013 - Financial Results for the Period Ended

Staff provided Council with cumulative financial information for the year-to-date to enable it to monitor the financial performance of the organisation.

Key Discussion Points

- Staff took the opportunity to present information regarding deficit in the draft 2014-2015 Annual Plan.
Deficit is around 3.6 million, in the draft Annual Plan 2014/2015.
 - \$2 million anchor projects plus economic development expenditure from the Economic Strategic Plan 2013.
 - \$1 million NZTA portion roading depreciation
 - \$1 million Wastewater Plant funding from developer to ratepayer.
- Staff felt it was important to show Council that the projected deficit will be financially prudent.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.

Moved/Seconded By: Leach/Fox

7 Support Activities

7.1 December 2013 - Council Action Schedule

Council was provided with an update on the Council Action Schedules.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.

Moved/Seconded By: French/McLean

7.2 2016 Representation Review

Staff sought Council's approval for a process to review the representation arrangements for the 2016 local authority elections.

Key Discussion Points

- Staff outlined the process of the representation review. This would include three key reviews to be arranged.
 - Electoral System - two choices; first past the post (FPP) or single transferable voting (STV). A decision from Council is required by 12 September 2014. Public notice is mandatory by 19 September 2014. Currently under FPP, Council can decide to remain with the status quo.
 - Maori Representation - A decision from Council is required by 23 November 2014. Informal discussion was suggested with Iwi representation to gauge their views. Public notice is required only if Maori representation is decided to be adopted by 30 November 2014.
 - Representation arrangements review (compulsory). Council can hold Community workshops to ascertain if current arrangements are favourable amongst the community. Staff explained status quo can be applied, minor alterations between wards, or alternatively undertake a fresh review of the area. Initial proposal cannot be earlier than 1 March 2015. The timeframe is between this date and 20 December 2015 for the special consultative process.
- Council nominated Community Board Chair Paul Kelly to be appointed onto the 2016 Representation Review Project.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.
2. Approves the "Project Plan; 2016 Representation Review Project" which provides that:
 - The Policy Committee will undertake a review of representation arrangements for the 2016 local authority elections in accordance with the approved "Project Plan 2016 Representation Review Project".
 - Community Board member Paul Kelly is appointed onto the 2016 Representation Review Project.
 - Council will consider and determine submissions to the review of representation arrangements.

Moved/Seconded By: Leach/Fox

7.3 2014 Community Service Awards

Staff sought Councils approval of the proposed programme for the 2014 Community Service Awards, the draft Terms of Reference for the 2014 Community Service Awards Special Committee and the appointment of members to that committee.

Key Discussion Points

- Council nominate Deputy Mayor French as representative, Councillor Bartley, and Councillor Connors to be appointed to the Community Service Awards Special Committee.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.
2. Approves the Terms of Reference for the 2014 Community Service Awards Special Committee.
3. Appoints the 2014 Community Service Awards Special Committee;
 - 3.1 Deputy Mayor French
 - 3.2 Councillor Bartley and Councillor Connors.
4. Approves the following timeframes:
 - 4.1 Advertise for 2014 Community Service Awards by Friday 7 March 2014;
 - 4.2 Close nominations after six weeks at 4.00 pm on Friday 18 April 2014;
 - 4.3 Special Committee consider nominations on 23 April 2014;
 - 4.4 Council consider recommendations and confirm awards on 21 May 2014;
 - 4.5 Recipients receive their award at the Council meeting on 25 June 2014.

Moved/Seconded By: Leach/Brljevich

8 Chief Executive

8.1 December 2013 and January 2014 - Chief Executive Report

The Chief Executive presented his reports to update Council on the progress of the current Council work programme.

Key Discussion Points

- A possible District Plan submission will be discussed in the workshop following this meeting.
- The Coromandel Great Walks Project continues with further scoping and investigation between Narnia Blowhole, near Hahei, heading north to the Purangi Estuary through Cooks Beach and onto Whitianga.
- The Coromandel Harbour Strategy is being further refined. A report will be made available at the 12 March Council meeting.
- Hauraki Rail Trail - success of the application still unknown.
- Major Events:
 - Rally New Zealand planning an event in Coromandel as part of the New Zealand circuit.

- Thames Mind Sports Festival 2014 to be held 28 February to 2 March, street party held in Grahamstown with various live entertainment.
- Mangrove seedling management, Council commented that expert advice has already been approached to determine the environmental effects of mangrove seedling removal. Staff instructed to investigate previous advice.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.

Moved/Seconded By: Leach/Fox

8.2 Defer Report from 26 February 2014 to 12 March 2014 re: Furey's Creek/Coromandel Harbour Facilities Strategy Project

Staff advised Council the deferral of the Coromandel Harbour Facilities Strategy Project report that was to be delivered to 26 February 2014 Council meeting.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.
2. Approves the deferral of the report presentation from the 26 February 2014 to the 12 March 2014 Council Meeting.

Moved/Seconded By: Connors/Goudie

9 Members' Reports

9.1 Members' Reports

The Chairperson invites members to provide a brief verbal report on activities undertaken and meetings attended in the period since the last meeting.

Deputy Mayor French

Attendances at meeting and events tabled as **Attachment A**.

- Letter of congratulations to be sent to Alan Livingston for his award at the Regional Sport Awards.

His Worship

- Coastal erosion - Mayor Leach outlined the Cook's Beach area is hazardous and would like to lift the profile to Coastal Erosion. Greater emphasis is required to address the environmental factors in the future.
- Attended a meeting with Councillors McLean and Fox, in regards to the possibility of developing a medical facility in Mercury Bay.

Councillor Connors - advised the implementation of the Youth Strategy has begun.

Councillor Wells, Councillor Bartley, and Board Chair Johnston - received information about Whangamata three islands and prohibited signs having been installed. Elected members will communicate with staff and other parties to investigate the installation.

Councillor Goudie - pleased to have work assigned through to the Policy Committee.

Board Chair Peters - explained that the sporting facilities project is underway, fortunate to be involved with the Mind Sports event happening this Friday.

Board Chair Renton - drew attention to rubbish collection being intermittent in the Pauanui area. Communications Manager Laurina White to investigate.

Recommendations

That the Thames-Coromandel District Council:

1. Receives the Members' Reports.

10 Public Excluded

Resolution to Exclude the Public

Section 48, Local Government Official Information and Meetings Act 1987.

Recommendations

That the public:

1. Be excluded from the following parts of the proceedings of this meeting namely:

Item	Business
10.1	Public Excluded Minutes
10.2	Property for Disposal
10.3	LATE ITEM - Possible Land Purchase

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	Ground(s) Under Section 48(1) for the Passing of the Resolution
Public Excluded Thames-Coromandel District Council Minutes for Confirmation	7(2)(a) – Protect the privacy of natural persons, including that of deceased natural persons (7)(2)(g) – Maintain legal professional privilege.	(48)(1)(a) – That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.
Property Proposed for	(7)(2)(j) – Prevent	(48)(1) – Subject to

Disposal	disclosure or use of official information for improper gain or improper advantage. Ground(s) Under Section 48(1) for the Passing of the Resolution	subsection (3) of this section, a local authority may by resolution exclude the public from the whole or any part of the proceedings of any meeting only on one or more of the following grounds: (48)(1)(a) – That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.
Possible Land Transfer	(7)(2)(i) - Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	(48)(1)(a) – That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.

Moved/Seconded By: Wells/Connors

10.1 Public Excluded Thames-Coromandel District Council Minutes for Confirmation **CONFIDENTIAL**

The public excluded Minutes of Council's previous meeting were presented for confirmation.

Resolved

That the Thames-Coromandel District Council:

1. Confirms the following Public Excluded Minutes:
Thames-Coromandel District Council Minutes - 18 December 2013.

Moved/Seconded By: McLean/Fox

10.2 Property for Disposal

An item was considered that is to remain in the Public Excluded Minute Book.

10.3 LATE ITEM - Possible Land Transfer

An item was considered that is to remain in the Public Excluded Minute Book.

Resolved

That the public be re-admitted to the meeting and resolutions taken with the public excluded be confirmed in the public session except for the following items which are to remain in the Public Excluded Minute Book.

Item Description

10.1 Public Excluded Minutes

10.2 Property for Disposal

10.3 LATE ITEM - Possible Land Purchase

Moved/Seconded By: Connors/Fox

Meeting Closed at 14:35

The foregoing Minutes were certified as being a true and correct record of the meeting of the Thames-Coromandel District Council held on 26 February 2014.

Chairperson _____ **Date** _____