

**MINUTES OF THE ORDINARY MEETING OF THE HOROWHENUA DISTRICT COUNCIL'S
FOXTON COMMUNITY BOARD HELD IN THE CHAMBERS, MAIN STREET, FOXTON ON
MONDAY, 18 MAY 2009 COMMENCING AT 6:30 PM**

PRESENT

Mr B P Vertongen QSM (Chair)
Ms N J Ellwood
Mr N G Gimblett
Mr J A Murdoch
Mr D J Roache
Cr D A Allan (HDC appointed representative)
Cr A M Hunt (HDC appointed representative)

IN ATTENDANCE

Mr D G Ward (Chief Executive Officer)
Mr D M Clapperton (Strategic & Corporate Services Manager)
Mr M Tregonning (Property Officer)
Mr R R Nicholson (until 7.00 pm)
Mr P J T Shore (Facilities Assets Manager)(from 6.57 pm)
Mrs K J Corkill (Meeting Secretary)

ALSO IN ATTENDANCE

His Worship the Mayor, B J Duffy
Regional Councillor L Bailey (from 6.35 pm)
Ms C Carlyle (Support Officer)

MEDIA IN ATTENDANCE

Ms B Torrie ("Evening Standard")
Ms S Gillies ("Horowhenua Mail")(from 6.55 pm)

PUBLIC IN ATTENDANCE

There were three members of the public in attendance at the commencement of the meeting.

APOLOGIES

There were no apologies recorded.

ANNOUNCEMENTS

Community Constable Chris Barclay, New Zealand Police

Community Constable Chris Barclay, New Zealand Police attending at 6.30pm to update the Board on Police issues.

Horizons Regional Council - Regional Councillor Lynne Bailey

Regional Councillor Lynne Bailey attending at 6.45pm to update the Board on any issues relating to Horizons Regional Council and the Foxton Community Board area.

The Chair advised that he wished to raise a property matter during the In Committee portion of the meeting.

CONFIRMATION OF MINUTES

Ordinary Meeting 23 March 2009 (Minute Items 404-409)

Resolved

(Allan / Roache)

"THAT the minutes of the Ordinary Meeting held on 23 March 2009, as submitted, be confirmed as a true and correct record."

MATTERS ARISING

- Item 406 Page 4 - Cr Hunt noted that Mr Rex Haimona had in fact attended to exercise his speaking rights but had waited outside the meeting.
Page 6 - Mr Ward undertook to circulate the requested breakdown of operating costs and revenue for the Pinewood Motor Camp for the last three years to Community Board Members by the end of the week.

As Community Constable Chris Barclay and Regional Councillor Bailey were not yet in attendance, the meeting continued with the next Agenda items.

RESOURCE MANAGEMENT

Item-412 Resource Consents Issued

File No **3919**

Purpose

To receive the listing of land use and subdivision resource consent applications approved under delegated authority.

Resolved

(Roache / Allan)

"THAT Report 3919 be received."

Resolved

(Roache / Allan)

"THAT the list of Land Use and Subdivision Resource Consents be received."

Foxton Subdivision Resource Consents Granted Under Delegated Authority 13/03/09 to 07/05/09

<i>Date</i>	<i>File Ref</i>	<i>Subdivider</i>	<i>Address</i>
		<i>None in Foxton area</i>	

**Foxton Land Use Resource Consents Granted Under Delegated Authority
13/03/09 to 07/05/09**

Date	File Ref	Applicant	Address
27/03/09	LUC/2753	Allan & Gillian Cuthbertson	264 Motuiti Road, Foxton/Himatangi Rural
3/04/09	LUC/2748	Trevor & Mina Teal	14A Robbie Street, Foxton Beach
28/04/09	LUC/2758	Brian & Wendy Thistoll	91 Seabury Avenue, Foxton Beach
04/05/09	LUC/2741	Heidi Lutz (Emerald Hills Ltd)	31 Palmer Road, Foxton Beach Rural"

REPORTS

Item-413 Proposed Granting of Freedom Charter

File No **3924**

Purpose

To inform the Foxton Community Board of initial community support to the granting of a Freedom Charter to 21 Supply Company based at Linton Military Camp and to advance discussions on the acknowledgement of their long involvement with the Foxton Community.

Resolved

(Roache / Gimblett)

"THAT Report 3924 be received."

Mr Clapperton spoke to this report acknowledging the work done by Mr Dennis Cole, Council's Special Projects Officer, in undertaking the research and compiling the report on this matter. He noted that this was a procedural matter with a protocol to be followed and did not he did not believe that Recommendation d. was in fact required.

The contribution to the community by 21 Supply Company over many years was acknowledged by the Chair and Cr Hunt, with the proposal being very much supported.

Resolved

(Roache / Hunt)

"THAT this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002."

"THAT the Foxton Community Board recommends to the Horowhenua District Council that the acknowledgement of 21 Supply Company's long involvement with Foxton by way of the granting of a Freedom Charter be further pursued."

Horizons Regional Council

Regional Councillor Bailey was welcomed to the table. In her update, Reg Cr Bailey covered:

- Horizons LTCCP
This closed on Friday 8 May 2009. Hearing dates were 25, 27 and 28 May 2009, followed by deliberations. Adoption of the LTCCP was due by 30 June 2009.
Reg Cr Bailey said this was a “no frills’ LTCCP which acknowledged the tough economic times.
- Flood & Drainage Scheme Annual General Meetings
Twenty one individual AGMs were held through the Region during April 2009, with a number being in the Horowhenua. Whilst turnout was low overall, those not entirely happy also had the opportunity to make further submissions to the LTCCP, where any issue would be considered by full Council.
- Foxton Beach Storm Surge Protection Works
This was close to completion, with remaining works likely to take until the end of May to complete. A number of positive comments had been received about the standard of the work, the professionalism of the contractors and the appearance of the storm-surge wall and banks.

A copy of Reg Cr Bailey’s comments is **attached** to the official minutes.

Cr Hunt commended Horizons on the handling of the whole Storm Surge matter, which had been done professionally and positively, with the community feeling much safer as a result.

Item-414 Foxton Waste Water Disposal Sites : Shortlisting

File No 3918

Purpose of the report

Foxton Community Board will recommend to Horowhenua District Council a short list of sites to be further investigated further and to be evaluated for the purpose of disposal of effluent from the Foxton Waste Water Treatment Plant.

Resolved

(Roache / Gimblett)

“THAT Report 3918 on Foxton Waste Water Disposal Sites - Shortlisting be received.”

Mr Nicholson spoke to this report, noted that this work originated from last year’s resource consent hearing. For Council’s next application it was required to investigate a number of sites.

Council started with a visit to each site and undertook a desktop assessment by staff and consultants. The assessment sheets were sent to all neighbours asking for their observations. The consultant’s report had the assessments updated to include the comments received.

If the Board and Council accepted the recommendation, all individual submissions would be upheld and five of the six sites mentioned in the petition would be discarded.

The shortlist includes:

- the immediate neighbour of the treatment plant with whom we have been negotiating;
- wetland adjacent to the site that would tie in nicely with what the Save Our River Trust is trying to do;
- One full scale option for land disposal under complete Council control. This would be the "Rolls Royce" option about which judgements about the realities of costs and benefits of lesser options could be made.

Council needed the three sites mentioned to stay in the mix, but officers saw no need to include any more than these three sites.

The next phase would be soil investigations that would determine feasibility of each site and lead on to estimates of cost. Then there would be further consultation before decisions were made.

After clarification on which three lots were identified, and concerns raised about viability, cost and location in relation to lot 10, it was:

Moved: Roache

Seconded: Murdoch

"That the shortlisted sites be:

- A wetland on the left bank of the Foxton Loop in the vicinity of the WWTP
- Land adjacent to the WWTP on Matararapa Island."

Mr Nicholson expressed concern about the removal of Lot 10 from the mix as that was the only site over which Council had complete control. It could cause issues further down the track with Council running the risk of not being able to meet its obligations. He confirmed that other site options that arose would continue to be investigated and considered as the process progressed.

After further discussion on the issues raised, the previous motion was not supported and it was:

Resolved

(Hunt / Gimblett)

"THAT this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002."

"THAT the shortlisted sites be

- *A wetland on the left bank of the Foxton Loop in the vicinity of the WWTP*
- *Land adjacent to the WWTP on Matararapa Island*
- *The inland portion of the reserve land north of Cousins Avenue, Foxton Beach."*

CARRIED

Mr Roache recorded his vote against the motion.

Mr Nicholson reiterated that he would get more information on the three proposed sites and any others that came up. This would be a long process, perhaps three or more years, and there would be plenty of opportunity for further input before a final decision was reached.

Item-415 Council Resolutions relating to Foxton Community Board

File No **3920**

Purpose

To inform the Board of resolutions that the Horowhenua District Council passed at its meetings on 1 April 2009 and 6 May 2009.

Resolved

(Roache / Allan)

“THAT Report 3920 be received.”

The Chief Executive Officer noted that the resolution for Item 1696 had been lost and should therefore be disregarded.

Item-416 Chief Executive Officer's Report

File No **3921**

Purpose

To present to the Foxton Community Board, for information, issues relating to the Foxton Community Board area.

Resolved

(Allan / Roache)

“THAT Report 3921 be received.”

The Chief Executive Officer addressed the Issues for Consideration in the Report, with further comments as required.

3a. Foxton Riverloop Playground

Cr Hunt queried if the equipment proposed also had a component for pre-school children as the inclusion of this had been part of the understanding with the community following a petition from Mrs Cook.

Mr Shore was not able to confirm a pre-school component, but understood to check with Council's Parks Assets Officer, Doug Tate; whilst Mr Vertongen said he had seen the plans and had confirmed with Mr Tate that there was a pre-school element in the design.

Issues were also raised about the impact on the playground if the proposed Multi Purpose Facility went ahead. Mr Clapperton noted competing issues in the area, with work also being undertaken on the River Loop. He confirmed that Boffa Miskell was very conscious of the linkages in the area and, whilst he did not think there would be an issue, he would check with them.

The Chair raised his concerns about excavation being proposed with his feeling being that, because of flooding issues, it would be better to be building the area up rather than excavating.

Because of the safety concerns in relation to the site, with any delay not being seen as critical, it was:

Resolved

(Allan / Hunt)

“THAT consideration of the proposed programme of works for the Foxton River Loop Playground be held over to the next Foxton Community Board Meeting (20 July 2009).”

It was requested that:

- previous resolutions in relation to this matter be checked;
- further information be provided on whether the proposed playground would have a component suitable for pre-schoolers; and
- any safety issues with regard to possible flooding of the site.

NOTED

3c. Usage of Foxton Pool for the 2008/2009 Season

The Pool staff was commended for the innovative ideas they had come up with the boost pool usage, with the “Fun Days” particularly noted.

3d. Foxton Beach Freeholding Account Submissions

Approximately 12 submissions had been received so far, most of which had been generally supportive. Submissions closed at the end of next week and it was anticipated there would be more submissions received by closing date.

The Chair suggested there would be a need for a further public meeting before the policy was adopted as this had been promised to the community.

It was noted that whilst this was being consulted on as part of the LTCCP process, it was separate but concurrent consultation and there would be no time pressures when it came to adoption.

3e. Remuneration for Community Board Members

Mr Ward thanked Community Board Members for taking the time to meet with representatives from the Hay Group. A review would take place in 2010/2011 around the time of the Annual Plan, particularly to take into account the workload that would accompany the District Plan Review.

Resolved

(Roache / Murdoch)

“THAT the Foxton Community Board acknowledges the elected member remuneration proposed for the 2009/2010 financial year.”

3f. Busy Bee Dairy and Rainbow Dairy Traffic Issues

Depending upon the response to the plans provided to the owner, work on the solution to the traffic issues at the Rainbow Dairy could begin within the next 3-4 weeks. Transit were quite happy with what was being proposed.

With regard to Board Members sighting the plans, the CEO suggested it would not be usual for these to come to the Board, particularly if the property owner was happy. However, he would circulate the plans for Board Members information.

3g. Forbes Road Subdivision Status

It was noted that the requested workshop to consider marketing strategies, etc, for this subdivision would be held at a future date.

NOTED

3h. Update on Foxton Amenities Project

Mr Clapperton advised:

- that the second meeting of potential stakeholders would be held next Sunday, 24 May 2009;
- possible design concepts would be presented, looking at what might be included in the complex and the amount of space that may be required;
- concept drawings for the particular site identified were being drawn up to test the feasibility of that location;
- the meeting would consider such things as design, governance, ownership, consents, suitability of the site;
- geotech work had been done on the site and it was looking good;
- discussions had been held with Horizons about what the issues of the site may be;
- any consent process would need the involvement of both Horizons and HDC;
- the whole concept was very visionary;
- there was very positive buy in for the concept from the community, although there were still some concerns;
- the Library Trust was very supportive of the process;
- DOC had only been engaged recently but were keen to listen to what was proposed;
- other groups, such as the Manawatu Estuary Trust, were also involved in the process.

The risk of flooding at the proposed site was raised as a concern. Mr Clapperton commented that the geotechnical work had been in relation to the sub-strata and its suitability as a building platform rather than flooding issues, which would still need to be considered. Consents would be required from Horizons and Council had Horizons' guidelines and would be working directly with Horizons' officers on all issues.

3i. Recycling Station Design

Mr Ward circulated copies of the proposed design and costings for the Recycling Station at Foxton (copies of which are **attached** to the official minutes). After discussion on design and cost, Mr Ward suggested an amendment to the recommendation (removing the words "approve the proposed final design for the Foxton Recycling Centre and...") so the matter could be progressed.

Resolved

(Vertongen / Hunt)

"THAT the Foxton Community Board request that the Chief Executive Officer to initiate a process that will allow this project to be commenced within the current financial year."

3j. Review of Manawatu River and Tributaries Navigation and Safety Bylaws 2004

The Chair noted that the River Loop was not mentioned anywhere in these Bylaws. He noted the speed limit should not exceed 5 knots, suggesting that every boat that negotiated that area was infringing on that restriction. There were safety issues and it was felt that this limit should be lifted to accommodate river conditions.

Mr Ward said he would refer these concerns back to Mr Thomas and, in the interests of time, would circulate any response to Board members by e-mail so Council's submission could be signed off by the closing date of 29 May 2009.

Cr Hunt commented favourably on the fact that there were regulations in terms of the water area and suggested that use of jet skis at the river mouth also be taken into consideration as well as protection of the bird life at the RAMSAR site.

Reg Cr Bailey extended an invitation for representation from the Foxton Community Board to attend the hearing on this matter on 2 June 2009 at 7.00 pm at Horizons. She urged the Community Board to make a formal submission. Reg Cr Burnell was the Chair of the User Group and she felt attendance at the meeting would be very valuable.

Item-417 Foxton Community Board Monitoring Report to 18 May 2009

File No 3922

Purpose

To provide an update on the Foxton Community Board Monitoring Report to 18 May 2009.

Resolved

(Allan / Ellwood)

"THAT Report 3922 be received."

Page 77 Item 405 Foxton Beach Freeholding Account

It was requested that this item remain on the Monitoring Report with an updated clause that there be a public meeting held following the closing of submissions.

MOTION TO EXCLUDE THE PUBLIC

Resolved

(Allan / Roache)

"THAT the Foxton Community Board pursuant to Section 48, Local Government Official Information and Meetings Act 1987, resolves that the public be excluded from the following parts of the proceedings of this meeting.

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 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 the holding of the whole or the relevant part of the proceedings of the meeting in public.

Confirmation of Minutes Ordinary Meeting 23 March 2009 In Committee (Minute Items 410-411)

Item 418 - Property Issues

Item 419 - In Committee Foxton Community Board Monitoring Report to 18 May 2009

Reason for Confidentiality

These reports are **CONFIDENTIAL** in accordance with Section 48(1) of the Local Government Official Information and Meetings Act 1987, which permits the meeting to be closed to the public for business relating to the following grounds: -

48(1a) *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.*

Subject to sections 6, 8 and 17 of the Local Government Official Information Act 1987, the withholding of the information is necessary to:

7(2b) *Protect information where the making available of the information-*
(i) *Would disclose a trade secret; or*
(ii) *Would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.*

7(2i) *Enable any local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).*

7(2j) *Prevent the disclosure or use of official information for improper gain or improper advantage."*

Resolved

(Allan / Hunt)

"THAT His Worship the Mayor be requested to remain in the meeting to take advantage of his knowledge in relation to Agenda items."

MEETING CLOSURE

There being no further business the meeting concluded at 8.15 pm.

CONFIRMED this day of

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Chairperson