

FOXTON COMMUNITY BOARD HELD IN THE CHAMBERS, MAIN STREET, FOXTON ON MONDAY, 20 JULY 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 B H Austin (Manager - Community Assets) (to 9.00 pm)
Mr D M Clapperton (Strategic & Corporate Services Manager) (to 9.00 pm)
Mr W D Crockett (Operations Manager)
Mrs K J Corkill (Meeting Secretary)

ALSO IN ATTENDANCE

His Worship the Mayor, B J Duffy
Ms C Carlyle (Support Officer)

APOLOGIES

There were no apologies recorded.

MEDIA IN ATTENDANCE

Ms S Gillies ("Horowhenua Mail")

PUBLIC IN ATTENDANCE

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

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

An apology was recorded on behalf of Regional Councillor Lynne Bailey.

NOTED

Mr Gimblett advised he would provide an update to the Board in relation to the proposed Foxton Health Centre during the In Committee portion of the meeting.

Item 422 - Recycling Centre Upgrade

Speaking rights to this item were requested by Mrs Paton.

Mr Vertongen advised that during consideration of this item he would vacate the chair and would be presenting an alternative proposal for the Foxton Recycling Centre upgrade.

Community Constable Chris Barclay, New Zealand Police

Community Constable Chris Barclay was welcomed to the table. Constable Barclay provided some crime and policing statistics for the Himatangi, Shannon, Foxton and Foxton Beach area, noting:

- the statistics for the year ended 30 June 2009 he was providing were embargoed and would not be officially released until later in the year (September/October);
- it was important to highlight this was a large area, also including Bainesse and Taikorea;
- one offender recently apprehended had been responsible for 31 burglaries; another was responsible for 9 burglaries;
- there had been an increase in burglaries and domestic violence and these were areas that the Police would be focusing on over the next year;
- unfortunately there was only so much the Police could do to prevent or deal with crime;
- with regard to resourcing, staffing levels were up by one (his role), and while more staff would always be good, overall he felt they were well resourced;
- there would never be a 24 hour manned station here;
- there was no such thing as 'petty crime'; there were victims and a cost at the end of the day;
- he would be based at Himatangi over the Christmas period and while this was in the Manawatu, it was still regarded as in the Foxton sub-area;
- with regard to domestic violence, there was a procedure for dealing with this and people were referred on to other agencies depending on the circumstances;
- it had been noted that children were now lashing out at parents because they were aware of their rights and the restraints imposed on parents;
- to get the most rapid response to an emergency, particularly after hours, dialing 111 was the best course of action.

Following his presentation, Community Constable Barclay left the meeting (6.47 pm).

CONFIRMATION OF MINUTES

Ordinary Meeting 18 May 2009 (Minute Items 412-417)

Resolved

(Roache / Murdoch)

"THAT the minutes of the Ordinary Meeting held on 18 May 2009 (Minute Items 412-417) as submitted be confirmed as a true and correct record."

MATTERS ARISING

In relation to the proposed site for effluent disposal, a breakdown was requested on the costs involved in gaining a consent.

NOTED

REPORTS

Item-420 Foxton Community Board Monitoring Report to 20 July 2009

File No 3960

Purpose

To provide an update on the Foxton Community Board Monitoring Report to 20 July 2009.

Resolved

(Allan / Roache)

“THAT Report 3960 be received.”

Item 416 Forbes Road Subdivision

A workshop on this matter would be held on Monday, 3 August 2009 - 6.00 - 7.30 pm.
The request for a breakdown of the costs to date was reiterated.

Item-421 Council Resolutions relating to Foxton Community Board

File No 3957

Purpose

To inform the Board of resolutions that the Horowhenua District Council passed at its meeting on 1 July 2009.

Resolved

(Allan / Roache)

“THAT Report 3957 be received.”

Having declared an interest in the following item and requested leave to submit an alternative proposal, Mr Vertongen vacated the chair, which was assumed by the Deputy Chair, Mr Gimblett.

Item-422 Recycling Centre Upgrade

File No 3963

Purpose

To update the Foxton Community Board on proposed changes to the Foxton Recycling Station.

Resolved

(Roache / Allan)

“THAT report 3963 be received.”

Mrs Paton joined the table to exercise her speaking rights. She expressed her dismay that this upgrade was for the Foxton Recycling Centre only as, in her view, the Foxton Beach Recycling

Centre was in just as bad a state. She requested a broadening of this proposal to include the Recycling Centre at Foxton Beach.

Mr Roache declared an interest in this item and withdrew from the table, requesting to speak on the matter at an appropriate juncture if required.

Mr Ward spoke to this report, noting the three quotes that had been received and suggesting these be considered following the alternative proposal to be submitted from Messrs Vertongen and Roache.

Mr Vertongen tabled an alternative design, which had been redeveloped and simplified and which had a more robust 'look' at the front. It did away with the need for trucks to load on the roadside, which he felt was dangerous. The costs associated with this proposal were \$18,189.00, plus GST, which covered the whole proposal. The footprint would be about the same as at present, although there may be a need in the future to seal the area where the trucks went in and out. It would not pose any safety issues for college children.

Mr Ward suggested this matter lay on the table, further noting:

- \$20,000 had been set aside for this proposal, which had been accrued and would be carried over into the 2009/10 year;
- as Mr Vertongen's alternative design had only been tabled tonight, staff had not had the opportunity to make any technical comments;
- his recommendation was that the Board should wait until it had the benefit of that technical input;
- Council was also shortly to make an announcement on its solid waste processes, with there being a few matters still to be resolved.

The 'one month's free service' offered by Cairns Transport was raised, with it suggested that this should also be evaluated.

The following was raised in discussion:

- the Cairns proposal had no bearing on the rubbish around the site;
- the Ducare proposal was worth considering;
- numerous complaints/queries were being received from the public about the state of the site in Foxton and what was being done about it;
- the Cairns operation in Ashhurst had been visited and looked to be very tidy;
- if the Cairns 'trial' was proceeded with, would it be possible to also trial it at Foxton Beach?
- disappointment was expressed that this matter was being further delayed, but it was important to get a long term solution that worked.

Resolved

(Hunt / Allan)

"THAT this matter lay on the table pending:

- *a technical review of the Vertongen/Roache proposal;*
- *an investigation into the state of the Foxton Beach Recycling Centre;*

AND FURTHER

- *that the report give consideration to maintenance issues, including capital expenditure and operating costs for all the options presented;*
- *that the offer by Cairns Transport of an interim one month trial be explored;*

- *that statistics be provided in relation to complaints received on the state of the Foxton and Foxton Beach Recycling Centres.”*

CARRIED

Mr Vertongen resumed the Chair.

Item-423 Foxton Beach Freeholding Account - Strategy and Policy

File No 3962

Purpose

The purpose of this report is for members of the Foxton Community Board to consider submissions made to the Draft Foxton Beach Freeholding Account Strategy and Policy and to recommend to Council any amendments to the draft Strategy and Policy.

Resolved

(Roache / Allan)

“THAT Report 3962 be received.”

Mr Clapperton, in speaking to this report, addressed a matter that had been raised with regard to the inclusion in the policy (Agenda page 14) under “Sustainability” in relation to the fund not being used for future subdivision of Endowment land. He confirmed that that clause had been in the Strategy from the beginning and there was nothing new in the Strategy and Policy that had been adopted by the Community Board prior to consultation.

Mr Clapperton also confirmed that the reference to the Foxton Public Amenity Facility - \$500,000 (Agenda page 26) should be deleted.

The following was raised and discussed:

- the custodian of the fund was the Horowhenua District Council, with the Foxton Community Board having an advocacy role;
- an independent group of trustees had also been suggested and there was nothing to stop such a group being put in place at a later date;
- such a group may be part of Council’s implementation of the Strategy and Policy going forward;
- it might be appropriate to request a report on the management options for this account, how it should be governed and what sort of structure could be put in place;
- how the Fund was managed was just as important as the Strategy and Policy itself;
- the matter should be formally discussed and the Board should make some recommendations to Council;
- Council was the final decision maker and that would not change;
- there was a concern that Council could sell property without referral to the Board;
- the only money made and rejuvenated in the fund had been by way of subdivision and the ability to do this should not be removed;
- the issue of internal borrowing had been raised at one of the workshops, and whilst it was a policy of Council, it was still of concern to some Board members;
- the internal borrowing clause could only be removed if Council policy was changed;
- there appeared to be contradictions in the Strategy and Policy with regard to what was an acceptable rate of interest;
- the public meeting still had to be held and how this was to be conducted needed to be determined, with the public meeting agenda to include: a summary of submissions,

concerns that had been raised; the issue about where expenditure from the fund could occur - should it be confined to the Beach area or expanded to the Kere Kere Ward; the right to invest in subdivision; the issue of internal borrowing; reconciling the separate views;

- there was a concern, from some of the submissions received, that people had not understood what was set out in the consultation document;
- there was the issue of the introduction of harmonisation and how that would affect the use of the Fund;
- whether or not the Policy and Strategy proposed a lawful use of the Fund and legal opinions on the matter.

It was agreed that the Freeholding Account and the process for the public meeting should be included on the matters to be addressed at the 3 August 2009 workshop, with the public meeting being held possibly two weeks following the workshop.

Resolved

(Roache / Allan)

“THAT the matter of the Draft Foxton Beach Freeholding Account Strategy and Policy lay on the table pending the holding of a workshop on 3 August 2009.”

Item-424 Chief Executive Officer's Report

File No 3959

Purpose

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

Resolved

(Roache / Gimblett)

“THAT Report 3959 be received.”

3a. Foxton Beach Motor Camp

A balance sheet and breakdown of operating costs had been requested at a recent Board meeting and it was requested that this be brought to the 3 August 2009 workshop.

As it was generally visitors using and benefiting from the upgrade to the Motor Camp rather than Foxton Beach residents, it was suggested that justification for use of the Freeholding Fund was required.

3b & c. Rainbow Dairy & Busy Bee Dairy

The underground services for the Rainbow Dairy were being marked out and work should be commenced within the next three weeks.

The safety concerns were not so great with the Busy Bee Dairy and this would be addressed in due course.

3d. Provision of Playground

It was suggested that siting the playground in front of 4 & 5 Wharf Street would address any flooding issues.

NOTED

Council's Operations Manager said he would check the topography with the Parks Assets Officer, Doug Tate, to see if this would fit in with other plans. It was confirmed that the playground would also accommodate preschool children.

3e. **Foxton Community Board Liaison Councillor**

This was a 12 month review of the above role and was a standard procedure during a Council term.

After discussion on this role, it was:

Resolved

(Roache / Ellwood)

"THAT the Board reconfirms Cr Hunt's continuation in the position of Liaison Councillor between the Foxton Community Board and the Horowhenua District Council."

CARRIED

The Chair did express his concern that as Liaison Councillor, Cr Hunt had not fulfilled her role when it came to the Board's LTCCP submission.

Cr Hunt responded that she had been studying information from the Local Government Commission on the role of Councillors and Community Board members and felt that her actions were appropriate based on her research. She had been concerned about conflict of interest and predetermination of issues.

Cr Allan expressed a contrary view suggesting this was not about legal issues but about teamwork.

Item-425 Resource Consents Issued

File No **3958**

Purpose

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

Resolved

(Roache / Allan)

"THAT Report 3958 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
08/05/09 to 09/07/09***

<i>Date</i>	<i>File Ref</i>	<i>Subdivider</i>	<i>Address</i>
--------------------	------------------------	--------------------------	-----------------------

15-May-09 2645

Robert & Karen Mather

112 Palmer Road, Foxtton Beach Rural

**Foxtton Land Use Resource Consents Granted Under Delegated Authority
08/05/09 to 09/07/09**

Date	File Ref	Applicant	Address
26-May-09	2774	Larry & Jane Ellison	51 Hartley Street, Foxtton Beach
2-Jun-09	2767	Ross Robert Family Trust, Warren Robert & Ian McHardy	25A Roore Street, Foxtton Beach."

MOTION TO EXCLUDE THE PUBLIC

Resolved

(Roache / Murdoch)

"THAT the Foxtton 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 18 May 2009 (Minute Items 418-419)

Item 426 - Foxtton Water Supply

Item-427 - In Committee Foxtton Community Board Monitoring Report to 20 July 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.*

48(1d) *That the exclusion of the public from the whole or the relevant part of the proceedings of the meeting is necessary to enable the local authority to deliberate in private on its decision or recommendation in any proceedings to which this paragraph applies.*

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

7(2a) *Protect the privacy of natural persons, including that of deceased natural persons.*

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

Resolved

(Gimblett / Allan)

