

**MINUTES OF THE ORDINARY MEETING OF THE HOROWHENUA DISTRICT COUNCIL
HELD IN THE COUNCIL CHAMBERS, 126-148 OXFORD STREET, LEVIN ON WEDNESDAY,
1 SEPTEMBER 2010 COMMENCING AT 4:15 PM**

PRESENT

His Worship the Mayor, Mr B J Duffy (Chair)
Cr D A Allan
Cr G G Good
Cr L E McMeeken
Cr A M Hunt
Cr B F Judd
Cr P K Keenan
Cr N D H Murray
Cr A D Rush (from 5.07 pm)
Cr R N Shaw

IN ATTENDANCE

Mr D G Ward (Chief Executive Officer)
Mr D M Clapperton (Strategic & Corporate Services Manager)
Mr T Thomas (Environmental Services Manager)
Mr W Potts (Community Assets Manager)
Mr D de Burgh (Solid Waste Engineer)
Mr G O'Connor (Operations Manager)
Ms E Ganley (Wastewater Engineer)
Ms M Franks (Community Wellbeing Manager)
Mrs K J Corkill (Meeting Secretary)

ALSO IN ATTENDANCE

Ms C Bennie (Group Support Officer)
Ms C Carlyle (Group Support Officer)

MEDIA IN ATTENDANCE

Mr P Franklin ("The Chronicle")
Ms K Gazley ("Horowhenua Mail")

PUBLIC IN ATTENDANCE

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

The meeting was also joined by representatives from Horowhenua College, Sport Manawatu and Youth Voice members who were presenting to the meeting.

APOLOGIES

An apology for lateness was recorded for Cr Rush.

Resolved

(Judd / Good)

"THAT the apology for lateness from Cr Rush be received."

ANNOUNCEMENTS

Public Speaking Rights

There had been no requests for speaking rights.

Late Items

There were no late items for consideration.

Members' Conflict of Interest

Item 1961 Local Events Marketing Grants Subcommittee 23 August 2010

Cr N D H Murray

Presentations

Horowhenua College Success in Stage Challenge

Pupils and a staff member from Horowhenua College attending to show a video of their second place performance at this year's National Stage Challenge and to answer any questions regarding the students involvement.

Sport Manawatu/Sport Horowhenua Annual Report Presentation

Representatives from Sport Manawatu/Sport Horowhenua attending to present to the Council its Annual Report.

Youth Voice

Youth Voice members would present to Council their collective views on representing the young people of Horowhenua.

Horowhenua College Success in the National Stage Challenge

His Worship the Mayor welcomed Caleb Jago-Ward and Giselle Mulholland, Co Directors, and Hannah McMillan-Archibald, Producer, to the table. They were supported by teacher, Mrs Sam McLean.

A video clip of the Horowhenua College's successful Stage Challenge was presented.

Mayor Duffy expressed his appreciation at the success of this group of young people. To have achieved second place in a New Zealand wide competition was to be applauded and augured well for the future of the district to have such talented young people in our community.

Sport Manawatu/Sport Horowhenua Annual Report Presentation

Mike Daisley, CEO; Michelle Allan, Horowhenua District Coordinator; Sean O'Connor, Sport Development Manager; and Kathy McMillan, Active Communities Team Leader, made up the team to present the organisation's 2009/10 Annual Report to Council.

Mr Daisley gave a brief introduction stressing the organisation was passionate about sport and about getting more people within our communities involved in sport and recreational activity, which flowed through into community health benefits and cohesion and had spin offs in other areas such as tourism and economic development.

Michelle Allan made a PowerPoint presentation outlining the breadth of activities and events the organisation had been involved with and its current and future focus.

A copy of the PowerPoint presentation is **attached** to the official minutes.

Mayor Duffy acknowledged the positive contribution made by Sport Manawatu/Sport Horowhenua and the special partnership that existed between that organisation and Council.

Youth Voice

Council's Community Wellbeing Manager, Monique Franks, in introducing the Youth Voice representatives, noted that this presentation was a follow on from the submission made by Youth Voice to the 2010/11 Annual Plan process seeking more involvement in Council's decision making, particularly on items that affected young people. This was a great opportunity for Council to have meaningful consultation with a group that made up 19% of the district's population.

Shannon Scully from Manawatu College, Tayla Bennie from Waiopahu College and Caleb Jago-Ward from Horowhenua College made a joint submission on behalf of Youth Voice giving a snapshot of exciting things the Horowhenua District Council was supporting young people to be involved in. For future Council meetings, Youth Voice members would be selecting and workshopping agenda items of interest and would make presentations to ensure that the youth in the district were being heard.

A copy of Youth Voice's presentation is **attached** to the official minutes.

His Worship the Mayor thanked Shannon, Tayla and Caleb for their submission, acknowledging the value of the association that was developing.

Cr Rush joined the meeting at this juncture (5.07 pm).

CONFIRMATION OF MINUTES

Ordinary Meeting 4 August 2010 (Minute Items 1939-1955)

Resolved

(Good / Judd)

"THAT the minutes of the Ordinary Meeting held on 4 August 2010 (Minute Items 1939-1955), as submitted, be confirmed as a true and correct record."

MATTERS ARISING

There were no matters arising.

PROCEEDINGS OF COMMITTEES

Item-1960 Audit Subcommittee Minutes 11 August 2010

File No 4282

Purpose

To present to the Horowhenua District Council the minutes of the Audit Subcommittee meeting held on 11 August 2010.

Resolved

(Keenan / Rush)

“THAT Report 4282 be received.”

*“THAT the Horowhenua District Council **receive** the minutes of the Audit Subcommittee meeting held on 11 August 2010.”*

Cr Murray withdrew from the table for consideration of the next item.

Item-1961 Local Events Marketing Grants Subcommittee 23 August 2010

File No 4287

Purpose

To present to the Horowhenua District Council the minutes of the Local Events Marketing Grants Subcommittee meeting held on 23 August 2010.

Resolved

(Rush / McMeeken)

“THAT Report 4287 be received.”

*“THAT the Horowhenua District Council **receive** the minutes of the Local Events Marketing Grants Subcommittee meeting held on 23 August 2010.”*

Cr Murray rejoined the table.

Item-1962 General Grants and Rural Halls Subcommittee Minutes 23 August 2010

File No 4286

Purpose

To present to the Horowhenua District Council the minutes of the General Grants and Rural Halls Subcommittee meeting held on 23 August 2010.

Resolved

(Keenan / Shaw)

“THAT Report 4286 be received.”

*“THAT the Horowhenua District Council **receive** the minutes of the General Grants and Rural Halls Subcommittee meeting held on 23 August 2010.”*

Resolved

(Keenan / Shaw)

"THAT before February 2011 the Horowhenua District Council's Rural Halls Subcommittee convene a meeting of all hall societies to discuss future funding options to assist them in their ongoing and future maintenance and upgrading costs to enable any recommendation to be incorporated in the draft Annual Plan for public consultation."

CARRIED

Cr Hunt requested a correction on Page 17 of the Subcommittee Minutes: the second paragraph should read "Cr Rush abstained from voting"

Item-1963 Proceedings Joint Transport and Health Services Subcommittee Final Meeting 20 August 2010

File No **4292**

Purpose

To present to the Horowhenua District Council the final meeting record of the Joint Transport and Health Services Subcommittee held on 20 August 2010.

Resolved

(Judd / Good)

"THAT Report 4292 be received."

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

The first forum to launch the new Community Wellbeing Committee would be held on 20 September 2010, with Cr Judd stressing that this was an important date.

Mayor Duffy also emphasised the importance of this first step saying it was a pivotal process to ensure that the right structure and appropriate people were put in place.

REPORTS

Item-1964 Monitoring Report Horowhenua District Council to 1 September 2010

File No **4280**

Purpose

To present to Council the updated monitoring report covering requested actions from previous meetings of Council.

Resolved

(Allan / Shaw)

"THAT Report 4280 be received."

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

The status of this project was queried with Mr Ward reporting that he was working through a reply from the Shannon Progressive Association and he was also having a staff briefing tomorrow morning, 2 September 2010.

Item-1965 Community Assets Works

File No **4295**

Purpose

To update Councillors on a number of current matters that the Community Assets Manager is dealing with.

Resolved

(McMeeken / Murray)

“THAT Report 4294 be received.”

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

Mr Potts, Council's Community Assets Manager, and Ms Ganley, Wastewater Engineer, spoke to this report which highlighted some issues and progress against works that were currently in the pipeline.

Mr Potts said he was planning to put in place a district wide strategy for water and waste water which would look at the best means of delivering these services. Horizons Regional Council was very supportive of Council taking a district wide approach for water services. This would lead to a more structured approach to delivering these services. Such an approach would not hold up any works currently in progress and the programme of works committed to in the Annual Plan would go ahead. However, some other issues that were further out would be considered within a strategic framework.

In response to a query on the expiry date for the Pot lease, Mr Ward advised that this would expire in 2018 with a right of renewal for a further 30 years.

In relation to resource consent compliance and the risk of overflow of the sewerage ponds into the Lake, Mr Potts advised that the treatment plant was fully compliant with normal flow conditions and wet weather conditions. However, there had been some extreme wet weather events that had been beyond the capability of the plant to cope and should a similar event occur the plant could still struggle to cope.

In terms of risk management, Ms Ganley noted that a further pipeline had recently been installed and this was one of the things put in place to lower any risk.

Mayor Duffy stressed that Council was very well aware of cultural sensitivity issues and the second pipe line substantially reduced the risk of any overflow occurring again. Council had 11 treatment systems and putting in place a district wide strategy would ensure that the best value was obtained from those services.

It was also noted that it was important that interested parties, including local iwi, were engaged with and were not left outside the process.

Item-1966 Shannon/ Eketahuna Cycleway

File No **4293**

Purpose

To update the Council on the completion of a feasibility study to develop a cycleway between Shannon and Eketahuna.

Resolved

(Judd / McMeeken)

“THAT Report 4293 be received.”

Mr Clapperton outlined the background to this project and noted the strong interest from various groups, with DoC being very keen to support the scheme. Whilst Council had been unsuccessful in gaining funding for a feasibility study, he believed there was a good chance of gaining funding for the cycleway’s establishment should the feasibility study prove positive.

Funding for the feasibility study was available from existing budgets and organisations such as DoC would be providing support by way of intellectual knowledge.

Mr Clapperton also noted:

- the Eketahuna Community Board had endorsed the project to date and he was meeting with them in the near future to further pursue their involvement;
- two local farmers on the Eketahuna side of the ranges had obviously seen this project as a business opportunity and were very supportive. They had both indicated they would be prepared to have the cycleway going through their properties;
- Tourism Destination Tararua, the equivalent of Horowhenua’s EDA, had expressed support as had the local progressive association;
- on this side of the Tararuas, support was coming from those involved in the tourism sector;
- he not yet engaged with the wider Shannon community, but this would occur in the near future.

The following was raised in discussion:

- this project was in line with one of the Prime Minister’s initiatives and our local MP should be canvassed for support;
- funding support for the feasibility study should be sought from other stakeholders, such as the Tararua District Council;
- there was a concern that other projects were struggling to obtain funding and this would be competing for limited dollars if clear funding sources were not identified;
- if the feasibility study was carried out and the funding sources were appropriate, then this project should proceed sooner rather than later.

Resolved

(Allan / Rush)

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

“THAT Council commences the feasibility study to develop a cycleway between Shannon and Eketahuna.”

Resolved

(Allan / Rush)

“THAT funding sources be agreed to by Council before the feasibility study is commenced.”

Item-1967 Waitarere Beach Recycling Station

File No **4291**

Purpose

To update Council on the impact kerbside recycling has had on the Waitarere Beach static recycling station.

To present information to allow Council to make an informed decision on the future location and the level of service of the static recycling station at Waitarere Beach.

Resolved

(Keenan / Allan)

“THAT Report 4291 be received.”

Mr de Burgh confirmed that consultation had occurred with the residents of Waitarere Beach and there would be appropriate signage in place as to the operation of the site and other recycling sites.

Resolved

(Keenan / Good)

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

“THAT the Waitarere Beach recycling station remains open at its current location during peak season 20 December to 28 February only. At other times of the year the station will be removed from site.”

Item-1968 Proposal for Foxton and Foxton Beach Recycling Stations Relocation

File No **4294**

Purpose

This report was discussed by the Foxton Community Board at its meeting on 30 August 2010.

Resolved

(Hunt / Allan)

“THAT Report 4294 on Proposed Relocation of Recycling Stations be received.”

His Worship the Mayor acknowledged the presence at the meeting of the Chair of the Foxton Community Board, Mr Vertongen.

Mr Ward, by way of introduction to this item, advised that at the Foxton Community Board's meeting on Monday evening, 30 August 2010, recommendation 2c. had been lost and recommendation 2d. had been passed.

Mr Potts advised that since the Community Board meeting staff had further investigated the work that was required at the Foxton Recycling Station site and were able to respond with further information.

After discussion, which included Cr Hunt expressing her concern that the site did not have a resource consent, it was agreed that this item would lay on the table until it had been referred back to the 4 October 2010 Community Board meeting for its response.

Resolved

(Allan / Keenan)

"THAT this matter lay on the table and be referred back to the 4 October 2010 Foxton Community Board meeting."

Cr Hunt recorded her vote against the motion.

Item-1969 Active Signage - Weraroa Road

File No **4290**

Purpose

This report arises from a previous report and the non-approval of Council's proposal for variable speed limits at two locations in the District. It is intended to brief Council on options, so that Council can give officers further direction on the matter.

Resolved

(Keenan / McMeeken)

"THAT Report 4290 on Active Signage – Weraroa Road be received."

Mr Ward advised he had had a discussion with the Principal of Manawatu College about this proposal. The Principal was not clear about how what was proposed would affect his school and volunteered to get some geography students to do a study around physical movements outside the College and to report to the Foxton Community Board.

Mr Nicholson expanded on the information contained in his report, noting that the \$35,000.00 projected cost was based on advice received from Christchurch where the concept of Active Warning Signs had been implemented. The conclusion reached in Christchurch was that these signs were effective and they had felt it was a worthwhile investment; a fact that NZTA had taken on board.

Cr Keenan said he was still dealing with MPs to try and get the regulations changed to that it was not so difficult to institute speed restrictions outside schools.

Resolved

(Keenan / Murray)

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

“THAT procedures, commencing with consultation with the schools, are initiated for the application of variable speed limits in the vicinity of the schools on Weraroa Road – (Horowhenua College and St Joseph’s) and Manawatu College, with the use of Active Signage, funded from Council’s Minor Safety Improvements allocation.”

Item-1970 Chief Executive Officer's Report to 1 September 2010

File No **4283**

Purpose

This report is prepared to update Councillors on a number of current matters that the Chief Executive Officer is dealing with.

Resolved

(Rush / Judd)

“THAT Report 4283 be received.”

Resolved

(Rush / Judd)

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

“THAT pursuant to Section 34A of the Resource Management Act 1991 the Chief Executive Officer be delegated the authority to lodge, under the provisions of Clause 14 of the First Schedule of the RMA, any appeal considered appropriate in regard to the decisions released on the Horizons Regional Council One Plan.”

3e. 2010/2011 Annual Plan Monitoring Report

Page 53 Item 3 - Half Pipe Project, Holben Parade

Cr Hunt noted that after consultation with young people in the community, the Community Board had agreed to change the project from a Half Pipe to a BMX track.

Item 12 - Provision of Playground - Te Maire Park, Shannon

Mr Ward clarified that this would be covered in the review of the district playgrounds to be held in 2011/12.

Page 56 Item 18 - Manakau Playground

Mr Ward advised that he would clarify whether or not this referred to the playground at Manakau School.

NOTED

Mr Potts said this matter was taking longer than expected and the response from NZTA had been slow. He would continue to raise these two items with NZTA during their regular discussions.

Item-1971 Resource Consents Considered Under Delegated Authority

File No 4285

Purpose

To receive the Land Use and Subdivision Resource Consent applications approved under delegated authority by the Environmental Services Department.

Resolved

(Allan / McMeeken)

“THAT Report 4285 be received.”

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

“THAT the Land Use and Subdivision Resource Consents be received as listed.

All Subdivision Resource Consents Granted Under Delegated Authority 24/07/10 to 20/08/10

Granted Date	File Ref	Subdivider	Address
27-Jul-10	SUB/2892	Nigel Coddington & Peter McKenzie	75 Muhunoa West Road, Ohau Rural
30-Jul-10	SUB/2971	Kenneth Rowland	567A State Highway 1, Kuku Rural
17-Aug-10	SUB/2714	Brian & Ann-Maree Thomas	210 & 241 Muhunoa East Road, Ohau Rural

All Land Use Resource Consents Granted Under Delegated Authority 24/07/10 to 20/08/10

Granted Date	File Ref	Applicant	Address
26-Jul-10	LUC/2972	Prashant & Falguniben Patel	619 Queen Street, Levin
29-Jul-10	LUC/2983	Brian & Vivien Greenwood	17 Futter Street, Foxton
30-Jul-10	LUC/2973	Han & Sharon Luo	10 Ryder Crescent, Levin
3-Aug-10	LUC/2991	Gary Spelman	42 Salisbury Street, Levin
4-Aug-10	LUC/2979	Douglas & Glynis Easton	206 Oturoa Road, Foxton Rural
5-Aug-10	LUC/2961	James & Elizabeth MacKie	454 Hokio Sand Road, Levin Rural
6-Aug-10	LUC/2976	Michael Feyen	9 Liddell Street, Foxton
6-Aug-10	LUC/2974	Homestead Concrete Homes Limited	74 State Highway 1, Levin Rural
13-Aug-10	LUC/2941	K & J Patel Limited	61 Seabury Avenue, Foxton Beach
16-Aug-10	LUC/2985	Oriel & Kerrie Martin	30 Pratt Avenue, Foxton Beach

17-Aug-10	LUC/2982	Clinton Solon	Bergin Road, Foxton Rural
18-Aug-10	LUC/2980	Andrew & Jacqueline Cozens	159 Emma Drive, Waikawa Beach Rural
19-Aug-10	LUC/2988	Steven & Sonia Barton	313 Oxford Street, Levin
19-Aug-10	LUC/2984	Peter Bartholomew, Susan Finlayson, & Douglas Rowan	105-109 Waitarere Beach Road, Levin Rural
20-Aug-10	LUC/2981	Desmond Bisman & Shirley Ridgway	5 Roore Street, Foxton Beach."

Item-1972 Documents Executed and Electronic Transactions Authorities Signed

File No **4284**

Purpose

To present to Council the documents that have been executed and Electronic Transactions Authorities that have been signed by two elected Councillors, which now need ratification.

Resolved

(McMeeken / Allan)

"THAT Report 4284 be received."

Resolved

(McMeeken / Allan)

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

"THAT the Horowhenua District Council hereby ratifies the signing of the documents and electronic transactions authorities as scheduled:

- i. New lease to the Levin Model Railway Club Inc of the former Courthouse building situated on the Levin Public Gardens known as the Triangle Rose Garden described as Section 1 Block XVIII contained in Certificate of Title WN 62/147 Cambridge Street, Levin."*

MOTION TO EXCLUDE THE PUBLIC

Resolved

(McMeeken / Good)

"THAT the Horowhenua District Council 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 (Items 1956-1959)

Item 1973 - In Committee Horowhenua District Council Monitoring Report to 1 September 2010

Reasons 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, 7 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(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.*

MEETING CLOSURE

There being no further business the meeting concluded at 6.27 pm.

CONFIRMED this day of

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Chairperson