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# Council

## OPEN MINUTES

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Minutes of a meeting of Council held in the Council Chambers, 126-148 Oxford St, Levin, on Wednesday 14 April 2021 at 4.00 pm.

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### PRESENT

<b>Mayor</b>	Mr B P Wanden
<b>Deputy Mayor</b>	Mrs J F G Mason
<b>Councillors</b>	Mr D A Allan
	Mr W E R Bishop
	Mr R J Brannigan
	Mr T N Isaacs
	Mr S J R Jennings
	Mrs V M Kaye-Simmons
	Mrs C B Mitchell
	Ms P Tukapua

### IN ATTENDANCE

<b>Reporting Officer</b>	Mr D M Clapperton	(Chief Executive)
	Mrs N Brady	(Deputy Chief Executive)
	Mrs J Straker	(Chief Financial Officer)
	Mr B Maguire	(Group Manager – Infrastructure Development)
	Mr K Peel	(Group Manager – Infrastructure Operations)
	Mr D McCorkindale	(Group Manager – Customer & Strategy)
	Mrs L Slade	(Group Manager – People & Culture)
	Ms M Leyland	(Consents Manager)
	Mrs V Miller	(Compliance Manager)
	Mr N Hirini	(Community Development Officer)
	Mrs K J Corkill	(Meeting Secretary)

The meeting commenced with a karakia (Cr Tukapua).

#### 1 Apologies

An apology was recorded for Cr Ketu who had applied for leave of absence.

MOVED by Cr Wanden, seconded Cr Jennings:

*THAT the apology from Councillor Ketu be accepted.*

**CARRIED**

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Apologies had also been received from Foxton Community Board Chair, David Roache, and Deputy Chair, Tricia Metcalf.

NOTED

## 2 Public Participation

### 8.2 Monitoring Report to 14 April 2021

#### 21/13 – Repair of the Manawatū (Foxton Beach) Wharf

Christina Paton

## 3 Late Items

There were no late items.

## 4 Declaration of Interest

There were no declarations of interest.

## 5 Confirmation of Minutes

Confirmation was requested as to the dates in relation to the sale of Roe Street. It was suggested that the sale confirmation date of 2017 recorded in the minutes was a little early in terms of the transaction. With 2017 to be amended to 2019, it was:

MOVED by Mayor Wanden, seconded Cr Bishop:

*THAT the minutes of the meeting of the Council held on Wednesday, 10 March 2021, be confirmed as a true and correct record.*

**CARRIED**

MOVED by Cr Allan, seconded Cr Brannigan:

*THAT the minutes of the meeting of the Extraordinary Meeting of Council held on Wednesday, 17 March 2021, be confirmed as a true and correct record.*

**CARRIED**

MOVED by Cr Allan, seconded Cr Jennings:

*THAT the minutes of the meeting of the Extraordinary Meeting of Council held on Wednesday, 31 March 2021, be confirmed as a true and correct record.*

**CARRIED**

## 6 Announcements

With no update to be provided from the Foxton Community Board, Mrs Christina Paton was invited to the table to exercise her public participation request.

### 8.2 Monitoring Report to 14 April 2021

#### 21/13 – Repair of the Manawatū (Foxton Beach) Wharf

Speaking in relation to the use of Foxton Beach Freeholding Account (FBFA) monies for the wharf's repair, Mrs Christina Paton quoted from the FBFA Strategy and Policy (2009), which stated that *"The Fund will be used for Capital Works only, on existing and future infrastructure. The Fund will not be used for operating or maintenance costs of existing infrastructure, which will be funded from rates or other revenue sources."*

As the work being undertaken was for the repair of the wharf, which was not capital works, she requested that Elected Members exercise their fiduciary duty, respect the FBFA Strategy and Policy, and investigate other sources for the required funding.

As this was an item in the Monitoring Report, Mayor Wanden said this would be responded to when that report was addressed.

## 7 Proceedings of Committees

### 7.1 Proceedings of the Foxton Community Board 22 March 2021

#### Purpose

To present to the Council the minutes of the extraordinary Foxton Community Board meeting held on 22 March 2021.

MOVED by Cr Allan, seconded Cr Isaacs:

*THAT Report 21/129 Proceedings of the Foxton Community Board 22 March 2021 be received.*

*THAT the Council receives the minutes of the Foxton Community Board meeting held on 22 March 2021.*

**CARRIED**

Responding to issues raised in relation to the recommendation as to the future ownership of the Foxton War Memorial Hall, Mr Clapperton said it was not something that needed a formal response from Council, it was something that would be brought through during the LTP process and, by adopting the minutes, it would be noted. It was also setting out the Foxton Community Board's preference and would not preclude other entities putting forward their proposals for ownership. As it was not required, recommendation 2.3 was withdrawn.

### 7.2 Proceedings of the Creative New Zealand Funding Allocation Special Committee 23 March 2021

#### Purpose

To present to the Council the minutes of the Creative New Zealand Funding Allocation Special Committee meeting held on 23 March 2021.

MOVED by Cr Bishop, seconded Cr Isaacs:

*THAT Report 21/135 Proceedings of the Creative New Zealand Funding Allocation Special Committee 23 March 2021 be received.*

*THAT the Council receives the minutes of the Creative New Zealand Funding Allocation Special Committee meeting held on 23 March 2021.*

**CARRIED**

### 7.3 Proceedings of the Funding and Recognition Committee 29 March 2021

#### Purpose

To present to the Council the minutes of the Community Funding and Recognition Committee meeting held on 29 March 2021.

MOVED by Cr Allan, seconded Cr Jennings:

*THAT Report 21/128 Proceedings of the Funding and Recognition Committee 29 March 2021 be received.*

*THAT the Council receives the minutes of the Community Funding and Recognition Committee meeting held on 29 March 2021.*

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

*THAT the Horowhenua District Council ratifies the following Round 4 2020/2021 allocations:*

**Community Support Grants**

<i>Taitoko Seasons</i>	<i>\$1,770.00</i>
<i>Moutoa Maori Wardens</i>	<i>\$1,000.00</i>
<i>Foxton Beach Progressive Association Incorporated</i>	<i>\$1,000.00</i>
<i>Horowhenua Sports Academy</i>	<i>\$3,500.00</i>
<i>Alzheimers Society Manawatu</i>	<i>\$2,000.00</i>
<i>Hāpai Te Hāpori</i>	<i>\$2,997.00</i>
<i>Samaritans of Horowhenua Inc</i>	<i>\$5,000.00</i>
<i>St Mary's Scout Group Levin</i>	<i>\$1,265.00</i>
<i>Levin Uniting Church</i>	<i>\$5,812.00</i>
<i>Te Awahou Kai</i>	<i>\$5,000.00</i>
<i>New Zealand Council of Victim Support Groups Inc - Horowhenua</i>	<i>\$1,500.00</i>
<i>Horowhenua Events Centre Trust Inc</i>	<i>\$2,100.00</i>
<i>Waitarere Beach Progressive and Ratepayers Association Inc.</i>	<i>\$1,112.00</i>
<i>Netball Horowhenua</i>	<i>\$3,000.00</i>
<i>Levin Basketball Association</i>	<i>\$1,500.00</i>
<i>Te Whare Mahana Community Hub</i>	<i>\$5,000.00</i>
<i>Horowhenua District Ratepayers and Residents Ass. Inc.</i>	<i>\$1,572.00</i>
<i>Royal New Zealand Plunket Trust</i>	<i>\$2,000.00</i>
<i>Shannon Rugby Football Club</i>	<i>\$2,742.00</i>
<i>Fale Pasifika Horowhenua</i>	<i>\$3,000.00</i>
<i>Levin Community Patrol</i>	<i>\$1,143.00</i>
<i>Foxton Beach Community Centre</i>	<i>\$3,200.00</i>
<i>Te Kahuikaumatua o Te Awahou</i>	<i>\$2,500.00</i>
<b>Total</b>	<b>\$59,713.00</b>

**CARRIED**

The need for the structure of the contestable community grants for the up-coming 2021/2022 financial year to be reviewed was noted with a time requested to be set aside for this to occur.

**7.4 Proceedings of the Finance, Audit & Risk Committee 31 March 2021**

**Purpose**

To present to the Council the minutes of the Finance, Audit & Risk Committee meeting held on 31 March 2021.

MOVED by Cr Brannigan, seconded Cr Kaye-Simmons:

*THAT Report 21/134 Proceedings of the Finance, Audit & Risk Committee 31 March 2021 be received.*

*THAT the Council receives the open minutes of the Finance, Audit & Risk Committee meeting held on 31 March 2021.*

**CARRIED**

8 Executive

8.1 Mayoral Report - March 2021

**Purpose**

For His Worship the Mayor to report to Council on the community events and Council-related meetings attended

AND FURTHER

To provide Councillors the opportunity to give a brief verbal update on conference/forums attended, or the activities of those organisations/groups for which they are a Council representative.

MOVED by Mayor Wanden, seconded Cr Isaacs:

*THAT Report 21/100 Mayoral Report - March 2021 be received.*

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

**CARRIED**

8.2 Monitoring Report to 14 April 2021

**Purpose**

To present to Council the updated monitoring report covering actions arising from resolutions from previous Council meetings and also requested Officer actions.

MOVED by Cr Mitchell, seconded Deputy Mayor Mason:

*THAT Report 21/101 Monitoring Report to 14 April 2021 be received.*

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

**CARRIED**

Page 50 20/579 – Douglas Street Former Plantation Reserve Land

Page 52 20/469 – CE's Report – 3.2 Growth Dashboard

Mr Clapperton advised that due to workloads at present, Officers had not been able to progress these but he would follow up to find out when the information would be available.

Page 51 21/13 – Proceedings of the Foxton Community Board – Manawatū (Foxton Beach) Wharf

Responding to the matter raised by Mrs Paton with regard to funds from the Foxton Beach Freeholding Account being used for this project, Mr Clapperton said that the word 'repair' needed to be amended to read 'replace' as this was a replacement not a repair, and replacement was a form of renewal and was capital expenditure.

8.3 Chief Executive's Report to 14 April 2021

**Purpose**

For the Chief Executive to update Councillors, or seek endorsement on, a number of matters being dealt with.

MOVED by Cr Allan, seconded Cr Tukapua:

*THAT Report 21/102 Chief Executive's Report to 14 April 2021 be received.*

*THAT these matters or decisions be recognised as not significant in terms of s76 of the Local Government Act 2002.*

**CARRIED**

Mrs Brady responded to queries in relation to the use of the Mahi Space and how the events were publicised to ensure the widest possible dissemination of information on activities that were available. In terms of the length of the Provincial Growth Fund Mahi Space contract, Mrs Brady said it spanned three years with funding milestones that needed to be cleared which were largely attributed to the first eighteen months of the contract.

## 9 Customer and Regulatory Services

### 9.1 Fees and Charges 2021/2022: Food Act and Resource Consenting (Planning)

#### Purpose

To propose a schedule of fees and charges in respect of Food Premises that are subject to the Food Act 2014 and fees and charges in respect of Resource Consenting (Planning) for the 2021/2022 year commencing 1 July 2021.

MOVED by Cr Brannigan, seconded Cr Tukapua:

*THAT Report 21/126 Fees and Charges 2021/2022: Food Act and Resource Consenting (Planning) be received.*

*THAT this matter or decision is recognised as not significant in terms of S76 of the Local Government Act.*

**CARRIED**

Compliance Manager, Mrs Miller, and Consents Manager, Ms Leyland, joined the table to speak to the report and respond to any queries.

Mrs Miller advised that the word 'Premises' needed to be removed from the Statement of Proposal for the Food Act Fees and Charges as it related to previous legislation.

Speaking to the Resource Consenting (Planning) Fees and Charges, Ms Leyland said there quite a number of changes from previous years which had arisen as a result of an increased level of activity and an increased number of consents, particularly consents that were larger in scale and more complex than previously. She also noted an error in the report, with some information on Agenda page 71 incorrectly highlighted in red, and with the words in the variation box for that line to read "New deposit type to reflect actual costs". She requested that the recommendation be altered to accommodate the corrections.

MOVED by Deputy Mayor Mason, seconded Cr Mitchell:

*THAT the Horowhenua District Council resolves that, with noted amendments, the Food Act Fees and Resource Consenting (Planning) Fees for the 2021/22 year be used as the Statement of Proposal, with the Summary of Information and the submission form, be consulted on using the special consultative procedure as set out in section 83 of the Local Government Act 2002.*

*THAT the hearing of any submissions on this matter be heard by the Hearings Committee of Council acting under delegated authority, and a subsequent recommendation be made by the Committee to Council on this matter.*

**CARRIED**

## 10 Procedural motion to exclude the public

MOVED by Cr Brannigan, seconded Cr Bishop:

THAT the public be excluded from the following part(s) of the proceedings of this meeting.

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 follows.

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 which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

**C1 Proceedings of the Finance, Audit & Risk Committee 31 March 2021**

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	s7(2)(f)(ii) - The withholding of the information is necessary to maintain the effective conduct of public affairs through the protection of such members, officers, employees and persons from improper pressure or harassment.	s48(1)(a) The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.

**C2 Section 17A Service Delivery Review for Horowhenua District Council's Refuse Disposal**

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	s48(1)(a) The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.

The text of these resolutions is made available to the public who are present at the meeting and form part of the minutes of the meeting.

**CARRIED**

4.36 pm The public were excluded.

Resolutions in relation to the confidential items are recorded in the confidential section of these minutes and are not publicly available.

4.48 pm

There being no further business, the Chairperson declared the meeting closed.

CONFIRMED AS A TRUE AND CORRECT RECORD  
AT A MEETING OF COUNCIL HELD ON

**DATE:**.....

**CHAIRPERSON:**.....