



Minutes

of the

Thames-Coromandel District Council

Ordinary Meeting

Date 12 March 2014
Venue Council Chamber
515 Mackay Street
Thames

Present

GF Leach JP (Mayor)	HD Bartley	PA Brljevich
	LA Fox	PL French
	SA Goudie	MK McLean JP
	JT Wells	

In Attendance

Name

Community Board Chairs

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

Staff

David Hammond (Chief Executive)
Ariana Wickliffe (Senior Committee Advisor)
Sam Napia (Group Manager Governance,
Planning, Strategy)
Elizabeth Brand (Governance Manager)
Marion Smith (Community Environment Group Manager)
Leigh Robcke (District Plan Manager)
Bruce Baker (Senior Policy Planner)
Kirsten Williamson (Senior Policy Planner)

Item(s)

All Items
All Items
All Items
All Items
All Items
2.1, 2.2
2.1, 2.2
2.1, 2.2

Andrew Wharton (Senior Policy Planner)

2.1, 2.2

Meeting Commenced 9:02 am

Adjournments and Absences

Adjournment	Start	Finish	Reason
His Worship	10:55	11:17	Morning Tea
His Worship	12:28	12:57	Lunch

Absences	Start	Finish	Item
Councillor Goudie	09:25	11:17	2.2
Councillor French	13:44	13:53	7.1
Councillor McLean	14:17	14:20	Waikato Regional Council Presentation
Councillor Goudie	14:55	14:58	Waikato Regional Council Presentation
Councillor Fox	15:00	Did not return	

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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 Councillor Connors, Community Board Chair Peters and Walker.

Moved/Seconded By: Goudie/Wells

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).

Jane Beck

Jane provided comments to Item 2.2 Council submissions on the Proposed District Plan. Jane's discussion is noted in *Attachment A*.

Key Discussion Points

- Jane outlined that the word “immediately” under section 3 point 1 “Building” is not reasonable in this context.
- Jane expressed further concerns to the wording appearing again under section 3 point 2 “Campground” and requested that Council does not submit to add the word.
- Additional concerns were raised to the inclusion of the sentence “*This exclusion applies to only one such structure per lot, and only if an existing dwelling is on the lot*” Jane explained that the definition is clear that it is ‘one’ free standing structure and needs no clarification by adding the sentence. Jane requested that Council does not submit to add the additional sentence.

Resolved

That the Thames-Coromandel District Council:

1. Receives the speakers in public forum.

Moved/Seconded By: French/Bartley

1.3 Items not on the Agenda

No Items were received.

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 declared a conflict of interest to Item 2.2 Council submissions on the Proposed District Plan in which she is appointed as a Commissioner on the District Plan Hearings Panels Panel.

Moved/Seconded By: McLean/Brljevich

1.5 26 February 2014 Council Minutes & 12 February 2014 Council Workshop Notes for Confirmation

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

Resolved

That the Thames-Coromandel District Council:

1. Confirms the following Minutes:
Thames-Coromandel District Council Minutes - 26 February 2014.
2. Receives the following Notes:
Thames-Coromandel District Council Workshop Notes - 12 February 2014.

Moved/Seconded By: Wells/Bartley

2 Planning and Strategic Relationships

2.1 Refinements to Terms of Reference for District Plan Hearings Panel

Staff presented refinements to the Terms of Reference for the District Plan Hearings Panel.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.
2. Approves the amended Terms of Reference for the District Plan Hearings Panel, and delegates, under section 34A of the Resource Management Act 1991, the functions, powers and duties contained in the Terms of Reference to the District Plan Hearings Panel.

Moved/Seconded By: McLean/Fox

2.2 Council submission on the Proposed District Plan

Council was asked to consider and approve the Thames-Coromandel District Council's submission to the Proposed Thames-Coromandel District Plan.

Key Discussion Points

- Staff spoke to the amendments that were included in the draft submission to the proposed District Plan.
- Staff expanded on the Definition sections and in particular point five "Kitchen" and it was explained further refinement was required.
- Staff elaborated on section nine with moving natural character to rural area policies. Section ten highlighted the inclusion of review of natural hazard policies and rules about tsunami.
- Under the Site Development Plans sections staff received feedback to minimum lot area and restricted discretionary activity.
- Staff tabled *Attachment B* Map Overlays with changes highlighted in pink.
- Staff tabled *Attachment C* - Taking of Esplanade for Public Access and Recreational Opportunities as requested. It was advised that the Council submission will make the plan clearer when esplanade reserves will be taken. This is for the purpose of public access to the coast and recreational opportunities.
- Council required the following recommendations to be included in the resolutions:
 - Make the Plan more explicit about the circumstances when esplanade reserves will be taken.
 - Amend subdivision rules in relation to the creation of esplanade reserves in the Rural Area to include specific standards for esplanade reserves where allotments greater than 4 hectares are created along the mark of mean high water springs to the sea.
 - Include additional matters for assessment of restricted discretionary activities relating to esplanade reserves and public access.
- It was noted that Councillor Brljevič requested the recording be abstained for only the inclusion of matters for assessment of restricted discretionary activities relating to esplanade reserve and public access point that was made in Item 2.2 Council Submission on the Proposed District Plan.

Resolved

That the Council:

1. Receives the report.
2. Approves the Council's submission points and attached diagrams; including the following points:
 - Make the Plan more explicit about the circumstances when esplanade reserves will be taken.
 - Amend subdivision rules in relation to the creation of esplanade reserves in the Rural Area to include specific standards for esplanade reserves where allotments greater than 4 hectares are created along the mark of mean high water springs to the sea.
 - Include additional matters for assessment of restricted discretionary activities relating to esplanade reserves and public access.To be the Council's submission on the Proposed Thames-Coromandel District Plan.
3. Approves the deletion of Council submission points if a public submission raises the same point with the same relief sought.
4. Approves the minor corrections to the Proposed District Plan listed in the RMA Schedule 1, Clause 16(2) table attached (Council submission on the Proposed

- Thames-Coromandel District Plan) to this report.
5. Approves a Council submission point to clarify that building demolition and removal is a permitted activity.

Moved/Seconded By: Fox/Bartley

2.3 Presentation by Historic Kopu Bridge Society

Staff presented introductory information for the Historic Kopu Bridge Society (HKBS) presentation with representatives from the Institute of Professional Engineers of NZ (IPENZ) and the New Zealand Historic Places Trust also in attendance.

Key Discussion Points

- Staff introduced Gary Blake (Chairman HKBS), John La Roche (Committee Member on Engineering Heritage Board) Robin Byron (Heritage Advisor Architecture NZ Historic Places Trust) and Tanya Bradford - Robinson (Owner of Kopu Roadhouse).
- Gary represents the HBKS which is seeking Council's assistance in the protection of the Historic Kopu Bridge.
- Gary spoke to *Attachment A* as listed in the report. In summary, Gary discussed the New Zealand Transport Agency (NZTA) report outlines twelve options for the old Kopu Bridge. Options one - ten largely favoured to deconstruct the structure; this is because NZTA cannot continue to fund any future maintenance.
- The NZTA report suggested two options that would require Councils input.
- Gary invited John La Roche a member on the IPENZ Engineering Heritage Board speak to tabled *Attachment B* - Biography of John Ernest Lelliott Cull the engineer who designed the Kopu Bridge and *Attachment C* - The 1928 Kopu Bridge - a significant engineering achievement for elected members to peruse.
- John described the old Kopu Bridge as having special heritage significance as the only remaining 'swing span type' of bridge in New Zealand. John explained these aspects warranted the inclusion of the bridge to the IPENZ Engineer Heritage Register. He recommended Council to support the society's initiative to retain the bridge. John outlined that further discussion with NZTA verbalised that if Council supported the Society, NZTA would be sympathetic to provide a budget for long term maintenance.
- Robin Byron tabled *Attachment D* - The insertion of the Kopu Bridge to the Historic Places Historic Areas Register. Robin explained the bridge was identified because of its swing span structure and its heritage value. Furthermore she described saving the old Kopu Bridge goes beyond the physical structure for the Society, and that it is encouragement to the community.
- Tanya Bradford-Robinson Treasurer of the Society and Kopu Business Owner's presentation focused on saving the old Kopu Bridge. Tanya spoke about the bridge as being an integral part of community. In addition that it has been a standing icon as the gateway to the Coromandel. She urged to Council to retain the bridge.
- HKBS suggested the bridge could be utilised for increasing economic growth including tourism. With Council's anchor project of Hauraki Rail Trail - Kopu to Kaiua, HBKS suggested the Kopu Bridge could be implemented as an additional drawcard for this project and would be an important heritage attraction.
- Council advised that without sufficient estimate of the cost and a financially sound plan for further maintenance to the Bridge, their support to the Society would be at risk.
- Council sought further clarification to the options the Society recommended, and in particular Council's role. There was concern as members of the Society provided differing views as to who would take over ownership of the Bridge.
- Council requested HKBS to minimise and mitigate risk with reliable information of the cost involved.

- Council commented that it would be interesting to see a current poll of local support to the bridge retention.
- Council would like to understand Hauraki District Council's involvement in assisting with efforts to retain the bridge.
- The Chief Executive discussed that Council staff are supporting the Society by undertaking peer review of reports and providing staff as an advisory to their trust.
- Council advised HKBS that they would need to seek legal opinion to assist with their business case. The Chief Executive expressed there is an opportunity that this can be exercised internally as there are additional queries Council are investigating. There is a possibility to combine the issues when seeking legal guidance.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.

Moved/Seconded By: French/McLean

3 Presentations

3.1 Population Health Presentation- Waikato District Health Board

Dr Dell Hood (Medical Officer of Health) and Nick Chester (Policy Analyst) presented introductory information on the public health roles of local government.

Key Discussion Points

- Dell expanded on the role and profile of Population Health with a PowerPoint presentation noted as *Attachment A*.
- Population Health is not a provider of treatment, their focus is more on the social determinants of health for example; adequate housing and drinking water quality.
- Their service is to prevent disease, inform and promote good choices to improve health and quality of life.
- Dell explained that local government play a vital role in achieving good health for the community. She commended Council for taking the initiative in developing frameworks and services directing consideration of opportunities to maintain and enhance healthy choices, for example:
 - Safe and accessible cycle ways and walkways
 - Local Alcohol Policies
 - Local Approved Products Policies
 - Ageing and Youth Strategies
- Dell and Nick tabled *Attachment B* - New Zealand Legislation Health Act 1956 - Part 2 Powers duties of local authorities. Dell explained that Council had a significant role to public health, and extended the invite to continue to work collaboratively with the members and organisation.
- It was reminded that members are in a position to influence and encourage the community to make informed decisions and promote best practice for health.
- The presentation was an opportunity for the public health members to show their support to Council.

3.2 Waikato Regional Council Presentation

Waikato Regional Council - Vaughan Payne (Chief Executive) and Jaxon Roxburgh (Area Manager - Hauraki) and Councillor Peter Buckley presented the Waikato Regional Council Draft Annual Plan 2014/15.

Key Discussion Points

- Vaughan tabled Draft Annual Plan 2014/15 handout.
- Vaughn briefly discussed the summary and highlighted the following priorities:
 - Land and Water
 - Coastal and Marine
 - Co-governance with Iwi
 - Regional Development
 - Community partnerships
- The Draft Plan is out for consultation submissions on Monday, 17 March 2014 and closes 4pm Thursday, 17 April 2014.
- It was outlined the Thames-Coromandel projects will include:
 - District-wide consent mangrove seedling removals
 - Harbour and Catchment Plan
 - Collaboration with obtaining land use consents for Hauraki Rail Trail extension - Kopu - Kaiaua
- The Graham's Creek Flood Protection project for \$600,000 is dependent on Council agreeing to upgrade the Mania Road causeway bridge and agreement from the landowners. Consultation and feedback will be sought on this specific proposal.

4 Regulatory

4.1 Report on Dog Control Delegations

Staff sought approval for Council to delegate to the Chief Executive certain powers under the Dog Control Act 1996.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.
2. Notes that a comprehensive review of delegations is underway and revised delegation will be reported to Council later in the year.
3. Delegates to the Chief Executive the power under section 25 of the Dog Control Act 1996 authority to disqualify a person from owning a dog and authority to specify the length of disqualification.
4. Delegates to the Chief Executive the power under section 31 of the Dog Control Act 1996 authority to classify a dog as dangerous.
5. Delegates to the Chief Executive authority initiate prosecutions and complete all necessary functions and duties associated with the prosecution process.
6. Confirms that the Chief Executive is able to delegate powers to staff as they consider appropriate.

Moved/Seconded By: French/Leach

5 Infrastructure

No Items were received.

6 Finance

No Items were received.

7 Support Activities

7.1 2014 Local Governance Statement "Our Council"

Staff sought Council approval for the Local Governance Statement as required by the Local Government Act 2002, Section 40.

Key Discussion Points

- Staff were instructed to make the following amendments:
 - Add Peter French's name to the Thames Ward - Page 15 and Thames Community Board - Page 19.
 - Add to Council Directions "*Continue to support businesses in our District*" - Page 31.
 - Alterations to Council's management structure to reflect one tier executive reporting line - Page 32.

Resolved

That the Thames-Coromandel District Council:

1. Receives the report.
2. Approves the 2014 Local Governance Statement "Our Council" for release to the public with the corrections as noted.

Moved/Seconded By: Fox/Leach

8 Chief Executive

No Items were received.

9 Members' Reports

No Items were received.

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

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:

<i>General Subject of Each Matter to be Considered</i>	<i>Reason for Passing this Resolution</i>	<i>Ground(s) Under Section 48(1) for the Passing of the Resolution</i>
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.

Moved/Seconded By: McLean/Leach

10.1 Public Excluded - 26 February 2014 - 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 Minutes:
Public Excluded - Thames-Coromandel District Council Minutes - 26 February 2014.

Moved/Seconded By: Bartley/Brijevich

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

Moved/Seconded By: McLean/Fox

Meeting Closed at 15:31

The foregoing Minutes were certified as being a true and correct record of the meeting of the Thames-Coromandel District Council held on 12 March 2014.

Chairperson _____ **Date** _____