



SOUTH WAIRARAPA DISTRICT COUNCIL MEETING MINUTES

23 April 2014

- Present:** Mayor Adrienne Staples (chair), Councillors Brian Jephson, David Montgomerie, Viv Napier, Colin Olds, Julie Riddell and Solitaire Robertson.
- In Attendance:** Paul Crimp (Chief Executive Officer), Suzanne Clark (Committee Secretary) and for part only Mark Allingham (Infrastructure and Services Group Manager) and Bill Sloan (Asset Manager).
- Conduct of Business:** The meeting was held in the South Wairarapa District Council Chambers at 19 Kitchener Street, Martinborough and was conducted in public between 9:30am and 12:55pm.
- Public Participation:** Esther Read and Tracey O'Callaghan (Age Concern Wairarapa).
- Also in Attendance:** Dayle Clarkson (Sport Wellington) and Lisa Cornelissen (Martinborough Community Board).
- Media:** Vomle Springford (Wairarapa Times Age).

A Preliminary Matters

A1. Apologies

COUNCIL RESOLVED (DC2014/47) to receive apologies from Councillors Margaret Craig, Dean Davies and Max Stevens.

(Moved Cr Robertson/Seconded Cr Olds)

Carried

A2. Conflicts of Interest

Cr Montgomerie declared a conflict of interest with agenda item C9 Combined Moroa Longwood Water Race Bylaw as the water race ran through his property.

A3. Public Participation

Tracy O'Callaghan with support from Esther Read tabled the Age Concern Wairarapa strategy document and asked that councillors note the focus of the organisation, and the three primary services offered by the organization. These services are: elder abuse (intervention), accredited visitor services and activities planning.

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A4. Presentations from Community Boards/Council Committees/Organisations granted funding under Economic, Cultural and Community Development

Dayle Clarkson, Sport Wellington, submitted Phil Gibbons attendance apologies and presented key achievements of the organisation over the last 6 months. Ms Clarkson advised that Sport Wellington were seeking to employ someone to assist local authorities assess progress on achieving outcomes from their recreation plans and then look at wider regional facility alignments.

Lisa Cornelissen, chair of Martinborough Community Board, presented the Community Board 3-year Strategy stating that the intention was to operate on a zero budget and that funds spent are within the strategic areas as outlined in their plan.

A5. Minutes for Confirmation

COUNCIL RESOLVED (DC2014/48) that the minutes of the Council meeting held on 12 March 2014 be received and confirmed as a true and correct record subject to the following correction

Under E2 Reports from Councillors, remove 'Healthy Homes, Wairarapa Library Service Committee, Local Alcohol Policy' from underneath Cr Montgomerie.

Under E3 Council Groups and Working Parties changes reference to 'Licensing Authority (ARLA) Working Group' to 'Wairarapa Alcohol Working Group' in the header and in the text of the first paragraph.

(Moved Cr Jephson/Seconded Cr Napier)

Carried

A6. Minutes for Confirmation

COUNCIL RESOLVED (DC2014/49) that the minutes of the Council meeting held on 9 April 2014 be received and confirmed as a true and correct record subject to the inclusion of Cr Brian Jephson in the attendance record.

(Moved Cr Olds/Seconded Cr Montgomerie)

Carried

A7. District Council Actions

COUNCIL RESOLVED (DC2014/50) to receive the District Council Action Items.

(Moved Cr Riddell/Seconded Cr Robertson)

Carried

A8. 12/22 LTP and Annual Plan 13/14 Actions

COUNCIL RESOLVED (DC2014/51) to receive the 12/22 Long Term Plan and 13/14 Annual Plan Action Items.

(Moved Cr Montgomerie/Seconded Cr Napier)

Carried

B Council Committee and Community Board Minutes

B1. Policy and Finance Committee

COUNCIL RESOLVED (DC2014/52) to receive the minutes of the Policy and Finance Committee 12 March 2014.

(Moved Cr Riddell/Seconded Cr Olds)

Carried

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B2. Martinborough Community Board

COUNCIL RESOLVED (DC2014/53) to receive the minutes of the Martinborough Community Board 31 March 2014.

(Moved Cr Jephson/Seconded Cr Robertson)

Carried

B3. Featherston Community Board

COUNCIL RESOLVED (DC2014/54) to receive the minutes of the Featherston Community Board 1 April 2014.

(Moved Cr Jephson/Seconded Cr Robertson)

Carried

B4. Greytown Community Board

COUNCIL RESOLVED (DC2014/55) to receive the minutes of the Greytown Community Board 2 April 2014.

(Moved Cr Jephson/Seconded Cr Robertson)

Carried

B5. Maori Standing Committee

COUNCIL RESOLVED (DC2014/56) to receive the minutes of the Maori Standing Committee 24 March 2014.

(Moved Cr Jephson/Seconded Cr Robertson)

Carried

C Decision Papers and Common Seal

C1. Charging for Camping on Council Land

Councillors considered the report noting:

- That the Ngawi Rate Payers Association were currently running a donation system for the Ngawi Campground with the money collected being invested back into the campground to improve facilities.
- That the park over property in Featherston had been setup with assistance from the Motor Caravan Association and that a donation system in central Featherston could attract vandalism.

Mr Crimp advised that having a bylaws officer take donations wasn't practical due to audit requirements.

COUNCIL RESOLVED (DC2014/57):

1. To receive the information.
2. To adopt option c) for implementation in time for the 2014/15 summer camping season with amendments as passed.

(Moved Cr Jephson/Seconded Cr Riddell)

Carried

COUNCIL RESOLVED (DC2014/58) to amend resolution DC2014/57 so that the parking lot behind the Fell Museum would not have a donation box installed.

(Moved Cr Robertson/Seconded Cr Napier)

Carried by a majority vote

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COUNCIL RESOLVED (DC2014/59) to amend resolution DC2014/57 so that the Ngawi camping area would not have a Council donation box installed.

(Moved Cr Olds/Seconded Cr Jephson)

Carried by a majority vote

C2. Pain Farm Bequest Review

COUNCIL RESOLVED (DC2014/60):

1. To receive the information.
2. To approve the Martinborough Community Board recommendation to Council that the Pain Farm bequest be reviewed.

(Moved Cr Napier/Seconded Cr Robertson)

Carried

C3. Consideration of Unoccupied Commercial Buildings Bylaw

Councillors agreed that rundown commercial buildings in the district were a source of frustration, however any measures put in place to combat the problem needed to be robust and enforceable.

COUNCIL RESOLVED (DC2014/61):

1. To receive the information.

(Moved Cr Montgomerie/Seconded Cr Robertson)

Carried

2. Not to introduce an “Unoccupied Commercial Buildings Bylaw” but to seek legal advice from a resource management lawyer to examine all legal avenues.

(Moved Cr Robertson/Seconded Cr Riddell)

Carried

C4. Dog Fees and Charges Report

COUNCIL RESOLVED (DC2014/62):

1. To receive the information.
2. To adopt the dog control fees for 2014/15 as set out in Appendix 1, column 2 which will result in a 2% increase.
3. To consider full cost recovery, including overheads, as part of the 2015/25 LTP.

(Moved Mayor Staples/Seconded Cr Napier)

Carried

C5. Psychoactive Substances: Consideration of Submissions and Adoption of Local Approved Products Policy

COUNCIL RESOLVED (DC2014/63):

1. To receive the information.
2. To adopt the LAPP, subject to the following changes and amendments being incorporated into the policy;
3. Insert new e. as follows “are not permitted within 50 metres of an existing off licenced liquor premise.
4. Existing e. to become f.
5. Existing f. to become g.
6. Existing e. (new f.) change the word “meters” to “metres”.

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7. Existing f (new g.) change the words “proposed in 1 to 4 above” to “proposed in a. to e. above”.
8. In section 4. Interpretation, change the definition of a Fully Manned Police Station to “a Police Station that is covered 24 hours, 7 days a week by rostered staff”.
(*Moved Cr Napier/Seconded Cr Riddell*) Carried
9. Action 228: Correct section 2.2 of the report to Council for filing purposes; M Buchanan

C6. Appointment of Commissioner for Subdivision Consent Hearing

COUNCIL RESOLVED (DC2014/64):

1. To receive the information.
2. To delegate to the Group Manager, Planning and Environment the ability to appoint one of the two commissioners identified in this report ‘commissioner’ to undertake the hearing in response to the request by Mssrs Cooke and Marsh (submitters).
3. To delegate to the Group Manager, Planning and Environment, the ability to appoint an independent hearings commissioner should the circumstances require it.

(*Moved Mayor Staples/Seconded Cr Napier*)

Carried

C7. Sale and Supply of Alcohol Act and Regulations – Fees and Delegation of Powers

COUNCIL RESOLVED (DC2014/65):

1. To receive the information.
2. To delegate to the Group Manager Planning and Environment and the Team Leader Environmental Health the following powers pursuant to clause 32 of schedule 7 of the Local Government Act 2002.
 - the power under regulation 5(1) of the Sale and Supply of Alcohol (Fees) Regulations 2013 to assign a cost/risk rating to any premises for which an on-licence, off-licence, or club licence is held or sought
 - the power under regulation 5(6) of the Sale and Supply of Alcohol (Fees) Regulations 2013 to form an opinion whether or not a club operates any part of the premises in the nature of a tavern at any time, if a club operates a bar for no more than 40 hours each week, if a restaurant has a significant bar area and operates that bar area at least one night a week in the manner of a tavern or does not operate that bar area in the manner of a tavern at any time, or if a restaurant only serves alcohol to the table and does not have a separate bar area.
 - the power under regulation 6(1) of the Sale and Supply of Alcohol (Fees) Regulations 2013 to assign a fees category to any premises for which an on-licence, off-licence, or club licence is held or sought.
 - the power under regulation 6(4) of the Sale and Supply of Alcohol (Fees) Regulations 2013 to exercise discretion to assign a fees category to premises that is 1 level lower than the fees category determined under regulation 6(1) of those regulations.

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- the power under regulation 10(2) of the Sale and Supply of Alcohol (Fees) Regulations 2013 to exercise discretion to charge a fee for a special licence that is 1 class below the class of the licence that is issued.

(Moved Cr Jephson/Seconded Cr Riddell)

Carried

C8. Supplementary Water Supplies

COUNCIL RESOLVED (DC2014/66):

1. To receive the information.
2. To continue to promote and create and use educative material to encourage developers and individuals when building a new house in an urban area to consider incorporating supplementary water supply/reuse systems.
3. To formulate a Water Conservation and Efficiency Plan for the Public Water Supply System.

(Moved Cr Robertson/Seconded Cr Olds)

Carried

4. Action 229: Include commentary on suitable connections for domestic tanks to fire appliances in the educational material as described in resolution DC2014/66; M Buchanan
5. Action 230: Provide an information sheet (brochure) for the public on where suitable water supply/reuse systems and tanks can be purchased; M Buchanan

C9. Combined Moroa Longwood Water Race Bylaw

Councillors considered the Statement of Proposal and draft bylaw and discussed with officers how the bylaw would work for urban residents. Councillors asked that officers continue to foster relationships with water race users and implement suggestions as proposed in the report.

COUNCIL RESOLVED (DC2014/67):

1. To receive the information.
(Moved Cr Olds/Seconded Cr Napier) Carried
2. To adopt the Statement of Proposal incorporating the Combined Moroa Longwood Water Race Bylaw (Draft) with amendments as discussed.
3. To proceed to public consultation in accordance with Special Consultative Procedure as prescribed in Section 83 Local Government Act 2002.
(Moved Cr Olds/Seconded Cr Riddell) Carried
4. Action 231: Correct the third section on page 1 of the Statement of Proposal to say 'South Wairarapa District Council has reviewed the bulk of its bylaws and has implemented a....'; M Allingham
5. Action 232: Correct the Statement of Proposal proposed timeline date of commencement from 1 July 2014 to 1 July 2015; M Allingham
6. Action 233: Make an officers submission requesting the residential area wording of the bylaw be clarified (with regards to the Greytown industrial area); M Allingham
7. Action 234: Make an officers submission to alter Clause 2.4.13 of the draft Water Race Bylaw to reflect the resource requirements imposed by the Combined District Plan before Council can approve as a conditional consent; M Allingham

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C10. Greytown Wastewater

The Group Manager Infrastructure and Services advised that but there was no current intention (as per the 35 year resource consent application) for Greytown to take additional waste water and that the Greytown waste water treatment plan would not cope with waste water from Carterton.

COUNCIL RESOLVED (DC2014/68):

1. To receive the information.
2. That there is no current intention to process Carterton wastewater, as per the nature of the resource consent application.

(Moved Mayor/Seconded Cr Montgomerie)

Carried

C11. Martinborough Town Hall Working Group Change of Structure

COUNCIL RESOLVED (DC2014/69):

1. To receive the information.
2. To amend section 2 “Membership” of the Terms of Reference for Martinborough Town Hall Working Group to that described in Appendix 2 of the report.

(Moved Cr Jephson/Seconded Cr Robertson)

Carried

D Operational Reports

D1. Planning and Environment Group Report

COUNCIL RESOLVED (DC2014/70) to receive the Planning and Environment Group Report.

(Moved Cr Riddell/Seconded Cr Montgomerie)

Carried

D2. Infrastructure and Services Group Report

Councillors considered the report and the Group Manager Infrastructure and Services answered questions relating to the Greytown Transfer Station and graffiti reporting errors.

COUNCIL RESOLVED (DC2014/71) to receive the Infrastructure and Services Group Report.

(Moved Cr Riddell/Seconded Cr Olds)

Carried

D3. Chief Executive Officer Report

Councillors considered the report and Mr Crimp answered queries relating to rates arrears and LGOIMA requests.

COUNCIL RESOLVED (DC2014/72):

1. To receive the Chief Executive Officer Report.
2. To receive the financial statements for the 7 months ended 28 February 2014 and the tabled finances for the 8 months ended 31 March 2014.

(Moved Cr Montgomerie/Seconded Cr Jephson)

Carried

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D4. Swimming Pools Works Update

COUNCIL RESOLVED (DC2014/73) to receive the information.

(Moved Cr Robertson/Seconded Cr Olds)

Carried

E Representation Reports

E1. Mayor's Monthly Report

Mayor Staples presented a proposal for Council to take a leadership role in developing a plan for the Lake Ferry reserve in conjunction with Department of Conservation and Greater Wellington Regional Council.

Mayor Staples undertook to provide details of correspondence from Lily Adamson to Cr Montgomerie.

COUNCIL RESOLVED (DC2014/74):

1. To receive the Mayor's report.
2. That SWDC act as the convenors for a workshop with interested parties to develop a plan for the DoC Reserve at Lake Ferry.

(Moved Cr Napier/Seconded Mayor Staples)

Carried

E2. Reports from Councillors

A report from the Wairarapa Road Safety Council was tabled on behalf of Cr Craig.

Cr Montgomerie

Cr Montgomerie updated councillors on building progress at Cobblestones Museum.

Cr Napier

Southern Wairarapa Safer Community Council

Cr Napier referred councillors to the reports included with Council agenda papers and spoke briefly on Healthy Homes outcomes.

Cr Riddell

Healthy Homes, Wairarapa Library Service (WLS)

Cr Riddell referred councillors to the report included with Council agenda papers and spoke briefly on CDEM.

Cr Robertson

South Wairarapa Community Arts Council

Minutes from the Creative Communities Assessment Committee meeting of 5 March 2014 were tabled.

E3. Council Groups and Working Parties

Wairarapa Alcohol Working Group

Cr Napier reported that over 1000 submissions on the alcohol survey had been received to date.

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Martinborough Town Hall Working Group

Minutes from the Working Group meeting of 19 March 2014 were included with Council agenda papers.

COUNCIL RESOLVED (DC2014/75) to receive all councillor reports and minutes from Council working parties and committees.

(Moved Cr Riddell/Seconded Cr Napier)

Carried

E5. GWRC Advisory Committees

Waiohine Floodplain Management Planning Advisory Committee

Cr Napier reported that GWRC had commenced consultation with affected land owners.

Whaitua Committee

Cr Olds undertook to include the minutes from a Whaitua Committee meeting in the next Council agenda papers.

COUNCIL RESOLVED (DC2014/76):

1. To receive the reports from GWRC Advisory Committees.

(Moved Cr Montgomerie/Seconded Cr Jephson)

Carried

2. Action 235: Contact GWRC and ensure Cr Jephson is on the mailing list for Lower Valley Development Scheme Advisory Committee meetings; P Crimp

F Public Excluded

F1. Organisational Structure of a Piece of Council Owned Land &

F2. Roading Contract

COUNCIL RESOLVED (DC2014/77) that the public be excluded from the following part of the 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 are as follows:

Report/General Subject Matter	Reason for passing this resolution in relation to the matter	Ground(s) under Section 48(1) for the passing of this Resolution
Organisational Structure of a Piece of Council Owned Land	Good reason to withhold exists under section 7(2)(b)(h)	Section 48(1)(a)
Roading Contract	Good reason to withhold exists under section 7(2)(b)(h)	Section 48(1)(a)

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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 are as follows:

Reason for passing this resolution in relation to the matter	Ground(s) under Section 48(1) for the passing of this Resolution
b)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. h) enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	Section 7(2)(b)(h)

(Moved Mayor Staples/Seconded Cr Napier)

Carried

COUNCIL RESOLVED (DC2014/80) to move out of the public excluded section of the meeting.

(Moved Mayor Staples/Seconded Cr Robertson)

Carried

Confirmed as a true and correct record

.....(Mayor)

.....(Date)

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