

# CENTRAL HAWKE'S BAY DISTRICT COUNCIL

## COUNCIL MEETING 7 AUGUST 2008

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# CENTRAL HAWKE'S BAY DISTRICT COUNCIL

Notice is hereby given that a meeting of Council will be held in the Council Chamber, Ruataniwha Street, Waipawa on **Thursday, 7 August 2008** commencing at **2.00pm (1400 hours)**.

**PRESENT:** Her Worship the Mayor, P M Giddens  
Councillors S Butler, T K Kingston, M R Manning, M A Mullins,  
H C Pedersen, T G Story, D N Tennent and M J Waite

**IN ATTENDANCE:**

J B Freeman	[Chief Executive]
S J Thrush	[Technical Services Manager]
K E Brown	[Corporate Services Manager]
J Glengarry	[Regulatory Services Manager]
B E Way	[Utilities Manager]
D C Moorcock	[Administration Assistant]
R Rupuha	[Maori Consultative Committee Representative]

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## 1.0 PRAYER

*"We dedicate ourselves to the service of the District of  
Central Hawke's Bay/Tamatea and its people.  
We ask for God's help  
to listen to all  
to serve all  
and to lead wisely.  
Amen."*

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## 2.0 APOLOGIES

## 3.0 DECLARATIONS OF CONFLICTS OF INTEREST

Conflicts of interest (if any) to be reported for minuting.

#### 4.0 CONFIRMATION OF MINUTES

##### MINUTES OF THE MEETING OF COUNCIL HELD ON 26 JUNE 2008 AND THE EXTRAORDINARY MEETING OF COUNCIL HELD ON 17 JULY 2008

*Pages 1 – 17*

Attached are the minutes of the meeting of Council held on 26 June 2008 and the minutes of the Extraordinary Meeting of Council held on 17 July 2008, including Public Excluded minutes.

##### RECOMMENDATION:

That the minutes of the meeting of Council held on 26 June 2008, and the minutes of the Extraordinary meeting of Council held on 17 July 2008, including Public Excluded minutes, as attached, be confirmed as a true and correct record.

Cnrs \_\_\_\_\_ / \_\_\_\_\_

#### 5.0 LOCAL GOVERNMENT ACT COMPLIANCE – DECISION MAKING AND ACCOUNTABILITY

##### RECOMMENDATION:

That Council has read the reports associated with items 10, 11, 12, 13, and 14, and considers in its discretion, that sufficient consultation has taken place in addition to the Councillors knowledge of each item to meet the requirements of Section 82(3) in such a manner that it is appropriate for decisions to be made during the course of this meeting.

Cnrs \_\_\_\_\_ / \_\_\_\_\_

#### 6.0 REPORT FROM SERVICES COMMITTEE

*Pages 18 – 20*

Attached are the minutes of the meeting of the Services Committee held on 17 July 2008.

##### RECOMMENDATION:

That the minutes of the meeting of the Services Committee held on 17 July 2008 be received.

Cnrs \_\_\_\_\_ / \_\_\_\_\_

The Committee refers the following recommendation to Council:

##### 1. PUKEORA SCENIC ROAD TEMPORARY ROAD CLOSURE

That under Section 342(b) and the Tenth Schedule of the Local Government Act 1974, Pukeora Scenic Road be closed with conditions, for a hill climb event on Sunday 14 September 2008 from 8.00am to 6.30pm.

##### REASON:

The Hawke's Bay Car Club has asked Council to close the road for their annual hill climb event. Council can do this under the Local Government Act. From previous events at this site a process to ensure the proper, safe and acceptable running of this event has been agreed to.

The Objective of the decision will contribute to the following Community Outcome:

- *Safe and secure communities.*

Cnrs \_\_\_\_\_ / \_\_\_\_\_

**7.0 REPORT FROM HER WORSHIP THE MAYOR**

*Pages 21 - 23*

**RECOMMENDATION:**

That the report from Her Worship the Mayor for July be received.

Cnrs \_\_\_\_\_ / \_\_\_\_\_

**8.0 PRESENTATION ON UPGRADE OF HAWKE'S BAY MUSEUM AND ART GALLERY**

*Mayor Barbara Arnott, Napier City and Douglas Lloyd-Jenkins will give a presentation on the update of the Hawke's Bay Museum and Art Gallery.*

**RECOMMENDATION:**

That the information be received.

Cnrs \_\_\_\_\_ / \_\_\_\_\_

**9.0 EEO REPORT FOR 2007-08 FINANCIAL YEAR**

**Report – Corporate Services Manager**

*Pages 24 - 28*

**RECOMMENDATION:**

That the EEO report for the 2007-08 financial year be received.

Cnrs \_\_\_\_\_ / \_\_\_\_\_

**10.0 RATING REVIEW WORKING PARTY MEETING FEE**

**Report – Chief Executive**

*Pages 29 - 30*

**RECOMMENDATION:**

That Council pay a \$55 per meeting fee to each of the public members of the Rating Review Working Party.

**REASON**

The objective of the decision will contribute to the following community outcomes:

- *A lifetime of good health and wellbeing.*
- *An environment that is appreciated, protected and sustained for future generations.*
- *Safe and secure communities.*
- *Transport infrastructure and services that are safe, effective and integrated.*
- *A strong, prosperous and thriving economy.*
- *Strong regional leadership and a sense of belonging.*
- *Supportive, caring and inclusive communities*

- *Communities that value and promote their unique culture and heritage*
- *Safe and accessible recreational facilities.*

Cnrs \_\_\_\_\_ / \_\_\_\_\_

## **11.0 LOCAL GOVERNANCE STATEMENT**

**Report – Chief Executive**

*Pages 31 - 49*

### **RECOMMENDATION:**

That the Local Governance Statement, as amended, be adopted and become effective immediately.

### **REASON**

Council's Local Governance Statement is a requirement of Section 40 of the Local Government Act 2002.

Cnrs \_\_\_\_\_ / \_\_\_\_\_

## **12.0 KAIRAKAU DRAIN**

**Report – Chief Executive**

*Pages 50 - 54*

### **RECOMMENDATION:**

That Council establish an agreement with the owners of 2C5B for a land swap to form a new drain along the north eastern boundary of the property.

### **REASON:**

**The objective of the decision will contribute to the following community outcomes:**

- *A lifetime of good health and well being*
- *Safe and secure communities.*

Cnrs \_\_\_\_\_ / \_\_\_\_\_

## **13.0 HAWKE'S BAY REGIONAL COUNCIL – COASTAL PLAN DECISIONS**

**Report – Regulatory Services Manager**

*Pages 55 - 62*

### **RECOMMENDATION:**

That Council receive the report and make no appeals against any of the Hawke's Bay Regional Council decisions.

### **REASON:**

There are no matters of sufficient importance outstanding that would warrant any appeals being taken against the Hawke's Bay Regional Council decisions.

**The objective of the decision will contribute to the following community outcomes:**

- *An environment that is appreciated, protected and sustained for future generations.*

**14.0 CONFLICTS OF INTEREST****Report – Chief Executive***Pages 63 -70***RECOMMENDATION:**

That Council receives the report.

That Council does not support the complaint received from Mr Hansen but reminds Elected Members of the need for open and transparent representation.

**REASON**

Council will consider the report from the Conduct Review Committee on the allegation in open meeting of Council.

**15.0 DELEGATIONS****Proposed Subdivisions**

	Name	Address	Type	Number of Additional Lots Proposed
•	Aorangi Heights Ltd	Old Hill Road, Porangahau	Rural	9
•	The Kittow Family	89 Rotowai Road, Omakere	Rural	1
•	The Sandford Family Trust	Argyll and Hickey Roads, Argyll	Rural	1
•	P & C Cooper-Taylor	72 White Road, Otane	Rural	1
•	The Kittow Family	89 Rotowai Road, Omakere	Rural	<i>Amendment</i>
•	Anthony Thompson	Taylor Road, Onga Onga	Rural	1

**Outline Plan: Waipawa Substation Upgrade**

•	Environmental Challenge Ltd	Onga Onga Road, Waipawa	Rural, Designation 172
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**Car Parking Waiver**

•	Forty South Ventures Ltd	High Street, Waipawa	Business 1
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**On Site Effluent Disposal Waiver**

•	Department of Conservation	Road Reserve, North Block Road, Wakarara	Rural
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## Front and Side Yard Waiver, Recession Waiver

•	Opus International Consultants	45 Higginson Street, Otane	Township
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### RECOMMENDATION:

That Council note the actions of the officers.

Cnrs \_\_\_\_\_ / \_\_\_\_\_

## 16.0 USE OF COMMON SEAL

08/27	30 June 2008	Deed of Covenant – PH & S E Best and P K Macklow, MB Macklow, D B Hames and R M Miller
08/28	30 June 2008	Relocation Bond – Franklin Springhill Trust
08/29	26 June 2008	CHBDC Bylaw Part 1 – Introductory
08/30	26 June 2008	CHBDC Bylaw Part 2 – Public Places
08/31	26 June 2008	CHBDC Bylaw Part 3 – Hostels
08/32	26 June 2008	CHBDC Bylaw Part 4 – Trading in Public Places
08/33	26 June 2008	CHBDC Bylaw Part 5 – Livestock Movement & Animals in Public Places
08/34	26 June 2008	CHBDC Bylaw Part 6 – Solid Waste
08/35	26 June 2008	CHBDC Bylaw Part 7 – Water Supply
08/36	26 June 2008	CHBDC Bylaw Part 8 – Control of Advertising Signs
08/37	26 June 2008	CHBDC Bylaw Part 11 – Fires in the Open Air
08/38	26 June 2008	CHBDC Part 12 – Dog Control
08/39	26 June 2008	CHBDC Bylaw Part 13 – The Keeping of Animals, Poultry and Bees
08/40	26 June 2008	CHBDC Bylaw Part 14 – Cemeteries
08/41	26 June 2008	CHBDC Bylaw Part 21 – Stormwater
08/42	26 June 2008	CHBDC Bylaw Part 22 – Wastewater
08/43	26 June 2008	CHBDC Bylaw Part 23 – Trade Waste
08/44	26 June 2008	CHBDC Bylaw Part 24 – Food Safety
08/45	26 June 2008	CHBDC Bylaw Part 25 – Traffic
08/46	26 June 2008	CHBDC Bylaw Part 26 – Speed Limits
08/47	26 June 2008	CHBDC Bylaw Part 29 – Liquor Control in Public Places
08/48	16 July 2008	Easement Instrument – G S & K M Molloy
08/49	16 July 2008	Relocation Bond – P A & K R M Le Bon

### RECOMMENDATION:

That the schedule for the use of the Common Seal for June and July 2008 be received.

Cnrs \_\_\_\_\_ / \_\_\_\_\_

**17.0 DATE OF NEXT MEETING**

**RECOMMENDATION:**

That the next meeting of the Central Hawke's Bay District Council be held on Thursday  
18 September 2008.

Cnrs \_\_\_\_\_/\_\_\_\_\_

**18.0 TIME OF CLOSURE**