

RUAPEHU DISTRICT COUNCIL**MINUTES**

MEETING HELD IN THE COUNCIL CHAMBER, HUIA STREET, TAUMARUNUI
ON TUESDAY 10 FEBRUARY 2009 AT 10.00AM

PUBLIC BUSINESS**PRESENT**

Mayor:	Sue Morris	
Deputy Mayor:	John Compton	Waimarino-Waiouru Ward
Councillors:	Bruce Broderson	Taumarunui Ward
	Don Cameron	Waimarino-Waiouru Ward
	Ron Cooke	Taumarunui Ward
	Cynthia Dowsett	Waimarino-Waiouru Ward
	Ronald Frew	Waimarino-Waiouru Ward
	Marion Gillard	Ohura Ward
	Jeni Kydd	Taumarunui Ward
	Karen Ngatai	Taumarunui Ward
	Murray Wilson	National Park Ward
Staff:	David Hammond	Chief Executive
	Siti Mavoia	Group Manager Corporate Services (part)
	Peter Till	Group Manager Assets/Deputy Chief Executive
	Marion Smith	Group Manager Community/Regulation
	Chris Impson	Team Leader Governance
	Margaret Hawthorne	Team Leader Community Property

1 **APOLOGIES**

M80-0001

RESOLVED

That the apology from Cr Graeme Cosford be received and Leave of Absence granted.

2 **PUBLIC FORUM: TEMPORARY SUSPENSION AND
REINSTATEMENT OF STANDING ORDERS**

A05-0014

RESOLVED

That, pursuant to Section 27(4) Schedule 7 of the Local Government Act 2002, Council temporarily suspends Standing Orders in their entirety to allow Members and the public to address Council.

Council received an address as follows:

- Rev Grahame Craggs – Application for Exemption from the Fencing of Swimming Pools Act 1987 (Item 7 on the Agenda). Rev Craggs provided further information on his application for exemption and answered questions from Members.

RESOLVED

That, pursuant to Section 27(4) Schedule 7 of the Local Government Act 2002, Council reinstates Standing Orders in their entirety for consideration of the agenda.

- 3 **422127 – APPLICATION FOR EXEMPTION FROM THE FENCING OF SWIMMING POOLS ACT 1987 – MR AND MRS CRAGG** S80-0002

Council considered a report on an application for exemption to the Fencing of Swimming Pools Act 1987, which can only be granted by Council resolution. Rev Craggs was present during this part of the discussion.

It was decided to let this matter lie on the table until after the lunch break, when staff would have more information. Refer to Item 3 (cont) below for continuation.

Note that resolutions 1, 2 and 3 were made at this time but, for completeness, are listed in full below.

- 4 **CONFIRMATION OF MINUTES: 12 DECEMBER 2008** M80-0001

RESOLVED

That the Public Business Minutes of the Council meeting held on 12 December 2008 are confirmed as a true and correct record.

- 5 **421648 – RUAPEHU DISTRICT PLAN REVIEW – PROGRESS UPDATE** A05-0014

Council considered a report providing an update on progress of the District Plan Review and to advise of what the sequence of events will be for the remainder of 2009.

RESOLVED

That the Report on Ruapehu District Plan Review – Progress Update be received.

- 6 **421836 – PROGRESS REPORT: PROFESSIONAL SERVICES CONTRACT** C60-1407

Council considered a report advising of progress towards securing a new Professional Services Contract (Contract Number C60-1407) for the next five years.

RESOLVED

That the Progress Report on Professional Services Contract be received.

7 **422623 – DECEMBER 2008 QUARTERLY FINANCIAL REPORT**

R40-0001

Council considered a report presenting the Financial Statements for the six months ended 31 December 2008.

RESOLVED

- 1 *That the Report on December 2008 Quarterly Report be received.*
- 2 *That Council confirm payments of \$1,952,697.50 for the period 1 December to 31 December 2008:.*

The meeting adjourned for lunch at 12.25pm and resumed at 1.10pm.

8 **421602 – ELECTED MEMBERS' REMUNERATION 2009/10**

M35-0001

Council considered a Report seeking a recommendation to the Remuneration Authority for Elected Members' Remuneration for 2009/10 and to reconfirm its Remuneration and Expenses Policy.

RESOLVED

- 1 *That the Report on Elected Members' Remuneration 2009/10 be received.*
- 2 *That Elected Members' Remuneration for 2009/10 is approved for recommending to the Remuneration Authority, as follows:*

	Proposed 2009/10		
	Salary \$	Meeting Allowance \$	Total \$
Mayor and Councillors			
<i>Mayor (as per Remuneration Authority Determination)</i>	62,785	0	62,785
<i>Deputy Mayor (also Chair, WWCB)</i>	10,018	8,545	18,563
<i>Committee Chair (4)</i>	7,373	8,545	15,918
<i>Councillor (6)</i>	4,809	8,545	13,354
<i>Meeting Allowance (excluding Mayor)</i>			\$173
<i>Meeting Allowance Contingency (excluding Mayor)</i>			\$8,545
Community Boards (Salary Only)	Within Pool \$	Outside Pool \$	Total Salary \$
<i>Chair (NPCB)</i>	1,403	1,402	2,805
<i>Members (9)</i>	1,006	1,006	2,012

- 3 *That the Remuneration and Expenses Policy be reconfirmed.*

- 3 **422127 – APPLICATION FOR EXEMPTION FROM THE FENCING OF SWIMMING POOLS ACT 1987 – MR AND MRS CRAGG (CONTINUED)** S80-0002
(cont)

This item continues from Item 3 above (before the lunch break). Staff provided further information as requested. Note that resolutions 1, 2 and 3 were made in the previous discussion before the lunch break.

RESOLVED

- 1 *That the Report on Application for Exemption from the Fencing of Swimming Pools Act 1987 – Mr and Mrs Craggs be received.*
- 2 *That Council’s Delegation Manual relating to the Fencing of Swimming Pools Act 1987 be amended to read as follows:*

“To grant, under Section 6 of the Act, any exemptions or impose conditions and, under Clause 11 of the Schedule, to waive the requirements for gates, doors and fencing, on a case by case basis.”
- 3 *That an exemption to the Fencing of Swimming Pools Act 1987 be approved under clause 6 of that Act.*
- 4 *That Council approves the exemption subject to NZS8500:2006 being fully complied with and subject to a Code of Compliance Certificate for the dwelling being issued by 30 June 2009.*
- 5 *That further inspections will take place every 12 months to ensure conditions are met. Inspections are subject to an inspection fee.*
- 6 *That this exemption is valid only for Mrs Craggs, while she resides at the property, and can be revoked at any time deemed necessary by Council without notice.*

- 9 **422225 – RESOLUTION TO EXCLUDE THE PUBLIC FOR THE CONSIDERATION OF COUNCIL BUSINESS** A05-0014

Section 48 of the Local Government Official Information and Meetings Act 1987 gives Council the right by resolution to exclude the public from the whole or any part of the proceedings of any meeting only on one or more of the grounds contained within that Section.

RESOLVED

- 1 *That the report on Resolution to Exclude the Public for Consideration of Council Business be received.*
- 2 *That the public be excluded from the following part of the proceedings of the meeting.*
- 3 *That Council agrees the Chief Executive, Group Managers (Asset Community/Regulation), Team Leaders (Governance and Community Property [Item C4 only]) having relevant knowledge, remain in attendance, to assist the Committee with its decision-making.*
- 4 *That the general subject of each matter to be discussed while the public is excluded, the reason for passing the 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:*

General Subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under S 48(1) for passing this resolution
Council Minutes: 12 December 2009 (Public Excluded Business)	Reason(s) for excluding the public are included in the Public Business Minutes of the Meeting.	48(1)(a)
422395 – Notice of Motion – Mayor Sue Morris	To enable the Council to carry on without prejudice or disadvantage negotiations (including commercial and industrial negotiations)	48(1)(a)
422379 – RTO Trust Progress Report	To enable the Council to carry on without prejudice or disadvantage negotiations (including commercial and industrial negotiations)	48(1)(a)
421111 – Progress Report: Acquisition of Transit Land – Northern Entrance to Ohakune	To enable the Council to carry on without prejudice or disadvantage negotiations (including commercial and industrial negotiations)	48(1)(a)
421710 – Request for Funding – Opening of the Historic Hapuawhenua Viaduct	To enable the Council to carry on without prejudice or disadvantage negotiations (including commercial and industrial negotiations)	48(1)(a)

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 are listed above.

RESOLUTIONS BROUGHT OUT INTO PUBLIC BUSINESS

C3 422379 – RTO TRUST PROGRESS REPORT

C36-0044

Council considered a report providing an update on progress with the formation of a RTO Trust.

RESOLVED

- 1 *That the RTO Trust Progress Report be received.*
- 2 *That the draft RTO Trust Deed, as amended, be adopted by Council and that the Chief Executive be delegated the power to make changes as deemed necessary to achieve Charitable status in the event that changes are required.*
- 3 *That the draft Funding Agreement be endorsed as the direction Council will take to protect future public funding, and its final form be delegated to the Chief Executive to finalise.*
- 4 *That this resolution is recorded in the Public Business Minutes of the Meeting.*
- 5 *That the Report and attached Appendix 1 is released as publicly available information.*

C4 **421111 – PROGRESS REPORT: ACQUISITION OF TRANSIT LAND – NORTHERN ENTRANCE TO OHAKUNE** R75-0497

Council considered a report requesting a review of its decision in May 2007 to purchase two parcels of land at the northern entrance of Ohakune from Transit, now known as New Zealand Transport Agency (NZTA).

RESOLVED

- 1 *That the Progress Report: Acquisition of Transit Land – Northern Entrance to Ohakune Report be received.*
- 2 *That Council declines to make an offer to purchase Part Section 6 and 8 and Sections 7 and 9, SO 318591 from Transit.*
- 3 *That this resolution is recorded in the Public Business Minutes of the Meeting.*
- 4 *That the Report is released as publicly available information, excluding the financial components.*

C5 **421710 – REQUEST FOR FUNDING – OPENING OF THE HISTORIC HAPUAWHENUA VIADUCT** G50-0025

Council considered a report presenting a request for funding from Tongariro Natural History Society for the opening of the Historic Hapuawhenua Viaduct.

RESOLVED

- 1 *That the Report on Request for Funding – Opening of the Historic Hapuawhenua Viaduct be received.*
- 2 *That \$4,586 be granted to the Tongariro Natural History Society for the opening of the historic Hapuawhenua Viaduct.*
- 3 *That Raetihi Promotions, on behalf of the Raetihi Museum Society, be invited to apply for the balance of the Grants money set aside for the Railway Centennial (approximately \$3,082). Copies of paid invoices are to be submitted.*
- 4 *That this resolution is recorded in the Public Business Minutes of the Meeting.*
- 5 *That the Report is released as publicly available information.*

There being no further business, the meeting concluded at 3.00pm.

Dated at Taumarunui this 10th day of March 2009.

SUE MORRIS
MAYOR