

## Northland Regional Council Minutes

Meeting held in the Council Chamber  
36 Water Street, Whangārei  
on Tuesday 16 July 2019, commencing at 10.30am

### Present:

Chairman, Bill Shepherd  
Deputy Chairman, David Sinclair  
Councillors:  
John Bain  
Justin Blaikie  
Paul Dimery  
Mike Finlayson  
Penny Smart  
Rick Stolwerk  
Joce Yeoman

### In Attendance:

#### Full Meeting

Independent Financial Advisor  
Chief Executive Officer  
GM – Strategy, Governance and Engagement  
GM - Corporate Excellence  
GM - Regulatory Services  
Governance Support Manager

#### Part Meeting

Forestry consultant  
Northland Inc. Limited Acting Chief Executive  
Natural Resources Policy Manager  
Māori Relationship Manager  
Biosecurity Manager  
Strategic Projects Manager  
Strategic Policy Specialist  
Cultural Māori Advisor  
Property Officer  
Natural Hazards Advisor

*The Chair declared the meeting open at 10.30am.*

### Apologies (Item 1.0)

There were no apologies.

### Declarations of Conflicts of Interest (Item 2.0)

It was advised that councillors should make declarations item-by-item as the meeting progressed.

## **Receipt of Confidential Supplementary Report (Item 2.0A)**

**ID: 1215703**

**Report from Chris Taylor, Governance Support Manager**

**Moved (Shepherd/Sinclair)**

That as permitted under section 46A(7) of the Local Government Official Information and Meetings Act 1987 the following confidential supplementary report be received:

- Supplementary Item 8.5: Marsden Maritime Holdings Ltd – Appointment of Directors – Additional correspondence.

**Carried**

## **Health and Safety Report (Item 3.0)**

**ID: A1208421**

**Report from Beryl Steele, Human Resources Manager**

**Moved (Stolwerk/Smart)**

That the report 'Health and Safety Report' by Beryl Steele, Human Resources Manager and dated 2 July 2019, be received.

**Carried**

## **Confirmation of Minutes - 18 June 2019 (Item 4.1)**

**ID: A1208454**

**Report from Chris Taylor, Governance Support Manager**

**Moved (Shepherd/Yeoman)**

That the minutes of the council meeting held on 18 June 2019 be confirmed as a true and correct record.

**Carried**

## **Receipt of Action Sheet (Item 4.2)**

**ID: A1208400**

**Report from Chris Taylor, Governance Support Manager**

**Moved (Sinclair/Stolwerk)**

That the action sheet be received.

**Carried**

## **Working Party Updates and Chairpersons' Briefings (Item 4.3)**

**ID: A1197719**

**Report from Sally Bowron, Strategy, Governance and Engagement Team Admin/PA**

**Moved (Yeoman/Blaikie)**

That the report 'Working Party Updates and Chairpersons' Briefings' be received with the correction that Councillor Dimery was Chair of the Planning Working Party.

**Carried**

## **Proposed Regional Plan - Decisions on Genetically Modified Organisms Submissions (Item 5.1)**

**ID: A1198905**

**Report from Ben Lee, Strategic Policy and Planning Manager and Jonathan Gibbard, Group Manager - Strategy, Governance and Engagement**

**Moved (Shepherd/Sinclair)**

1. That the report 'Proposed Regional Plan - Decisions on Genetically Modified Organisms Submissions' by Ben Lee, Strategic Policy and Planning Manager and Jonathan Gibbard, Group Manager - Strategy, Governance and Engagement and dated 28 June 2019, be received.

**Carried**

*(Councillor Smart abstained from voting on the grounds she did not participate in hearings)*

**It was further moved (Shepherd/Sinclair)**

2. That council adopts Attachment 2 [*pertaining to Item 5.1 of the 16 July 2019 council meeting agenda*] as its decisions on the submissions on the addition of provisions for genetically modified organisms in the Proposed Regional Plan for Northland in accordance with Clause 10, Schedule 1, Resource Management Act 1991.

**Carried**

*Secretarial Note: In putting the motion the Chair called for an expression of opinion by a show of hands, the result being Councillors Bain, Shepherd, Sinclair and Stolwerk in support and Councillors Blaikie, Dimery, Finlayson and Yeoman in opposition. Councillor Smart abstained from voting on the ground she did not participate in hearings.*

*Given an equality of votes the Chair exercised a casting vote (as per Standing Order 18.3) in support of the motion.*

**It was further moved (Shepherd/Sinclair)**

3. That notification of the council decisions on submissions on the addition of provisions for genetically modified organisms in the Proposed Regional Plan for Northland be on or before 6 August 2019.

**Carried**

*(Councillor Smart abstained from voting on the grounds she did not participate in hearings)*

*Secretarial Note: The meeting adjourned at 11.17am and reconvened at 11.25am.*

## **Proposed Regional Plan - Appeals (Item 5.2)**

**ID: A1208110**

**Report from Michael Day, Natural Resources Policy Manager**

**Moved (Stolwerk/Dimery)**

1. That the report 'Proposed Regional Plan - Appeals' by Michael Day, Natural Resources Policy Manager and dated 1 July 2019, be received.
2. That Councillor Yeoman and the Group Manager – Strategy, Governance and Engagement be delegated the ability to make decisions on council's behalf for resolving appeals on the Proposed Regional Plan for Northland that are generally aligned with the direction already set by council.

**Carried**

### **Enhanced Marine Protection for Mimiwhāngata (Item 5.3)**

**ID: A1205082**

**Report from Justin Murfitt, Strategic Policy Specialist and Jonathan Gibbard, Group Manager - Strategy, Governance and Engagement**

**Moved (Stolwerk/Bain)**

1. That the report 'Enhanced Marine Protection for Mimiwhāngata' by Justin Murfitt, Strategic Policy Specialist and Jonathan Gibbard, Group Manager - Strategy, Governance and Engagement and dated 21 June 2019, be received.
2. That staff continue to work with Ngātiwai to discuss opportunities to further enhance marine protection at Mimiwhāngata.
3. That regular updates / progress reports are provided to the Natural Resources Working Party.

**Carried**

### **Draft Submission - Climate Change (Zero Carbon) Amendment Bill (Item 5.4)**

**ID: A1205566**

**Report from Justin Murfitt, Strategic Policy Specialist**

**Moved (Yeoman/Dimery)**

1. That the report 'Draft Submission - Climate Change (Zero Carbon) Amendment Bill' by Justin Murfitt, Strategic Policy Specialist and dated 24 June 2019, be received.
2. That council approve the draft submission in Attachment 1 (pertaining to Item 5.4 of the 16 July 2019 council meeting agenda).
3. That the submission to be lodged with the Environment Select Committee.

**Carried**

*Secretarial Note: Appreciation was extended to the Strategic Policy Specialist for drafting a submission of such calibre.*

### **Amendments to Elected Members' Expenses and Allowances Policy (Item 5.5)**

**ID: A1206701**

**Report from Chris Taylor, Governance Support Manager**

**Moved (Smart/Bain)**

1. That the report 'Amendments to Elected Members' Expenses and Allowances Policy' by Chris Taylor, Governance Support Manager and dated 26 June 2019, be received.

**Carried**

**It was further moved (Bain/Sinclair)**

2. That council declines the inclusion of childcare allowances in the 'Elected Members' Expenses and Allowances Policy'.

**Lost**

**It was further moved (Yeoman/Finlayson)**

- 2a. That council approves the inclusion of childcare allowances in the 'Elected Members' Expenses and Allowances Policy'.

**Carried**

**It was further moved (Bain/Smart)**

3. That section 7.1 'Vehicle Mileage Allowance' of the 'Elected Members' Expenses and Allowances Policy' be amended as detailed in **Appendix One** and a new section 9 'Childcare Allowance' be included as detailed in **Appendix Two** [pertaining to Item 5.5 of the 16 July 2019 council meeting agenda].

**Carried**

*Secretarial Note: There was consensus that if an opportunity arose for council to submit on the vehicle mileage allowance it would stress the impact on elected members travelling long distances.*

**Regional Software Holdings Limited Statement of Intent 2020-2022 (Item 5.6)**

**ID: A1207021**

**Report from Dave Tams, Group Manager, Corporate Excellence**

**Moved (Bain/Dimery)**

1. That the report 'Regional Software Holdings Limited Statement of Intent 2020-2022' by Dave Tams, Group Manager, Corporate Excellence and dated 27 June 2019, be received.

**Carried**

**It was further moved (Dimery/Bain)**

2. That council accept the Regional Software Holdings Limited Statement of Intent 2020-2022 as set out in **Attachment 1** (pertaining to Item 5.6 of the 16 July 2019 council meeting agenda).

**Carried**

**It was further moved (Smart/Yeoman)**

3. That the Chief Executive be instructed to write to the Board of Regional Software Holdings Limited (post a council workshop) expressing council's views on the Statement of Intent.

**Carried**

**Inter-regional Marine Pest Management - Consultation Results and Next Steps (Item 5.7)**

**ID: A1207340**

**Report from Justin Murfitt, Strategic Policy Specialist and Don McKenzie, Biosecurity Manager**

**Moved (Finlayson/Stolwerk)**

1. That the report 'Inter-regional Marine Pest Management - Consultation Results and Next Steps' by Justin Murfitt, Strategic Policy Specialist and Don McKenzie, Biosecurity Manager and dated 28 June 2019, be received.

**Carried**

**It was further moved (Finlayson/Smart)**

2. That council authorise staff, in collaboration with the Top of the North Biosecurity Group partners, to progress with the options analysis to identify a preferred option (and supporting evidence) for marine pest management.

**Carried**

*(Councillor Yeoman voted against the motion)*

**It was further moved (Smart/Finlayson)**

3. That a preferred option for the management of marine pests across the four partner regions and supporting evidence be presented to council for consideration in early 2020.

**Carried**

*(Councillor Yeoman voted against the motion)*

**It was further moved (Stolwerk/Smart)**

4. That council approve public release of the consultation results report, subject to formatting and other minor edits to improve 'readability'.

**Carried**

*Secretarial Note: The meeting adjourned at 12.17pm and reconvened at 12.50pm.*

**NRC Appointment of Trustee onto Northland Events Centre Trust (Item 5.8)**

**ID: A1205024**

**Report from Jonathan Gibbard, Group Manager - Strategy, Governance and Engagement**

**Moved (Stolwerk/Sinclair)**

1. That the report 'NRC Appointment of Trustee onto Northland Events Centre Trust' by Jonathan Gibbard, Group Manager - Strategy, Governance and Engagement and dated 20 June 2019, be received.
2. That the council agree that the Whangarei District Council and Northland Events Centre Trust Board (NECT) be asked to amend the NECT deed to remove council's power to appoint one trustee, as provided in cl 22.3(i), and that this be progressed prior to the end of the current NRC appointee, Mr Alistair Wells, being 31 December 2019.

**Carried**

**Northland Inc. Limited: Statement of Intent 2019-2022 (Item 5.9)**

**ID: A1208405**

**Report from Darryl Jones, Economist**

**Moved (Yeoman/Sinclair)**

1. That the report 'Northland Inc. Limited: Statement of Intent 2019-2022' by Darryl Jones, Economist and dated 2 July 2019, be received.

**Carried**

**It was further moved (Yeoman/Dimery)**

2. That council agree to Northland Inc. Limited's Statement of Intent 2019-2022 as set out in Attachment 2 (pertaining to Item 5.9 of the 16 July 2019 council agenda).

**Carried**

**Policy on Hazardous and Controlled Substances for Pest Control (Item 5.10)**

**ID: A1209127**

**Report from Bruce Howse, Group Manager - Environmental Services**

**Moved (Finlayson/Sinclair)**

1. That the report 'Policy on Hazardous and Controlled Substances for Pest Control' by Bruce Howse, Group Manager - Environmental Services and dated 3 July 2019, be received.
2. That council adopts the '*Northland Regional Council Policy on Hazardous and Controlled Substances for Pest Control*'.

**Carried**

**Rates Resolution - Typographical Error (Item 5.11)**

**ID: A1209216**

**Report from Dave Tams, Group Manager, Corporate Excellence**

**Moved (Sinclair/Yeoman)**

1. That the report 'Rates Resolution – Typographical Error' by GM -Corporate Excellence, Dave Tams, and dated 5 July 2019, be received.
2. That council resolves to correct an error in the rates resolution by altering the amount of the targeted land management rate for the Whangārei district as set on 4 June 2019 from \$0.000991 per dollar of land value to \$0.0000991 per dollar of land value.
3. That the matters in section 24 of the Local Government (Rating) Act 2002 (the financial year to which the rate applies and the due dates of each instalment) as resolved on 4 June 2019 continue to apply in respect of the amended targeted land management rate for the Whangārei district.

**Carried**

**Manea Footprints of Kupe - Confirmation of Definitions (Item 5.12)**

**ID: A1209718**

**Report from Darryl Jones, Economist**

**Moved (Blaikie/Stolwerk)**

1. That the report 'Manea Footprints of Kupe - Confirmation of Definitions' by Darryl Jones, Economist and dated 4 July 2019, be received.
2. That council confirm that the Manea Footprints of Kupe project consists of the land, buildings and improvements that occur on it.
3. That council confirms that Te Hua o te Kawariki Trust and Far North Holdings Limited are considered to be public ownership for the purposes of the funding agreement.

**Carried**

## **Mt Tiger Harvest Results - 1991 Stand (Item 5.13)**

**ID: A1210817**

**Report from Nicole Inger, Property Officer**

**Moved (Dimery/Bain)**

1. That the report 'Mt Tiger Harvest Results - 1991 Stand' by Nicole Inger, Property Officer and dated 9 July 2019, be received.
2. That the harvest's net revenue be deposited into the Equalisation Reserve.

**Carried**

*Secretarial Note: Appreciation was extended to the Forestry Consultant for his sage advice regarding harvest.*

## **Chair's Report to Council (Item 6.1)**

**ID: A1207935**

**Report from Bill Shepherd, Chairman**

**Moved (Shepherd/Sinclair)**

That the report 'Chair's Report to Council' by Bill Shepherd, Chairman and dated 1 July 2019, be received.

**Carried**

## **Chief Executive's Report to Council (Item 6.2)**

**ID: A1205970**

**Report from Malcolm Nicolson, Chief Executive Officer**

**Moved (Shepherd/Sinclair)**

That the report 'Chief Executive's Report to Council' by Malcolm Nicolson, Chief Executive Officer and dated 30 June 2019, be received.

**Carried**

*Secretarial Note: The Independent Financial Advisor provided a positive update on the audit process.*

## **Receipt of Committee Minutes (Item 7.0)**

**ID: A1208169**

**Report from Chris Taylor, Governance Support Manager**

**Moved (Bain/Finlayson)**

That the unconfirmed minutes of the:

- Regional Transport Committee – 5 June 2019;
- Civil Defence Emergency Management – 17 June 2019;
- Civil Defence Emergency Management Coordinating Executive Group – 17 June 2019;
- Property Subcommittee – 2 July 2019;

be received.

**Carried**



## Business with Public Excluded (Item 8.0)

### Moved (Shepherd/Sinclair)

1. That the public be excluded from the proceedings of this meeting to consider confidential matters.
2. That the general subject of the matters to be considered whilst the public is excluded, the reasons for passing this resolution in relation to this matter, and the specific grounds under the Local Government Official Information and Meetings Act 1987 for the passing of this resolution, are as follows:

Item No.	Item Issue	Reasons/Grounds
8.1	Confirmation of Confidential Minutes - 18 June 2019	The public conduct of the proceedings would be likely to result in disclosure of information, as stated in the open section of the meeting.
8.2	Receipt of Confidential Committee Minutes	The public conduct of the proceedings would be likely to result in disclosure of information, as stated in the open section of the meeting.
8.3	Human Resources Report	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to protect the privacy of natural persons, including that of deceased natural persons s7(2)(a).
8.4	The Kensington Redevelopment Project	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information s7(2)(b)(ii), the withholding of which is necessary to enable council to carry out, without prejudice or disadvantage, commercial activities s7(2)(h) and the withholding of which is necessary to enable council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) s7(2)(i).
8.5	Marsden Maritime Holdings Ltd - Appointment of Directors	The public conduct of the proceedings would be likely to result in disclosure of information, the withholding of which is necessary to protect the privacy of natural persons, including that of deceased natural persons s7(2)(a).

3. That the Independent Financial Advisor be permitted to stay during business with the public excluded.

**Carried**

## Conclusion

The meeting concluded at 2.21pm.