

**TAUPŌ DISTRICT COUNCIL  
MINUTES OF THE ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBER, 107 HEUHEU STREET, TAUPŌ  
ON TUESDAY, 30 APRIL 2019 AT 1.30PM**

- PRESENT:** Mayor David Trewavas (in the Chair), Cr John Boddy, Cr Rosie Harvey, Cr Barry Hickling, Cr Rosanne Jollands, Cr Tangonui Kingi, Cr Anna Park, Cr Maggie Stewart, Cr Kirsty Trueman, Cr John Williamson
- IN ATTENDANCE:** Chief Executive, Head of Communications & Customer Relations, Head of Regulatory & Risk, Head of Finance & Strategy, Head of Operations, Head of Economic Development & Business Transformation, Head of Democracy, Governance & Venues, District Events Manager, Senior Reserves Planner, Parks Project Management Cadet, Economic Relationships Manager, Policy Advisor, Consents & Regulatory Manager, Senior Resource Consents Planner, Resource Consents Planner, Democratic Services Officer
- MEDIA AND PUBLIC:** Eight members of the public  
Mr Alex Schmid, Managing Director, 4Nature Ltd (Flyline)  
Taupō & Turangi Weekender

His Worship the Mayor, David Trewavas opened the meeting and welcomed everyone. Cr Tangonui Kingi recited a karakia. His Worship the Mayor then called for a minute's silence in honour of the eight victims of the tragic road accident which had occurred in the Taupō district on Sunday 28 April 2019.

## **1 APOLOGIES**

### **TDC201904/01 RESOLUTION**

Moved: Cr Maggie Stewart  
Seconded: Cr John Williamson

That the apology received from Cr Christine Rankin be accepted.

**CARRIED**

## **2 CONFLICTS OF INTEREST**

Cr Tangonui Kingi declared a conflict of interest in relation to agenda items 5.1, 6.3 and 6.4. He left the Council Chamber during discussion and voting on item 6.4 (Lake Taupō Protection Project Transition Principles).

Cr John Williamson declared a conflict of interest in relation to agenda item 6.7 (Lake Taupō Cycle Challenge 2020) and did not participate in discussion on that item.

## **3 CONFIRMATION OF MINUTES**

### **3.1 ORDINARY COUNCIL MEETING - 26 MARCH 2019**

A member asked that when budgets were moved and combined, for example for the northern corridor improvements work, those changes be outlined and provided to elected members. The Head of Operations advised that a breakdown of figures would be provided in individual reports included on Council meeting agendas.

The minutes of the 26 March 2019 Council meeting were amended so that the names of all elected members

and which way they had voted on item 5.2 – Northern Corridor Improvements were included, as follows:

*His Worship the Mayor, David Trewavas and Crs Rosie Harvey, Barry Hickling, Tangonui Kingi, Anna Park, Christine Rankin, Maggie Stewart and John Williamson voted in favour of resolution TDC201903/11;*

*Crs John Boddy and Rosanne Jollands voted against resolution TDC201903/11; and*

*Cr Kirsty Trueman was absent from the meeting.*

A member asked for clarification of the figures relating to the Acacia Bay water supply upgrade project. This was provided via email later in the meeting (A2456431).

#### **TDC201904/02 RESOLUTION**

Moved: Cr Rosanne Jollands

Seconded: Cr Maggie Stewart

That the minutes of the Council meeting held on Tuesday 26 March 2019 be confirmed as a true and correct record, with an amendment to item 5.2 to provide elected member voting details in relation to Northern Corridor Improvements.

**CARRIED**

## **4 RECEIPT OF MINUTES**

### **4.1 ORDINARY EMERGENCY MANAGEMENT COMMITTEE MEETING - 11 FEBRUARY 2019**

#### **TDC201904/03 RESOLUTION**

Moved: Cr Anna Park

Seconded: Cr Tangonui Kingi

That Council receives the minutes of the Emergency Management Committee meeting held on Monday 11 February 2019.

**CARRIED**

### **4.2 ORDINARY TAUPŌ AIRPORT AUTHORITY COMMITTEE MEETING - 1 APRIL 2019**

#### **TDC201904/04 RESOLUTION**

Moved: Cr Rosanne Jollands

Seconded: Cr Anna Park

That Council receives the minutes of the Taupō Airport Authority Committee meeting held on Monday 1 April 2019.

**CARRIED**

## **5 POLICY AND DECISION MAKING**

### **5.1 MINUTES OF LAKE TAUPŌ PROTECTION PROJECT JOINT COMMITTEE MEETING - 11 MARCH 2019**

#### **TDC201904/05 RESOLUTION**

Moved: Cr Rosanne Jollands

Seconded: Cr John Williamson

That Council receives the minutes of the Lake Taupō Protection Joint Committee meeting held on 11 March 2019 and notes that recommendation LTJC19/10 will be considered in the confidential part of this meeting.

**CARRIED**

## **5.2 NAMING OF PUBLIC ROAD - CHARNLEY GARDENS SUBDIVISION**

A member commented that she had received positive feedback from some of the residents of the Charnley Gardens subdivision in relation to Council's processing of the road vesting.

### **TDC201904/06 RESOLUTION**

Moved: Cr John Boddy  
Seconded: Cr Barry Hickling

That the following road name for the subdivision at Charnley Gardens, Taupō, be approved:

- Charnley Way

**CARRIED**

## **5.3 NEW PUBLIC ROAD NAMES**

### **TDC201904/07 RESOLUTION**

Moved: Cr John Williamson  
Seconded: Cr Anna Park

That Council approves the following road names for the Wharewaka East Subdivision, Taupō:

- Tawhai Crescent
- Kōhia Place

**CARRIED**

## **5.4 APPROVAL TO CONSULT ON THE DRAFT WATER SUPPLY STRATEGY**

The Policy Advisor summarised the report and added that the consultation period would run from 13 May to 13 June 2019. In answer to questions, the following advice was provided:

- The decision to connect Acacia Bay to the Taupō town water supply had been made, therefore the matter was not within the scope of the draft Water Supply Strategy consultation.
- Water meters were not being proposed. The draft strategy instead focuses on Council being a responsible user of water; and other water conservation methods.
- One of the pieces of work to be done in rolling out this strategy would be gathering information on 'usually resident population' figures compared to summer and peak population figures. This would inform consumption calculations.

### **TDC201904/08 RESOLUTION**

Moved: Cr Rosanne Jollands  
Seconded: Cr Barry Hickling

That Council approves the Draft Water Supply Strategy 2019 and the Draft Water Supply Strategy Implementation Plan to go out for public consultation.

**CARRIED**

## 5.5 APPROVAL TO CONSULT ON THE DRAFT ROAD ENCROACHMENT POLICY

The Policy Advisor summarised the report and added that the consultation period would be the same as the draft Water Supply Strategy, i.e. 13 May to 13 June 2019. In answer to a question, she confirmed that if people had concerns relating to real estate signs blocking lines of sight, then it would be appropriate for them to submit on the draft Road Encroachment Policy.

### TDC201904/09 RESOLUTION

Moved: Cr Anna Park  
Seconded: Cr Tangonui Kingi

That Council approves the Draft Road Encroachment Policy to go out for public consultation.

**CARRIED**

## 5.6 LOCAL GOVERNMENT LEADER'S CLIMATE CHANGE DECLARATION

In answer to a question, the Head of Finance & Strategy advised that climate change considerations would form part of the next Long-term Plan process.

### TDC201904/10 RESOLUTION

Moved: Cr Maggie Stewart  
Seconded: Cr Tangonui Kingi

That Council agrees to become a signatory to the Local Government Leader's Climate Change Declaration 2017.

**CARRIED**

*Note: Cr John Boddy requested his dissent to resolution TDC201904/10 above be recorded.*

## 5.7 REVIEW OF DRAFT STATEMENTS OF INTENT

### TDC201904/11 RESOLUTION

Moved: Cr Rosanne Jollands  
Seconded: Cr Kirsty Trueman

- 1) That Council makes the following feedback on its CCOs draft 2019 - 2022 SOIs:
  - WAIKATO LOCAL AUTHORITY SHARED SERVICES LIMITED [WLASS]  
Council is satisfied with the draft SOI;
  - BAY OF PLENTY LOCAL AUTHORITY SHARED SERVICES LIMITED [BOPLASS]  
Council is satisfied with the draft SOI; no feedback to be sent to BOPLASS.
  - DESTINATION GREAT LAKE TAUPŌ [DGLT]  
Council is satisfied with the draft SOI; no feedback to be sent to DGLT.
  - TAUPŌ AIRPORT AUTHORITY [TAA]  
Council is satisfied with the draft SOI; no feedback to be sent to TAA.
  - NEW ZEALAND LOCAL GOVERNMENT FUNDING AGENCY LIMITED [NZLGFA]  
Council is satisfied with the draft SOI; no feedback to be sent to NZLGFA.

**CARRIED**

## 5.8 CHANGES TO WCLASS GOVERNANCE ARRANGEMENTS

The Chief Executive summarised the proposed changes to Waikato Local Authority Shared Services governance arrangements and explained the rationale behind those changes. In answer to a question, he advised that the biggest risk resulting from the changes related to the company 'going off on a tangent' and develops products the shareholders do not wish to purchase. The risk would be mitigated by regular shareholder forums.

### TDC201904/12 RESOLUTION

Moved: Cr Maggie Stewart

Seconded: Cr Rosanne Jollands

That Council as a Waikato Local Authority Shared Services shareholder:

1. Delegates authority to the Council Representative Directors to agree a fee for service for the independent Chair and
2. Delegates authority to a duly authorised representative to sign the attached special and ordinary resolutions on behalf of Council – in Taupō's case, CEO Gareth Green.

**CARRIED**

## 5.9 MINISTER'S CONSENT TO GRANT LICENCE TO 4NATURE

The Senior Reserves Planner advised that Council's insurers had recommended that the applicant take out a minimum \$5m public liability and \$1m statutory insurance for the Flyline activity. He answered questions and the following points were noted:

- The proposed activity was in conformity with the Hipapatua/Reid's Farm Reserve Management Plan (RMP), but not anticipated as a specific activity, hence the need for public consultation.
- The Fences, Roothing, Reserves & Dogs Committee had considered the application for this particular activity, in that space in the reserve, on behalf of Council as a landowner.

The Chief Executive added that the activity was not foreseen by the RMP, but there was nothing in the RMP that precluded Council from approving it.

The Senior Reserves Planner continued answering questions:

- The Flyline activity does meet some values in the RMP, but it is not capable of meeting all of the values. This was true of many activities on reserves in the district.
- The Hipapatua/Reid's Farm concept plan was not an exact presentation of what would happen in the reserve in future.
- Hipapatua/Reid's Farm Reserve was located in the 'rural' environment.
- The trees to be used for the Flyline would be assessed by qualified experts at the appropriate time.
- Council was not bound by the minimum standards and could impose stricter conditions on the licence to occupy.
- District Plan traffic rules would be taken into account as part of further evaluation of the application.
- The application was in compliance with the Reserves Act 1977 and the relevant RMP. The planner engaged by residents was a Resource Management Act 1991 specialist, not a Reserves Act 1977 specialist.
- Iwi consultation had not taken place in relation to this particular application, however a cultural impact assessment had been obtained prior to adoption of the RMP (i.e. within the last two years).

In answer to a question, the Manager Legal & Compliance advised that it was impossible to state that any decision made would be immune from legal challenge. Council had received advice from the Senior Reserves Planner and the Fences, Roothing, Reserves & Dogs Committee had considered all information it needed to make the decision it made, including the submission from the planner engaged by a group of residents. It was now open to Council to decide whether or not to grant consent on behalf of the Minister of

Conservation.

Members decided to grant consent on behalf of the Minister to 4Nature Ltd for a term of 10 years for the purposes of operating a Fly-Line tourism activity and a small café in Hipapatua/Reid's Farm Reserve, but stipulated that this would be subject to final approval by Council of the terms of the licence to occupy.

### **TDC201904/13 RESOLUTION**

Moved: Cr Barry Hickling

Seconded: Cr John Williamson

1. That Council, acting as the Ministers delegate, receives the recommendation from the Fences, Reserves, Roding, and Dogs Committee:

*acting as the administering body of Hipapatua Reserve, pursuant to section 54(1)(d) of the Reserves Act 1977 and subject to consent of the Minister of Conservation, approve a licence to occupy to be granted to 4nature Limited for a site at the southern end of Hipapatua/Reid's Farm for:*

*(a) The purposes of carrying out the Fly-line activity and a small café;*

*(b) A term of ten (10) years;*

*(c) The area identified in Attachment 1 to the officer's report; and*

*(d) Licence fees to be on a "commercial fair market value" basis.*

*That the Fences, Roding, Reserves & Dogs Committee recommends that Council, acting under delegated authority from the Minister of Conservation, consents to the grant of the licence to occupy to 4nature Limited on behalf of the Minister of Conservation.*

*That the Fences, Roding, Reserves & Dogs Committee, approves the tabled attachment (A2449169) for the purposes of providing Council with a summary of all objections and comments received by it and a statement as to the extent to which they have been allowed or accepted or disallowed or not accepted so that Council can make a decision on whether to consent to the licence under delegation from the Minister of Conservation.*

2. That Council, acting as the Ministers delegate, receives from the Fences, Reserves, Roding and Dogs Committee the summary of all objections and comments received on the licence proposal from 4nature NZ Ltd and a statement as to the extent to which they have been accepted or not accepted.
3. That Council pursuant to section 54 (1)(d) of the Reserves Act 1977 and to a delegation from the Minister of Conservation, consents to the granting of a licence over part of Hipapatua/Reid's Farm Reserve to 4 nature NZ Ltd for a term of 10 years for the purposes of operating a Fly-Line tourism activity and a small café, subject to negotiation of a mutually acceptable licence agreement and that the terms of the licence to occupy be referred back to Council for final approval.

**CARRIED**

Note: *When the above motion was put, a division was called, and*

*His Worship the Mayor, David Trewavas and Crs Rosie Harvey, Barry Hickling, Anna Park, Maggie Stewart, Kirsty Trueman and John Williamson voted in favour of the motion;*

*Crs John Boddy, Rosanne Jollands and Tangonui Kingi voted against the motion; and*

*Cr Christine Rankin was not present at the meeting.*

*His Worship the Mayor declared the motion carried seven votes to three.*

### **5.10 MINISTER'S CONSENT TO GRANT EASEMENT TO UNISON ON LISLAND DRIVE**

A member raised a concern that resource consent for the Seven Oaks subdivision had not yet been granted by Waikato Regional Council.

In answer to a question, the Senior Reserves Planner confirmed that the siting of the Unison switch was acceptable.

Members decided to grant consent for the easement, however this would need to be subject to resource consent being granted by Waikato Regional Council.

#### **TDC201904/14 RESOLUTION**

Moved: Cr Barry Hickling  
Seconded: Cr John Williamson

1. That Council, acting as the Ministers delegate, receives the recommendation from the Fences, Reserves, Roading, and Dogs Committee to grant an easement to Unison over part of Lisland Drive Reserve for the right to convey electricity, telecommunications and electronic data.
2. That Council pursuant to section 48(1) of the Reserves Act 1977 and to a delegation from the Minister of Conservation, consent to the granting of an easement over part of Lisland Drive Reserve to Unison in accordance with the provisions of the attached easement instrument on the condition that the following easement terms are inserted and subject to resource consent approval from Waikato Regional Council:
  - “The easement rights are subject to the Resource Management Act 1991.”
  - “Any rights or immunity from liability or powers or remedies which the Grantor may have by statute (such as and without limitation the Local Government Act 1974 and 2002, the Reserves Act 1977 and the Resource Management Act 1991, or any amendment to or Act passed in substitution for, those Acts) or at common law are not affected by this instrument, and the Grantor shall have those rights or immunities and may exercise those powers or remedies independently.”

**CARRIED**

#### **5.11 COUNCIL'S MARCH PERFORMANCE REPORT**

The Chief Executive summarised the covering report. In answer to a question, he advised that Council and the Turangi/Tongariro Community Board would get together in the next two weeks to work on responses to all points raised at the public meeting held in Turangi in February 2019. The date for the public meeting at which responses would be presented back to the community would be set as soon as possible.

In answer to another question, the Chief Executive explained that the Turangi customer relations manager would be a conduit between the community and Council, ensuring things get resolved in good time and communicating back to residents. He would be assisting with the current list of items requested on behalf of the Turangi community, but the role was more enduring than that.

Heads of department then summarised their respective sections of the performance report and answered questions, with additional points as noted below:

- Council was on track to finish the financial year in line with the original budget.
- The compliance team was heavily focused on animal control. It was acknowledged that other areas required more compliance support and this would be examined closely next financial year. The body-worn cameras had had a positive impact on behaviours and interactions in difficult situations.
- The spa pools at the AC Baths would be closed for the remainder of the financial year. They were due for renovation in the next financial year and a proposal for this would be brought to Council in due course.
- Officers were working with Ngāti Tūrangitukua to progress planning for the playground in Turangi.
- Signage was about to be installed to align with the reduction in speed on Wairakei Drive coming into town (in force from 1 May) and the start of the northern access improvements work. The work would take 4-5 weeks at the top near Poihipi Road and the bulk of the work would be done after hours to minimise disruption. A comprehensive communications plan had been devised.

His Worship the Mayor advised that Rotorua was still recycling plastics 3-7 as they had found a new market. He would pass details on to staff to investigate.

#### **TDC201904/15 RESOLUTION**

Moved: Cr Anna Park  
Seconded: Cr Tangonui Kingi

That Council notes the information contained in the Council Performance report for the month of March 2019.

**CARRIED**

## **5.12 COUNCIL ENGAGEMENTS MAY 2019 AND CONFERENCE OPPORTUNITIES**

The Head of Democracy, Governance & Venues advised that the workshop about Turangi would be scheduled on Tuesday 7 May 2019. There was a possibility that an extraordinary Fences, Roding, Reserves & Dogs Committee meeting would also be scheduled on the same day, to discuss an e-scooter proposal.

It was agreed that all or some of the following group of councillors would attend the farewell reception for Madam Xu Erwen in Auckland on 8 May 2019: Crs Rosie Harvey, John Williamson and Barry Hickling.

Cr John Williamson offered to attend the Zone 2 meeting being hosted by Matamata-Piako on 31 May 2019.

### **TDC201904/16 RESOLUTION**

Moved: Cr Barry Hickling

Seconded: Cr Tangonui Kingi

1. That Council receives the information relating to engagements for May 2019.
2. That Council approves the attendance of Cr John Williamson at the Zone 2 meeting being hosted by Matamata-Piako on Friday 31 May 2019.
3. That Council approves the attendance of Crs Rosie Harvey, John Williamson and Barry Hickling at the farewell reception for Madam Xu Erwen in Auckland on 8 May 2019.

**CARRIED**

## **5.13 MEMBERS' REPORTS**

The following verbal members' reports were received:

**Cr John Boddy** reported that he had attended a dinner with a delegation from Shaoxing; and also an age friendly meeting at which Hamilton City Council initiatives were discussed, these included more seats in public places, for example public gardens.

**His Worship the Mayor, David Trewavas and Cr John Williamson** advised that they had attended the funeral of Mr Colin Cockburn. Members added their respects in recognition of the passing of Mr Cockburn, who had been a resident of Taupō for over 50 years, a lovely gentleman and a great advocate for mobility issues in the district.

### **TDC201904/17 RESOLUTION**

Moved: Cr Kirsty Trueman

Seconded: Cr Tangonui Kingi

That Council receives the reports from members.

**CARRIED**

## **6 CONFIDENTIAL BUSINESS**

### **TDC201904/18 RESOLUTION**

Moved: Cr Rosanne Jollands

Seconded: Cr John Williamson



**RESOLUTION TO EXCLUDE THE PUBLIC**

I move that the public be excluded from the following parts of the proceedings of this 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:

<b>General subject of each matter to be considered</b>	<b>Reason for passing this resolution in relation to each matter</b>	<b>Ground(s) under Section 48(1) for the passing of this resolution</b>
<p><b>Agenda Item No: 6.1</b> Confirmation of Confidential Portion of Ordinary Council Minutes - 26 March 2019</p>	<p>Section 7(2)(h) - the withholding of the information is necessary to enable [the Council] to carry out, without prejudice or disadvantage, commercial activities</p> <p>Section 7(2)(i) - the withholding of the information is necessary to enable [the Council] to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>Section 48(1)(a)(i)- the public conduct of 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 under section 7</p>
<p><b>Agenda Item No: 6.2</b> Receipt of Confidential Portion of Minutes - Taupō Airport Authority Committee - 1 April 2019</p>	<p>Section 7(2)(d) - the withholding of the information is necessary to avoid prejudice to measures protecting the health or safety of members of the public</p>	<p>Section 48(1)(a)(i)- the public conduct of 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 under section 7</p>
<p><b>Agenda Item No: 6.3</b> Receipt of Lake Taupo Protection Joint Committee Publicly Excluded Minutes - 11 March 2019</p>	<p>Section 7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p> <p>Section 7(2)(g) - the withholding of the information is necessary to maintain legal professional privilege</p> <p>Section 7(2)(i) - the withholding of the information is necessary to enable [the Council] to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>Section 48(1)(a)(i)- the public conduct of 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 under section 7</p>
<p><b>Agenda Item No: 6.4</b> Lake Taupo Protection Project Transition Principles</p>	<p>Section 7(2)(i) - the withholding of the information is necessary to enable [the Council] to carry on, without prejudice or disadvantage, negotiations (including</p>	<p>Section 48(1)(a)(i)- the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good</p>

	commercial and industrial negotiations)	reason for withholding would exist under section 7
<b>Agenda Item No: 6.5</b> Appointment of Destination Great Lake Taupo Trustees	Section 7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons	Section 48(1)(a)(i)- the public conduct of 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 under section 7
<b>Agenda Item No: 6.6</b> Application to Provincial Growth Fund - Taupo Airport re-development	Section 7(2)(i) - the withholding of the information is necessary to enable [the Council] to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	Section 48(1)(a)(i)- the public conduct of 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 under section 7
<b>Agenda Item No: 6.7</b> Lake Taupo Cycle Challenge 2020	Section 7(2)(h) - the withholding of the information is necessary to enable [the Council] to carry out, without prejudice or disadvantage, commercial activities	Section 48(1)(a)(i)- the public conduct of 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 under section 7

**CARRIED**

**The meeting closed at 4.06pm.**

**The minutes of this meeting were confirmed at the ordinary Council meeting held on 27 May 2019.**

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**CHAIRPERSON**