

**TAUPŌ DISTRICT COUNCIL  
MINUTES OF THE ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBER, 107 HEUHEU STREET, TAUPŌ  
ON THURSDAY, 30 JANUARY 2020 AT 1.00PM**

**PRESENT:** Mayor David Trewavas (in the Chair), Cr John Boddy, Cr Kathy Guy (until 3.56pm), Cr Kylie Leonard, Cr John Mack, Cr Anna Park, Cr Christine Rankin (until 4.02pm), Cr Kevin Taylor (until 3.51pm), Cr Yvonne Westerman (until 3.57pm), Cr John Williamson

**IN ATTENDANCE:** Chief Executive, Head of Finance and Strategy, Head of Operations, Head of Economic Development and Business Transformation, Head of Regulatory and Risk, Head of Democracy, Governance and Venues, Head of Communications and Customer Relations, Head of Community, Culture and Heritage, Infrastructure Manager, Asset Manager Water and Waste, Team Leader Communications, Manager Legal and Compliance, Legal Counsel, Compliance Team Leader, Finance Manager, Commercial Manager, Consents and Regulatory Manager, Economic Relationship Manager, Policy Manager, Policy Advisor, Democratic Services Officer

**MEDIA AND PUBLIC:** Taupō Times  
Taupō and Turangi Weekender  
Six members of the public

Notes:

- (i) Confidential items were dealt with in the following order: 6.1; 6.3; 6.2.
- (ii) Cr Kirsty Trueman joined the meeting via telephone for part of the discussion on item 6.1 - Appointment of External Representatives to Council Committees.
- (iii) Cr Kevin Taylor left the meeting at 3.51pm. He was not present for resolutions TDC202001/C02 and TDC202001/C03
- (iv) Cr Kathy Guy left the meeting at 3.56pm. She was not present for resolution TDC202001/C02.
- (v) Cr Yvonne Westerman declared a conflict of interest in item 6.2 – Potential Purchase of 71 Rangatira Drive, Managkino. She left the meeting at 3.57pm and was not present for discussion and voting on resolution TDC202001/C02.
- (vi) Cr Christine Rankin left the meeting at 4.02pm. She was not present for resolution TDC202001/C02.

## 1 APOLOGIES

### TDC202001/01 RESOLUTION

Moved: Cr Christine Rankin  
Seconded: Cr Yvonne Westerman

That the apologies received from Crs Tangonui Kingi and Kirsty Trueman be accepted.

**CARRIED**

## 2 CONFLICTS OF INTEREST

Cr Kylie Leonard declared non-pecuniary conflicts of interest in agenda items 5.2 – Contract TDC/1920/297 – Retaining Walls at Acacia Bay Road & Wily Terrace; and 5.5 – request from Taupō Saleyards Limited for new lease.

Cr Yvonne Westerman declared a conflict of interest in confidential agenda item 6.2 – potential purchase of 71 Rangatira Drive, Mangakino.

## 3 CONFIRMATION OF MINUTES

### 3.1 ORDINARY COUNCIL MEETING - 10 DECEMBER 2019

In relation to item 4.6 (Council Administration Building – Change to Scope), a member asked for further clarification of the building's proposed parking area size and use.

#### TDC202001/02 RESOLUTION

Moved: Cr Kylie Leonard

Seconded: Cr Kathy Guy

That the public and confidential portions of the minutes of the Council meeting held on Tuesday 10 December 2019 be confirmed as true and correct records.

**CARRIED**

## 4 RECEIPT OF MINUTES

### 4.1 ORDINARY TURANGI/TONGARIRO COMMUNITY BOARD MEETING - 3 DECEMBER 2019

#### TDC202001/03 RESOLUTION

Moved: Cr John Mack

Seconded: Cr Christine Rankin

That Council receives the minutes of the Turangi/Tongariro Community Board meeting held on Tuesday 3 December 2019.

**CARRIED**

## 5 POLICY AND DECISION MAKING

### 5.1 NOTICE OF MOTION - NAPIER ROAD INTERSECTION

His Worship the Mayor, David Trewavas spoke to the Notice of Motion. He explained that the New Zealand Transport Agency (NZTA) had fully funded the recent change of priority of the Napier Road / Kiddle Drive / Arrowsmith Avenue intersection, and that there was ongoing community concern about the safety of the intersection and a number of collisions had occurred since the changes were made. There was funding in the Long-term Plan (in 2027) for a roundabout or other treatment, and His Worship was seeking advice on the possibility of bringing this project forward.

The Chief Executive, Head of Operations and Infrastructure Manager answered questions and the following points were noted:

- The intersection had previously been identified as one of the top 10 worst intersections in the country.
- The road's status was a local road, so it was open to Council to change the intersection layout if it wished.
- Staff had not yet had a conversation with NZTA about funding for further changes. NZTA funding cycles

were three-yearly and the current cycle was due to finish in 2021. It was uncertain whether any funding would be available earlier, or at all.

- The decision to change priority had been made in conjunction with independent traffic experts, based on traffic volumes; the primary traffic movements were between Kiddle Drive and Arrowsmith Avenue.
- The intersection was one of three in the district for which NZTA had agreed (during the transfer of the East Taupō Arterial and revoked SH's) to fund safety improvement works.

#### **TDC202001/04 RESOLUTION**

Moved: Mayor David Trewavas  
Seconded: Cr Anna Park

That the Chief Executive Officer be asked to urgently prepare an analysis of bringing forward an alternative solution for the Napier Road/Kiddle Drive/Arrowsmith Avenue intersection to enable the urgent and immediate construction of a roundabout, installation of traffic lights or alternative intersection treatment, with a report to be provided on options no later than at the 25 February 2020 Council meeting.

**CARRIED**

Note: Cr John Boddy requested his dissent to resolution TDC202001/04 above be recorded.

#### **5.2 CONTRACT TDC/1920/297 - RETAINING WALLS AT ACACIA BAY ROAD & WILY TERRACE**

The Infrastructure Manager summarised the report and answered questions of clarification.

#### **TDC202001/05 RESOLUTION**

Moved: Cr Kevin Taylor  
Seconded: Cr John Boddy

That Council accepts the Tender for Contract TDC/1920/297 for Construction of Retaining Walls at Acacia Bay Road and Wily Terrace submitted by Camex Civil from Cambridge for the sum of \$1,080,657.66 [excl. GST] and authorises His Worship the Mayor and the Chief Executive to sign the Contract Document(s) and attach the Council's Common Seal to them.

**CARRIED**

#### **5.3 TENDER TDC/1819/316: TAUPŌ WATER AND WASTEWATER PIPE RENEWALS 2020-21**

The Asset Manager Water and Waste summarised the report. In answer to a question, the Head of Operations explained that water renewals were budgeted equally across each year of Council's Long-term Plan, hence the request for the transfer of some future renewals into prior years as required to complete the project.

#### **TDC202001/06 RESOLUTION**

Moved: Cr Anna Park  
Seconded: Cr John Williamson

1. That Council accepts the Tender for Contract TDC/1920/316 for Taupō Water and Wastewater Pipe Renewals 2020/21 submitted by Waiotahi Contractors Limited for the sum of \$2,944,399.00 [excl. GST] and authorises His Worship the Mayor and the Chief Executive to sign the Contract Document(s) and attach the Council's Common Seal to them.
2. That Council approves funds of up to \$0.5M to be brought forward from 2021/22 water renewals budgets into prior years (2019/20 and 2020/21) as required to complete the project.

**CARRIED**

#### 5.4 LICENCE TO OCCUPY - DISC GOLF AT SPA THERMAL PARK

The Head of Operations summarised the report and, together with the Chief Executive, answered questions. The following points were noted:

- The lease would include clauses requiring the licence holder to maintain the course and remove it at the end of the licence term.
- The site was relatively low-use and it was not envisaged that conflicts between users would be a problem. An induction would take place with the applicant and potential conflicts with users would be part of that conversation.
- There was already a high level of service in the area, so Council was not expected to increase mowing frequency.
- A disc golf course had been operating in Mangakino for approximately two years. That course was well-used and staff were not aware of any issues with it.
- It was not necessary to call for expressions of interest for activities on this site; the applicant had approached Council and the proposal was presented for Council's consideration.

Members asked for a one year review period clause to be included in the licence document.

#### TDC202001/07 RESOLUTION

Moved: Cr Kevin Taylor

Seconded: Cr John Williamson

That Council approves the granting of a licence to occupy to David Keane for the purposes of establishing a disc golf course on Council administered reserve land at Spa Thermal Park as identified in the report attached to the agenda for a term of five (5) years at a peppercorn rental of \$1 per annum.

**CARRIED**

*Note: Cr Yvonne Westerman requested her dissent to resolution TDC202001/07 above be recorded.*

#### 5.5 REQUEST FROM TAUPŌ SALEYARDS LIMITED FOR NEW LEASE

The Legal Counsel and the Infrastructure Manager were present. The Legal Counsel introduced Mr John Pendergast, Director, Taupō Saleyards. She then summarised the report.

At the invitation of His Worship the Mayor, Mr Pendergast addressed the Council. He advised that the proposed rental of \$12k plus GST per annum was too high. He provided examples of rental rates for other nearby pieces of farmland in the region (\$370-\$380 per ha) and added that all Saleyards income was used for yard maintenance and repairs, so if the rent was increased to \$12k there was a danger parts of the operation would have to be closed for health and safety reasons.

In answer to questions, Mr Pendergast advised that the Saleyards directors were volunteers and major maintenance works were let out to contractors. The main income stream was 1% of all stock sales.

Members agreed to reduce the proposed rental amount to \$6,473 plus GST per annum (being \$400 per ha), in light of the fact that Taupō Saleyards was an important facility in the rural community and it supported other community organisations and initiatives. As such, the word "market" was not included in the resolution, in relation to rent reviews.

**TDC202001/08 RESOLUTION**

Moved: Cr Yvonne Westerman

Seconded: Cr John Boddy

That Council agrees to:

1. Grant Taupō Saleyards Limited a new lease of 14 Oruanui Street for saleyards and associated purposes for a term of 10 +10 years at an annual rental of \$6,473 plus GST per annum with rent reviews every 5 years, to commence simultaneously with the surrender of the existing lease that expires on 31 December 2021.
2. Sublease from Taupō Saleyards Limited the area of land at 14 Oruanui Street outlined in Attachment 1 to the report attached to the agenda for stock effluent dump/truck wash facility purposes for a term of 10+10 years at an annual rental of 28% of the headlease annual rental, to commence simultaneously with the surrender of the existing sublease that expires on 31 December 2021.

**CARRIED**

**5.6 ADOPTION OF THE 2019-22 TRIENNIAL AGREEMENTS WITH REGIONAL COUNCILS****TDC202001/09 RESOLUTION**

Moved: Cr Kevin Taylor

Seconded: Cr Anna Park

That Council adopts the Triennial Agreements for:

1. the Waikato Region as a primary signatory
2. the Bay of Plenty Region as a primary signatory
3. the Horizons Region as a non-primary signatory

**CARRIED**

**5.7 MAYORAL DELEGATION TO CHINA AND JAPAN, MAY 2020**

Members discussed the proposed delegation in light of the recent Coronavirus outbreak.

The Economic Relationship Manager advised that a rough itinerary had been drafted and the length of the delegation would be approximately three weeks, from mid-May to early June 2020.

It was agreed that the item should **lie on the table**.

**5.8 ADOPTION OF REPORT ON DOG CONTROL POLICY AND PRACTICES**

In answer to a question, the Compliance Team Leader advised that the team's approach to dog control was education and compassion in the first instance, followed by impounding and other action for recidivists or people refusing to follow the rules.

His Worship the Mayor and councillors praised the work of the Compliance Team and asked for their thanks to be passed on to team members.

**TDC202001/10 RESOLUTION**

Moved: Cr John Boddy

Seconded: Cr Kathy Guy

That Council adopts the Annual Dog Control Report 2018/19 [A2622637].

**CARRIED**

## 5.9 LOCAL DECLARATION OF STATE OF EMERGENCY OR NOTICE OF TRANSITION INTO RECOVERY - APPOINTMENT OF DESIGNATED ELECTED MEMBERS

### TDC202001/11 RESOLUTION

Moved: Cr John Boddy

Seconded: Cr Kathy Guy

That Council approves firstly the Deputy Mayor and secondly the Chairperson of the Emergency Management Committee as the designated elected members who can make a local declaration of state of emergency and/or give notice of transition into recovery in the Mayor's absence or unavailability.

**CARRIED**

## 5.10 ADOPTION OF CODE OF CONDUCT FOR THE 2019-2022 TRIENNIUM

A member asked for the wording of proposed clause 7.2 (information received in capacity as an elected member) to be 'softened'. All other proposed changes were accepted.

### TDC202001/12 RESOLUTION

Moved: Cr Kathy Guy

Seconded: Cr Christine Rankin

1. That Council adopts the Code of Conduct for the 2019-2022 triennium [A2621954] (as amended) and notes that all members will be required to sign the declaration on page 22 of the Code.
2. That Council notes that the Code of Conduct will also apply to community members and appointed or co-opted members to Council committees.

**CARRIED**

## 5.11 COUNCIL ENGAGEMENTS FEBRUARY 2020 AND CONFERENCE OPPORTUNITIES

The Head of Democracy, Governance and Venues advised that Local Government New Zealand (LGNZ) was facilitating a "Chairing practice workshop" in Waipa on Friday 21 February 2020.

It was decided that:

- Crs Kylie Leonard, Kevin Taylor and Yvonne Westerman would attend the *Making Good Decisions* foundation course; and
- Crs Kathy Guy, Kylie Leonard and possibly Anna Park would attend the LGNZ chairing practice workshop on 21 February 2020.

### TDC202001/13 RESOLUTION

Moved: Cr John Williamson

Seconded: Cr John Mack

1. That Council receives the information relating to engagements for February 2020.
2. That Council approves the attendance of Crs Kylie Leonard, Kevin Taylor and Yvonne Westerman on the *Making Good Decisions* foundation course.
3. That Council approves the attendance of Crs Kathy Guy, Kylie Leonard and Anna Park at Local Government New Zealand's "Chairing practice workshop" to be held in Waipa on Friday 21 February 2020 at a cost of \$550+GST per person.

**CARRIED**

## 5.12 MEMBERS' REPORTS

The following reports were received from members:

**Cr Christine Rankin** advised that fortnightly meetings had been scheduled for her to meet with Council's economic development team. Crs Kathy Guy and Anna Park also attended these meetings.

**Cr Kevin Taylor** advised that he had met with most of the key sport and recreation stakeholder groups. He thanked Cr Anna Park for enabling some of those discussions. It was noted that Bike Taupō was looking forward to having input into Council's draft Transport Strategy. Cr Taylor would be representing the Taupō district at the sports awards that evening in Hamilton.

**Cr John Boddy** updated Council on progress with the Age Friendly Community Plan, which would be presented to Council in the next couple of months. He congratulated Strategic Partnership Advisor, Veronica King and everyone else involved in this piece of work. What was good for older people in the community, was good for everyone.

**Cr Yvonne Westerman** advised that she had already had conversations with a lot of interested parties with huge wish lists relating to the museum and cultural facilities in the district.

**Cr John Mack** referred to the recent smoke- and vape-free campaign, which had enabled a discussion in the community. He added that amazing work was being done by Council in relation to the environment and it was important for the benefits to be communicated to the community.

**Cr John Williamson** reported on his attendance at a recent Lakes and Waterways Action Group meeting. The Miraka operations manager had spoken about sustainability and protecting the environment. Cr Williamson had taken notes which he could circulate to elected members.

**Cr Kevin Taylor** provided an update on community safety, including the safe trading area operating at AC Baths (which seemed to be working well); and the public meeting in Waitetoko to discuss the ongoing issue of arsons in the area.

**Cr Anna Park** advised that she was meeting regularly with the Head of Economic Development and Business Transformation and the Economic Relationships Manager; and familiarising herself with Council's different international relationships.

**Cr Kylie Leonard** advised that the New Zealand Dairy Industry central plateau awards would be held in Rotorua on 3 March 2020.

### TDC202001/14 RESOLUTION

Moved: Cr Yvonne Westerman

Seconded: Cr John Williamson

That Council receives the reports from members.

**CARRIED**

## 6 CONFIDENTIAL BUSINESS

### TDC202001/15 RESOLUTION

Moved: Cr Anna Park

Seconded: Cr Yvonne Westerman

#### 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:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
<b>Agenda Item No: 6.1</b> Appointment of External Representatives to Council Committees	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: 6.2</b> Potential Purchase of 71 Rangatira Drive, Mangakino	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 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: 6.3</b> Cypress Capital Limited - Appeal to the Environment Court	Section 7(2)(g) - the withholding of the information is necessary to maintain legal professional privilege	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**

*Notes: (i) The meeting adjourned at this point (3.00pm) and reconvened at 3.06pm.*

*(ii) The following resolution was made with the public excluded but was released shortly after the meeting so can therefore appear in the public part of the minutes:*

#### **TDC202001/C16 RESOLUTION**

Moved: Cr Christine Rankin

Seconded: Cr John Williamson

1. That Council appoints Belinda Walker, Tim Brittain Community representatives and Renee des Barres Māori representative to the Kinloch Representative Group.
2. That Council appoints Lisa de Thierry, Mark Seymour Community representatives to the Mangakino/Pouakani Representative Group.
3. That Council appoints Evelyn Forrest Māori representative to the Taupō East Rural Representative Group.
4. That Council appoints Anthony Byett as the Chair and Danny Loughlin, independent external representatives to the Risk and Assurance Committee.



5. That Council appoints Christopher Johnston, business representative to the Taupō Airport Authority Committee.
6. That Council appoints Tyronne (Bubs) Smith, Māori representative to the Emergency Management Committee.
7. That Council appoints Janice Wall, Māori representative to the Taupō Reserves & Roding Committee.
8. That the following amendment is made to the Terms of Reference for the Kinloch Representative Group and Taupō East Rural Representative Group;
  - Change Marae representative to Māori representative
9. That resolutions 1 to 8 be released from confidence once applicants have been advised of the outcome.

**CARRIED**

**The meeting closed at 4.10pm.**

**The minutes of this meeting were confirmed at the ordinary Council meeting held on 25 February 2020.**

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**CHAIRPERSON**