

**MINUTES OF AN ORDINARY MEETING OF THE  
KAWERAU DISTRICT COUNCIL HELD ON TUESDAY 29 JUNE 2010  
IN THE COUNCIL CHAMBER COMMENCING AT 9.00AM**

**PRESENT:** His Worship the Mayor (M J Campbell)  
Councillor R J Chase  
Councillor A J Holmes  
Councillor C J Ion  
Councillor B H Joyes  
Councillor B J Julian  
Councillor A L Moore  
Councillor S H Tuhoro  
Councillor W G Allen

**IN ATTENDANCE:** Chief Executive Officer (R George)  
Manager, Regulatory & Planning (C Jensen)  
Manager, Operations & Services (T McDowall)  
Manager, Finance and Corporate Services (G Jamieson)  
Policy Analyst/Strategic Planner (S van Egmond)  
Corporate Services Team Leader (P Doherty)

**APOLOGIES**

Nil

**OPENING PRAYER**

His Worship the Mayor asked Mr Jim McMillan to open the meeting with a prayer.

**PUBLIC FORUM**

No one wished to speak in Public Forum.

**1 CONFIRMATION OF ORDINARY COUNCIL MINUTES**

**Ordinary Council – 25 May 2010**

Council considered the Minutes of the Ordinary Council meeting held on 25 May 2010.

**RESOLVED**

**Councillors Joyes / Chase**

*That the Minutes of the Ordinary Council meeting held on 25 May 2010 be confirmed as a true and accurate record.*

**2 RECEIPT OF COMMITTEE MINUTES**

**2.1 Regulatory & Services Committee Meeting – 15 June 2010**

Council considered the Minutes of the Regulatory & Services Committee held on 15 June 2010.

**RESOLVED**

**Councillors Holmes / Moore**

*That the Minutes of the Regulatory & Services Committee meeting held on 15 June 2010 be received.*

**2.2 Special Council Meeting – 15 June 2010**

Council considered the Minutes of the Special Council Meeting held on 15 June 2010.

**RESOLVED**

**Councillors Julian / Joyes**

*That the Minutes of the Special Council meeting held on 15 June 2010 be received.*

**3 HIS WORSHIP THE MAYOR'S REPORT (101400)**

Council considered a report on His Worship the Mayor's activities for the month of May 2010.

**RESOLVED**

**His Worship the Mayor / Councillor Ion**

*That His Worship the Mayor's report for the month of May 2010 be received.*

**4 GENERAL BYLAW PARTS 8 – 11 (320000)**

Council considered a report from the Policy Analyst/Strategic Planner on Council's General Bylaw Parts 8, 9 and 11.

**RESOLVED**

**Councillors Holmes / Joyes**

*That Council resolves, having duly completed the special consultative procedure, to make, pursuant to Part 8 of the Local Government Act 2002, the Kawerau District Council General Bylaw 2009 Parts 8, 9 and 11, to come into force on 1 July 2010.*

**5 GENERAL BYLAW PARTS 12 – 13 (320000)**

Council considered a submission to the draft General Bylaw Parts 12 and 13.

**RESOLVED**

**Councillors Moore / Joyes**

*That Council resolves:*

- i. That the submission the Draft General Bylaw Parts 12 and 13 be received.*
- ii. To respond to the submission in keeping with the comment in section 2 of this report.*
- iii. To approve the drafting of revised policies for cemetery headstones and ornamentation, to be presented for consideration at the Regulatory & Services Committee Meeting on 13 July 2010.*
- iv. To conduct the preliminary work required to allow Council to specify the cemetery as a prohibited liquor area under the Kawerau District Council Liquor Control Bylaw 2009.*

- v. *That Council will confirm, or otherwise, the making of the General Bylaw Parts 12 and 13 at its meeting on 20 July 2010.*

**6 DRAFT ANNUAL PLAN 2010/2011**

Council considered draft responses to the submissions on the Draft Annual Plan.

**RESOLVED**

**Councillors Holmes / Chase**

*That the draft responses to the submissions and feedback be confirmed.*

**7 2010-2011 ANNUAL PLAN ESTIMATES OVERVIEW (110400)**

The Chief Executive suggested that Council absorb the change in GST which takes effect from 1 October 2010, and review the Fees and Charges next year.

Council discussed the Fees and Charges and recommended change and remove the differential of Local and Non-Local charges for Landfill and Solid Waste.

**RESOLVED**

**Councillors Moore/ Joyes**

1. *That the report be received.*

2. *That Council:*

*(a) Absorbs the increase in GST on Fees and Charges for the 2010/2011 year.*

*(b) Removes the differential Fees and Charges for Non-Local users of the Landfill and Solid Waste service.*

**8 ADOPTION OF THE 2010-2011 ANNUAL PLAN (110400)**

Council considered the 2010-2011 Annual Plan.

**RESOLVED**

**Councillors Joyes / Ion**

*That pursuant to the provisions of the Local Government Act 2002, Council adopts the 2010-2011 Annual Plan.*

**9 SETTING OF RATES FOR THE 2010-2011 FINANCIAL (110400)**

Council considered the setting of Rates for the 2010-2011 Financial Year.

**RESOLVED**

**Councillors Allen/ Julian**

1. *That the Council sets the following rates under the Local Government (Rating) Act 2002, on rating units in the district for the financial year commencing on 1 July 2010 and ending on 30 June 2011.*

**(a) Uniform Annual General Charge**

*A uniform annual general charge of \$124.44 (plus GST at the prevailing rate) per separately used or inhabited part of a rating unit, set under section 15 of the Local Government (Rating) Act 2002.*

**(b) General Rate**

*A General Rate set under section 13 of the Local Government (Rating) Act 2002 on all rateable land within the district, assessed at different rates in the dollar as described below:*

- A rate of 0.7519 cents in the dollar (plus GST at the prevailing rate) of capital value on all rateable land zoned “residential”, “rural lifestyle” and “reserve” in terms of Council’s operative District Plan.*
- A rate of 1.2927 cents in the dollar (plus GST at the prevailing rate) of capital value on all other rateable land zones of Council’s operative District Plan.*

**(c) Water Rate**

*A targeted rate for water supply, set under section 16 of the Local Government (Rating) Act 2002, of \$41.81 (plus GST at the prevailing rate) per separately used or inhabited part of a rating unit to which water is supplied (excluding those properties that are supplied by water meter).*

**(d) Wastewater Rate**

*A targeted rate for wastewater, set under section 16 of the Local Government (Rating) Act 2002, of \$65.75 (plus GST at the prevailing rate) per separately used or inhabited part of a rating unit that is connected to Council’s wastewater disposal network.*

**(e) Refuse Collection Rate**

*A targeted rate set under section 16 of the Local Government (Rating) Act 2002 on each separately used or inhabited part of a rating unit from which Council is prepared to remove refuse, assessed at different rates as described below:*

- A rate of \$162.06 (plus GST at the prevailing rate) on each separately used or inhabited part of a rating unit from which Council is prepared to remove refuse and to which a 60 litre residual bin is provided.*
- A rate of \$215.40 (plus GST at the prevailing rate) on each separately used or inhabited part of a rating unit from which Council is prepared to remove refuse and to which a 120 litre residual bin is provided.*

**DUE DATES FOR PAYMENT OF RATES**

2. That all rates will be payable in four equal instalments due on:

		<i>GST Rate</i>
<i>Instalment 1</i>	<i>20 August 2010</i>	<i>12.5%</i>
<i>Instalment 2</i>	<i>26 November 2010</i>	<i>15.0%</i>
<i>Instalment 3</i>	<i>25 February 2011</i>	<i>15.0%</i>
<i>Instalment 4</i>	<i>20 May 2011</i>	<i>15.0%</i>

**PENALTIES**

- 3. *That the Council authorises the following penalties to be added to rates that are not paid by due date:*
  - (i) *A penalty of 10 percent on the amount of any instalment assessed between 1 July 2010 and 30 June 2011 and which is unpaid after the due date.*
  - (ii) *A further penalty of 10 percent on any rates levied before 1 July 2010 which remain unpaid on 1 October 2010.*
  - (iii) *A further penalty of 10 percent on any rates to which a penalty has been added under (ii) above if the rates remain unpaid on 1 April 2011.*

*and delegates authority to the Chief Executive Officer to impose the penalties.*

**PAYMENT OF RATES**

- 4. *That rates shall be payable at the Offices of the Kawerau District Council, Ranfurly Court, Kawerau between the hours of 8:00am and 5:00pm, Monday to Friday.*

**10 EXCLUSION OF THE PUBLIC**

**RESOLVED**

**Councillors Moore / Ion**

*That the public be excluded from the following part of the proceedings of this meeting, namely:-*

**1 RATES – 127 ONSLOW STREET, ATC HALL (201000)**

*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 Information & Meetings Act 1987 for the passing of this resolution are as follows:*

<i><b>General Subject of each matter to be considered</b></i>	<i><b>Reason for passing this resolution in relation to each matter</b></i>	<i><b>Ground(s) under section 48(1) for the passing of this resolution</b></i>
<i><b>ITEM 1</b></i>	<i>To ensure that the privacy of individuals or organisations is not compromised and to enable Council to conduct negotiations of a commercially sensitive nature and to protect the organisation which is the subject of that information.</i>	<i>That 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 exists.</i>
<i>Rates – 127 Onslow Street, ATC Hall</i>		<i>Section 48 (1) (a) (i)</i>

*This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information & Meetings Act 1987 and the particular interest or interests protected by Section 7 of that Act, which would be prejudiced by holding of the relevant part of the proceedings of the meeting in public.*

**The Council in public excluded session.**

**The Council in open meeting.**

*His Worship the Mayor reported that whilst in public excluded session Council had considered the Rates – 127 Onslow Street, ATC Hall.*

**Meeting closed at 9.49am.**

M J Campbell

**MAYOR**

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