



Hastings District Council

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OPEN MINUTES

COUNCIL

Meeting Date: **Thursday, 12 July 2018**

**Minutes of a Meeting of the Council held on
12 July 2018 at 1.00pm**

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HASTINGS DISTRICT COUNCIL

MINUTES OF A MEETING OF THE COUNCIL HELD IN THE COUNCIL CHAMBER, GROUND FLOOR, CIVIC ADMINISTRATION BUILDING, LYNDON ROAD EAST, HASTINGS ON THURSDAY, 12 JULY 2018 AT 1.00PM

PRESENT: Mayor Hazlehurst (Chair)
Councillors Barber, Dixon, Heaps, Kerr, Lawson, Lyons,
Nixon, Poulain, Schollum, Travers and Watkins.

IN ATTENDANCE: Acting Chief Executive (Mr N Taylor)
Group Manager: Human Resources (Mrs B Bayliss)
Acting Chief Financial Officer (Mr B Chamberlain)
Financial Policy Advisor (Mr A Humphrey)
Bridge Engineer (Ms A Ileperuma)
Democratic Support Manager (Mrs J Evans)
Committee Secretary (Mrs C Hunt)

ALSO IN ATTENDANCE: Ms Antoinette Hapuka-Lambert, Tuia Leadership Programme

1. PRAYER

The opening prayer was given by Pastor Dave Connell and Bob Hamilton, Bay City Church.

2. APOLOGIES

Councillor Dixon/Councillor Heaps

That an apology for absence from Councillor Redstone be accepted.

CARRIED

Leave of Absence had previously been granted to Councillor Harvey and Councillor Watkins.

LEAVE OF ABSENCE

Councillor Dixon/Councillor Heaps

That leave of absence be granted to Councillors as follows:

Councillor Lyons	16-20 August 2018 and 13-14 September 2018
Councillor Lawson	20-24 August 2018
Councillor Travers	16-20 July 2018
Councillor Schollum	6-8 August 2018 (<i>Amended from 8-10 August 2018 previously granted</i>)

CARRIED

3. SEAL REGISTER

Mayor Hazlehurst/Councillor Kerr

That the seal register lie on the table.

CARRIED

4. CONFLICTS OF INTEREST

There were no declarations of conflicts of interest.

5. CONFIRMATION OF MINUTES

Councillor Lyons/Councillor O'Keefe

That the minutes of the Council Meeting held Thursday 28 June 2018, including minutes while the public were excluded, be confirmed as a true and correct record and be adopted.

CARRIED

6. RESOLUTION TO SET THE RATES FOR THE 2018/19 FINANCIAL YEAR

(Document 18/560)

Mayor Hazlehurst/Councillor Kerr

- A) That the report of the Financial Policy Advisor titled "Resolution to set the Rates for the 2018/19 Financial Year" dated 12/07/2018 be received.**
- B) That pursuant to the Local Government (Rating) Act 2002, the Hastings District Council makes the rates on rating units in the District for the financial year commencing on 1 July 2018 and ending on 30 June 2019 and adopts the due dates and penalty dates for the 2018/19 financial year, as follows:**

INTRODUCTION

Hastings District Council has adopted its 2018-28 Long Term Plan. This has identified the Council's budget requirement, and set out the rating policy and funding impact statement. The Council hereby sets the rates described below to collect its identified revenue needs for 2018/19 commencing 01 July 2018. All rates are inclusive of Goods and Services Tax.

GENERAL RATES

A general rate set and assessed in accordance with Section 13 of the Local Government (Rating) Act 2002, on the land value of all rateable land within the district on a differential basis as set out below:

Differential Group Name	Factor	Cents Per Dollar of Land Value
Differential Rating Area One		
Residential	1	0.5941
Residential Clive	0.81	0.4812
Residential Non-Urban (Including Townships & Small Settlements)	0.76	0.4515
Horticulture / Farming	0.68	0.4040
CBD Commercial	3.00	1.7823
Other Commercial	2.75	1.6338
Commercial Non-Urban (Peripheral)	2.35	1.3961
Differential Rating Area Two		
Residential	0.85	0.2382
Lifestyle / Horticulture / Farming	1	0.2802
Commercial	1.65	0.4623

UNIFORM ANNUAL GENERAL CHARGE

A uniform annual general charge set and assessed in accordance with Section 15 of the Local Government (Rating) Act 2002, of \$223 on each separately used or inhabited part of a rating unit within the district.

TARGETED RATES

All differential categories of targeted rates areas are as defined in the Funding Impact Statement for 2018/19. For the purposes of the Havelock North Promotion, Hastings City Marketing, Hastings CBD Targeted Rate, Havelock North CBD Targeted Rate, and Security Patrols (Hastings and Havelock North), a commercial rating unit is one that fits the description as set out under DRA1 CBD Commercial and DRA1 Other Commercial in Part B of the Funding Impact Statement for 2018/19.

COMMUNITY SERVICES & RESOURCE MANAGEMENT RATE

A targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, on a differential basis, on each separately used or inhabited part of a rating unit as follows:

Differential Rating Area One	Factor	\$ Per Separately Used or Inhabited Part
Residential	1	\$409
CBD Commercial	1	\$409
Other Commercial	1	\$409
Residential Clive	0.75	\$307
Residential Non-Urban (Including Townships & Small Settlements)	0.75	\$307
Horticulture / Farming	0.75	\$307
Commercial Non-Urban (Peripheral)	0.75	\$307
Differential Rating Area Two		
	Factor	\$ Per Separately Used or Inhabited Part
Residential	1	\$269
Lifestyle / Horticulture / Farming	1	\$269
Commercial	1	\$269

HAVELOCK NORTH PROMOTION

A targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, on the land value of any commercial rating unit located within Havelock North as defined on Council Map "Havelock North Promotion Rate", of 0.1563 cents per dollar of land value.

SWIMMING POOL SAFETY

A targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, as a fixed amount on every rating unit where a swimming pool (within the meaning of the Fencing of Swimming Pools Act 1987) is located, of \$58 per rating unit.

HAVELOCK NORTH PARKING

A targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, on a differential basis, on each separately used or inhabited rating unit located within Havelock North as defined on Council Map "Havelock North Parking", as follows:

Differential Category	Factor	\$ Per Separately Used or Inhabited Part
Residential	1	\$23
CBD Commercial / Other Commercial	3.0	\$69
All others	1	\$23

HASTINGS CITY MARKETING

A targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, on the land value of any commercial rating units located within Hastings as defined on Council Map "Hastings City Marketing Rate", of 0.2599 cents per dollar of land value.

HASTINGS CBD TARGETED RATE

A targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, on the land value of any commercial rating unit located within Hastings as defined on the Council Map "Hastings CBD", of 0.1448 cents per dollar of land value.

HAVELOCK NORTH CBD TARGETED RATE

A targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, on the land value of any commercial rating unit located within Havelock North as defined on Council Map "Havelock North CBD", of 0.0683 cents per dollar of land value.

SECURITY PATROLS

Targeted rates set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, on the land value of any commercial rating unit located within each respective Council Map defined "Hastings Security Patrol Area" and "Havelock North Security Patrol Area", as follows:

Hastings Security Patrol Area - 0.1049 cents per dollar of land value.

Havelock North Security Patrol Area - 0.0635 cents per dollar of land value.

SEWAGE DISPOSAL

A differential targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, based on the provision or availability to the land of the service. The rate is set as an amount per separately used or inhabited part of a rating unit.

A differential targeted rate for all non-residential rating units classified as “connected”, based on the use to which the land is put. The rate is an amount for each water closet or urinal after the first.

The rates apply to connected or serviceable rating units in all areas excluding those in the Waipatiki scheme area.

The rates for the 2018/19 year are:

Category	Factor	\$ per SUIP
Connected	1	\$235.00
Serviceable	0.5	\$117.50

Where connected, in the case of non-residential use, the differential charge for each water closet or urinal after the first is as follows:

Differential Category	Factor	Charge per water closet and urinal after the first
• Schools/Churches	0.13	\$30.55
• Chartered Clubs/Rest homes/Prisons/ Commercial Accommodation Providers/ Hospitals/Child Care Centres	0.40	\$94.00
• Hawke’s Bay Racing Centre/A & P Showgrounds/Regional Sports Park	0.25	\$58.75
• All Other Non-Residential	0.80	\$188.00

WAIPATIKI SEWAGE DISPOSAL

A differential targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, based on the provision or availability to the land of the service. The rate is set as an amount per separately used or inhabited part of a rating unit.

This rate applies only to connected or serviceable rating units in the Waipatiki scheme area.

The rates for the 2018/19 year are:

Category	Factor	\$ per SUIP
Connected	1	\$420.00
Serviceable	0.5	\$210.00

Where connected, in the case of non-residential use, the differential charge is set for each water closet or urinal after the first as follows:

Differential Category	Factor	Charge per water closet and urinal after the first
• Schools / Churches	0.13	\$54.60
• Chartered Clubs/Rest Homes/Prisons/ Commercial Accommodation Providers/ Hospitals/Child Care Centres	0.40	\$168.00
• Hawke’s Bay Racing Centre/A & P Showgrounds/Regional Sports Park	0.25	\$105.00
• All Other Non-Residential	0.80	\$336.00

WASTEWATER TREATMENT

A differential targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, based on the provision or availability to the land of the service. The rate is set as an amount per separately used or inhabited part of a rating unit.

A differential targeted rate for non-residential rating units classified as “connected”, based on the use to which the land is put. The rate is an amount for each water closet or urinal after the first.

The rates apply to connected or serviceable rating units in all areas excluding those in the Waipatiki scheme area.

The rates for the 2018/19 year are:

Category	Factor	\$ per SUIP
Connected	1	\$85
Serviceable	0.5	\$42.50

Where connected, in the case of non-residential use, the differential charge is set for each water closet or urinal after the first as follows:

Differential Category	Factor	Charge per water closet and urinal after the first
• Schools/Churches	0.13	\$11.05
• Chartered Clubs/Rest Homes/ Prisons/ Commercial Accommodation Providers/ Hospitals / Child Care Centres	0.40	\$34.00
• Hawke’s Bay Racing Centre/A & P Showgrounds/Regional Sports Park	0.25	\$21.25
• All Other Non-Residential	0.80	\$68.00

WATER SUPPLY

Targeted rates set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, on each separately used or inhabited part of a rating unit and based on the provision or availability to the land of the service, on a differential basis as follows:

Water Supply Area	Connected (Factor 1) \$ per Separately Used or Inhabited Part	Serviceable (Factor 0.5) \$ per Separately Used or Inhabited Part
Water Rate <i>(Including Hastings, Havelock North, Flaxmere, Waipatu, Haumoana/Te Awanga, Clive, Whakatu, Omahu & Paki Paki)</i>	\$357.00	\$178.50
Water Waimarama	\$357.00	\$178.50
Water Waipatiki	\$357.00	\$178.50
Water <u>Whirinaki</u>	\$357.00	\$178.50

WATER BY METER

A targeted rate set and assessed in accordance with Section 19 of the Local Government (Rating) Act 2002, on the volume of water supplied as extraordinary water supply, as defined in Hastings District Council Water Services Policy Manual (this includes but is not limited to residential properties over 1,500m² containing a single dwelling, lifestyle lots, trade premises, industrial and horticultural properties) of \$0.62 per cubic metre of water supplied over and above the typical household consumption as defined in the Hastings District Council Water Services Policy Manual.

RECYCLING

A targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, on each separately used or inhabited part of a rating unit and based on the provision or availability to the land of the service provided in the serviced area, of \$43 per separately used or inhabited part of the rating unit.

REFUSE

A targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, on each separately used or inhabited part of a rating unit, differentiated based on the use to which the land is put.

Residential rating units currently receive a weekly collection. Commercial rating units located within Hastings as defined on Council Map "Hastings CBD Refuse", and located within Havelock North as defined on Council Map "Havelock North CBD Refuse" currently receive a twice weekly collection.

The rate for 2018/19 is:

Differential Category	Factor	\$ per Separately Used or Inhabited Part
Residential	1	\$16
Commercial CBD	2	\$32

WAIMARAMA REFUSE

A targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, on each separately used or inhabited part of a rating unit located within Waimarama as defined on Council Map "Waimarama Refuse Collection", and based on the provision or availability to the land of the service provided, of \$80 per separately used or inhabited part of the rating unit.

CAPITAL COST OF SUPPLY EXTENSIONS

Targeted rates set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002, on each separately used or inhabited part of a rating unit, and based on the provision or availability to the land of the service provided, to fund the capital cost of the extension to the water supply and sewerage networks in each of the following locations, as follows:

Whirinaki Water Supply:

\$270 per separately used or inhabited part of a rating unit (over 4 instalments) for those rating units where the ratepayer elected for a 25 year targeted rate option and elected not to pay a lump sum option at the time of

scheme inception.

Waipatiki Sewage Disposal:

\$1,312 per separately used or inhabited part of a rating unit (over 4 instalments) for those rating units where the ratepayer elected for a 10 year targeted rate option and elected not to pay a lump sum option at the time of scheme inception.

Te Mata Sewer Extension Sewage Disposal (Commercial Connections)

A targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002 on any commercial rating unit located on Te Mata Road as defined on Council Map "Te Mata Sewer", and based on the extent of provision of any service, of the following amounts per rating unit (over 4 instalments) (Inclusive of GST and Interest):

Te Mata Estate	\$12,992
The Cheese Company	\$9,224
Black Barn	\$8,015

WAIMARAMA SEA WALL

A targeted rate set and assessed in accordance with Section 16 of the Local Government (Rating) Act 2002 on a differential basis, on each separately used or inhabited part of a rating unit within each individual zone defined on Council Map "Waimarama Sea Wall Zone" of the following amounts per separately used or inhabited part of the rating unit:

Zone 1 shall pay 67% of the cost to be funded, whilst Zone 2 shall pay 23% of the cost and Zone 3 10% of the cost, based on the extent of the provision of service.

Zone 1	\$270	Zone 2	\$187	Zone 3	\$70
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DUE DATES AND PENALTY DATES

Due Dates for Payment and Penalty Dates (for Rates other than Water by Meter Rates):

The Council sets the following due dates for payment of rates (other than Water by Meter) and authorises the addition of penalties to rates not paid on or by the due date, as follows:

Rates will be assessed by quarterly instalments over the whole of the district on the due dates below:

Instalment	Due Date	Penalty Date
1	17 August 2018	22 August 2018
2	16 November 2018	21 November 2018
3	15 February 2019	20 February 2019
4	17 May 2019	22 May 2019

A penalty of 10% will be added to any portion of rates (except for Water by Meter) assessed in the current year which remains unpaid after the relevant instalment due date, on the respective penalty date above.

Arrears Penalties on Unpaid Rates from Previous Years

Any portion of rates assessed in previous years (including previously applied penalties) which remains unpaid on 19 July 2018 will have a further

10% added. The penalty will be added on 20 July 2018.

A further additional penalty of 10% will be added to any portion of rates assessed in previous years which remains unpaid on 20 January 2019. The penalty will be added on 21 January 2019.

Due Dates for Payment and Penalty Dates (for Water by Meter Rates):

For those properties that have a metered water supply, invoices will be issued either three-monthly or six-monthly.

Three Monthly Invoicing:

Instalment	Invoicing Due Date	Penalty Date
1	23 October 2018	24 October 2018
2	21 January 2019	22 January 2019
3	22 April 2019	23 April 2019
4	22 July 2019	23 July 2019

Six Monthly Invoicing:

Instalment	Invoicing Due Date	Penalty Date
1	21 January 2019	23 January 2019
2	22 July 2019	23 July 2019

A penalty of 10% will be added to any portion of water supplied by meter, assessed in the current year, which remains unpaid after the relevant instalment due date, on the respective penalty date above.

Arrears Penalties on Unpaid Water by Meter Rates from Previous Years

Any portion of Water by Meter rates assessed in previous years (including previously applied penalties) which remains unpaid on 20 July 2018 will have a further 10% added. The penalty will be added on 23 July 2018.

A further additional penalty of 10% will be added to any portion of rates assessed in previous years which remains unpaid on 23 January 2019. The penalty will be added on 24 January 2019.

With the reasons for this decision being:

The Council is required to collect funds from rates on properties to undertake the functions outlined in the 2018-28 Long Term Plan.

CARRIED

7. APPROVAL TO AMEND AVERYS BRIDGE RESTRICTION
(Document 18/589)

Councillor Kerr/Councillor Heaps

- A) That the report of the Bridge Engineer titled "Approval to amend Averys Bridge restriction" dated 12/07/2018 be received.**
- B) Pursuant to Hastings District Council's consolidated bylaw, section (5.5.1 a) and Heavy Motor Vehicle Regulations 1974, that Council amend set speed/mass limits to:**

Bridge ID	Bridge Name	Road Name	Gross Limit	Axle Limit	Speed Restriction
127	Averys	Ohurakura Road	44000kg	-	10km/hr

- C) That the Acting Chief Executive to be delegated authority to publish the amendment as per Heavy Motor Vehicle Regulation 1974, Section 11 (10).

With the reasons for this decision being that the objective of the decision will contribute to meeting the current and future needs of communities for performance of regulatory functions in a way that is most cost-effective for households and business by:

- i) Providing safe and good quality local infrastructure that are efficient, effective and appropriate for present and future circumstances.

CARRIED

8. UPDATED 2018 MEETING SCHEDULE CHANGES

(Document 18/600)

Councillor Nixon/Lawson

- A) That the report of the Democratic Support Manager titled "Updated 2018 Meeting Schedule Changes" dated 12/07/2018 be received.
- B) That the 2018 Meeting Schedule be amended as follows:-

Committee	Date	Time	Venue
Te Tira Toitū te Whenua District Plan Culture Values Subcommittee	15 August 2018	9.00am	Council Chamber

CARRIED

9. COUNCIL APPOINTMENT TO AN EXTERNAL ORGANISATION - MINISTRY OF EDUCATION AREA STRATEGY REFERENCE GROUP

(Document 18/617)

Councillor Dixon/Councillor Barber

- A) That the report of the Democratic Support Manager titled "Council appointment to an External Organisation - Ministry of Education Area Strategy Reference Group" dated 12/07/2018 be received.
- B) That Councillor Travers be appointed as Council's representative on the Ministry of Education Area Strategy Reference Group from 23 June 2018.

- C) That the Schedule of Appointments to Committees, Subcommittees and Other Organisations (CG-08-9-18-280) be amended.**

With the reasons for this decision being that the it will enable the Council to give effect to the purposes of local government and to its responsibilities and obligations under the Local Government Act 2002 and any other legislation in the most effective and efficient manner.

CARRIED

10. ADDITIONAL BUSINESS ITEMS

There were no additional business items.

11. EXTRAORDINARY BUSINESS ITEMS

There were no extraordinary business items.

12. RECOMMENDATION TO EXCLUDE THE PUBLIC FROM ITEMS 13 AND 14

SECTION 48, LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987

Mayor Hazlehurst/Councillor Nixon

THAT the public now be excluded from the following parts of the meeting, namely;

13. Appointment of Director to Hastings District Holdings Limited

14. Summary of Recommendations from Risk and Audit Subcommittee Meeting held on 2 July 2018

The general subject of the matter to be considered while the public is excluded, the reason for passing this Resolution in relation to the 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 is as follows:

GENERAL SUBJECT OF EACH MATTER TO BE CONSIDERED	REASON FOR PASSING THIS RESOLUTION IN RELATION TO EACH MATTER, AND PARTICULAR INTERESTS PROTECTED	GROUND(S) UNDER SECTION 48(1) FOR THE PASSING OF EACH RESOLUTION
13. Appointment of Director to Hastings District Holdings Limited	Section 7 (2) (a) The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person. Privacy Reasons.	Section 48(1)(a)(i) Where the Local Authority is named or specified in the First Schedule to this Act under Section 6 or 7 (except Section 7(2)(f)(i)) of this Act.
14. Summary of Recommendations from Risk and Audit Subcommittee Meeting held on 2 July 2018	Section 7 (2) (h) The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities. For reasons of commercial sensitivity and to enable addressing of the commercial arrangements as part of the internal audit process.	Section 48(1)(a)(i) Where the Local Authority is named or specified in the First Schedule to this Act under Section 6 or 7 (except Section 7(2)(f)(i)) of this Act.

And that Ms Antoinette Hapuka-Lambert, Tuia participant for Hastings be permitted to remain in the meeting after the public have been excluded, as Mayor Hazlehurst is her mentor for the Tuia Leadership Programme.

CARRIED

The meeting closed at 1.50pm

Confirmed:

Chairman:

Date: