



Minutes

of the

Thames-Coromandel District Council

Ordinary Meeting

Date 9 December 2015
Venue Council Chamber
515 Mackay Street
Thames

Present

GF Leach JP (Mayor)

HD Bartley
DR Connors
PL French
MK McLean JP

PA Brljevich
LA Fox
SA Goudie
JT Wells

In attendance

Name

Community Board and Committee Chairs

Paul Kelly, Bob Renton, Strat Peters, Keith Johnston and Brent Page

Staff

David Hammond, Angela Jane, Ariana Wickliffe, Steve Baker, Lurna White, Ben Day, Sam Napia, Alan Tiplady, Bruce Hinson, Garry Towler, Paul Davies, Peter Wishart, Emma Wright, Scott Summerfield, Ross Ashby, Greg Hampton.

Meeting commenced 09:01

Adjournment

His Worship

His Worship

Start

11:25

12:54

Finish

11:47

13:23

Reason

Morning tea

Lunch

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1 Meeting conduct

1.1 Apologies

Resolved

That the Thames-Coromandel District Council receives the apology from Board Chair Walker for the 9 December 2015.

Moved/seconded by: Wells/ Brijevich

1.2 Public forum

Robin Plummer - Item 2.2 Referendum on fluoridation of Thames water supply

Mr Plummer tabled his speaking notes. Mr Plummer represented and managed the pro fluoride campaign. He noted that he was pleased with the outcome and was delighted with the turnout of voters. Mr Plummer commented that because the referendum was binding he would not like to see Thames go through the process and with the associated expenses again.

Board Chair Peters noted that he was pleased with the process and that the Thames community was provided with balanced information.

Reihana Robinson - Item 7.2 Coromandel Great Walks Governance

Ms Robinson represented the Hahei Ratepayers Association. Ms Robinson noted that she would circulate to Council, a press release that would be going out today. She explained that although the small community welcomed visitors to share in the surroundings, there were three main issues that concerned the group.

Ms Robinson noted that the first issue was the current infrastructure deficits in Hahei. Ms Robinson described that with the growing visitor numbers this was compounding the issues with the existing assets and that there was a need to bring the current infrastructure up to standards.

The second issue Ms Robinson addressed was the governance structure. Ms Robinson queried why the community was not considered in the management structure and noted that because the project directly affected the community they should have a voice and vote.

The third issue Ms Robinson explained was around the distribution of cost. Ms Robinson stated that because this project would achieve a regional economic benefit, the regional council should be contributing more like it had done with various regional initiatives.

Mayor Leach asked Ms Robinson if the Ratepayers Association was happy with the Mercury Bay Community Board Chair as representation. Ms Robinson responded that the group preferred representation by someone living in Hahei.

Jane Beck - Item 2.2 Referendum on fluoridation of Thames water supply

Ms Beck represented Fluoride Free. She noted that although the vote did not go her group's way, being binding she accepted the result. Ms Beck acknowledged staff's effort to investigate alternative options to the municipal water in Thames. Ms Beck took the opportunity to also thank staff that were involved in conducting the referendum.

Resolved

That the Thames-Coromandel District Council receives Robin Plummer, Reihana Robinson and Jane Beck as speakers in public forum.

Moved/seconded by: Wells/French

1.3 Items not on the agenda

No further items were added to the agenda.

1.4 Conflict of interest

Councillor Brijevich declared a conflict with item 6.2 Approval of additional expenditure for 2015/16 due to the Matarangi Wastewater consent proposal.

1.5 Minutes for confirmation

Resolved

That the Thames-Coromandel District Council confirms the minutes of the Thames-Coromandel District Council meeting held on 28 October 2015 as a correct record of proceedings.

Moved/seconded by: Wells/Brijevich

2 Governance, Planning and Strategy

2.1 Bylaw deliberations

Council was presented with the revised Maritime Facilities Bylaw; the Standards of Camping Bylaw; and amendments to the Freedom Camping Bylaw for adoption. Chair of Judicial Committee, Councillor McLean, noted the Committee supported the staff recommendations and members of the Committee had taken the time to engage with staff in details of the bylaws.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Judicial Committee bylaw deliberations recommendations' report, dated 30 November 2015 and the 'Bylaw deliberations' report, dated 26 November 2015.
2. Determines that the Maritime Facilities Bylaw, amendments to the Freedom Camping Bylaw 2014, and Bylaw for Standards of Camping on Private Property do not give rise to any implications under the New Zealand Bill of Rights Act 1990.
3. Adopts the Maritime Facilities Bylaw 2015 included as Attachment A to be operative from 14 December 2015.
4. Adopts the amendments to the Freedom Camping Bylaw 2014 included as Attachment B to take effect from 14 December 2015.
5. Directs staff to forward submissions received relating to freedom camping on DOC land to the DOC Area Manager.
6. Instructs staff to forward the decision relating to freedom camping on Brown Street, Thames to the Thames Community Board to determine an appropriate designated area.
7. Adopts the Bylaw for Standards of Camping on Private Property included as Attachment C to be operative from 14 December 2015.
8. Approves the corrections to errors in schedules 1 and 2 of the Freedom Camping Bylaw as set out in Attachment D and Attachment E of the main agenda report.

9. Suspends enforcement of temporary living spaces on Council land as a discretionary activity in the Operative District Plan.

Moved/seconded by: McLean/Fox

2.2 Referendum on fluoridation of Thames water supply

Council was asked to confirm by resolution the continuation of fluoridation of the Thames water supply following the 5 November 2015 referendum.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Referendum on fluoridation of Thames water supply' report, dated 12 November 2015.
2. Continues fluoridation of the Thames water supply.

Moved/seconded by: Goudie/Connors

Councillor Brljevich abstained from voting. He noted he could not in good conscience support the fluoridation of water consumed by people under his governance. Due to the large number of peer reviewed scientific studies linking the consumption of fluoridated drinking water to health problems, particularly in children.

2.3 Local Alcohol Policy adoption

Council was informed that the Local Alcohol Policy (LAP) was adopted by the final decision of the Alcohol and Regulatory Licensing Authority (ARLA). A Council resolution was required to bring the policy into force.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Local Alcohol Policy Adopted' report, dated 6 November 2015.
2. Resolves that public notice of Council's adopted Local Alcohol Policy be given on 11 and 18 December 2015 respectfully.
3. Resolves that the Thames-Coromandel District Council Local Alcohol Policy, excluding maximum trading hours in clauses 4.1, 4.2 and 4.3 comes into force on 1 January 2016.
4. Resolves that the Thames-Coromandel District Council Local Alcohol Policy maximum trading hours in clauses 4.1, 4.2 and 4.3 comes into force on 1 April 2016.

Moved/seconded by: McLean/Fox

2.4 Amendments to 2016 meeting calendar

Council was asked to approve amendments to the 2016 meeting calendar to accommodate the Annual Plan timeframes in February/March and to provide an alternative meeting day for the Mercury Bay Community Board.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Amendments to 2016 meeting calendar' report, dated 11 November 2016.
2. Approves the following changes to the 2016 meeting calendar for the Annual Plan project:

17 February 2016	Workshop deferred to 24 February 2016
24 February 2016	Becomes combined workshop and Council meeting
7 March 2016	Special Council meeting deferred to 14 March 2016
14 March 2016	Becomes Special Council meeting for Annual Plan
3. Approves the change to the Mercury Bay Community Board meeting day in 2016 to Wednesday mornings (commencing at 9am) of the nominated week for Community Board meetings.

Moved/seconded by: French/ Bartley

2.5 Submission on Shop Hours Amendment Bill

Staff sought Council approval to make a submission to the Shop Trading Hours Amendment Bill and delegation to the Mayor to approve the submission.

Resolved

That the Thames-Coromandel District Council:

1. Receives the Submission on Shop Trading Hours Amendment Bill report, dated 19 November 2015.
2. Instructs staff to prepare a draft submission to the Commerce Select Committee supporting the Bill.
3. Delegates to the Mayor the authority to approve and send the submission to the Commerce Select Committee before 21 January 2016.

Moved/seconded by: Goudie/ French

2.6 District Plan appeals

Council was asked to approve the establishment of roles and responsibilities for appeals on the Proposed District Plan.

Councillor Goudie questioned the appointment of Deputy Mayor French to the panel. Staff noted they were confident in Deputy Mayor French's knowledge of the Proposed Plan to assist the panel, because he had chaired the Plan's development committee and had kept up to date on the submission process.

Councillor Brljevich asked staff if it was normal procedure to have a panel that would essentially be reviewing their own decision. Staff responded that the Council would be the decision holder for adopting the Plan rather than the Hearings Panel. It was common practice of other councils to involve Hearing Panel members.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Management of District Plan Appeals' report, dated 16 November 2015.
2. Establishes a District Plan Appeals Committee to oversee, advise and give direction to District Plan appeal resolution.
3. Appoints the Deputy Mayor Peter French, Councillor Tony Fox and Ian Munro to the District Plan Appeals Committee.
4. Delegates to the Group Manager Governance, Planning and Strategy the authority to sign Environment Court consent orders on behalf of the Council as respondent.

- Confirms that appeals will be case-managed and mediated by TCDC staff, with external counsel, experts and other agents engaged as needed.

Moved/seconded by: Leach/ McLean

2.7 Changes to Litter Infringements provisions

Council was asked to adopt the updated litter infringement provisions through the Council's Litter Policy. Staff noted that for larger litter offences the maximum measures of prosecution would still apply.

Resolved

That the Thames-Coromandel District Council:

- Receives the Changes to Litter Infringement Provisions report dated 20 October 2015.
- Notes that the public notice requirements of the Litter Act 1979 have been fulfilled.
- Adopts the proposed litter infringement provisions below:

Nature of infringement offence	Infringement fee
Deposited or left litter in a public place You did deposit or leave litter in a public place	\$100
Deposited or left litter in a private place without consent You did deposit or leave litter in or on private land without the consent of the occupier	\$100
Deposited or left dangerous litter in a public place You did deposit or leave dangerous litter in a public place	\$400
Deposited or left dangerous litter in a private place without consent You did deposit or leave dangerous litter in or on private land without the consent of the occupier	\$400

Moved/seconded by: Leach/ McLean

2.8 Determinations for the Fires in Open Bylaw

Council was provided with an update around the regulation of fires in the open. Council was asked to consider whether to make the bylaw and align within the Thames Valley Rural Fire area, which encompasses the Hauraki and Matamata-Piako District Councils.

Staff noted they would work with Community Boards to determine appropriate and reasonable restrictions within their community.

Resolved

That the Thames-Coromandel District Council:

- Receives the 'Determinations for the Fires in the Open bylaw' report, dated 19 November 2015.

2. Determines to make a Fires in the Open bylaw under section 146(c) of the Local Government Act 2002 and considers pursuant to section 155(1) of the Local Government Act 2002 that a bylaw is the most appropriate way of addressing the perceived problems outlined in this report.
3. Instructs staff to work with the Hauraki and Matamata-Piako District Councils on aligning Fires in the Open bylaws across the Thames Valley.

Moved/seconded by: Goudie/ Fox

2.9 Dog Control Act delegations

Council was asked to approve a delegation to the Chief Executive for certain powers under the Dog Control Act 1996.

Resolved

That the Thames Coromandel District Council:

1. Receives the 'Dog Control Act Delegations' report, dated 1 December 2015.
2. Delegates to the Chief Executive the power to classify a dog as menacing under Section 33A of the Dog Control Act 1996.
3. Delegates to the Chief Executive the power to retain a dog under Section 71 of the Dog Control Act 1996.
4. Acknowledges that the Chief Executive is able to delegate powers to staff as he considers appropriate.

Moved/seconded by: Goudie/ Brljevich

3 Presentation

3.1 Hauraki Rail Trail Charitable Trust presentation

Trustee Wati Ngamane and Trust Administrator Caroline Lynch presented to the Council the Hauraki Rail Trail Charitable Trust Annual Report. The Trust noted a few issues with the Principal Trail Operator (PTO) including the maintenance of the existing trails. The Trust stated that Hauraki District Council (HDC) was overseeing the maintenance operators.

Committee Chair Page asked if there was a monitoring system in place. Mr Ngamane responded that HDC had a liaison working with the PTO.

Councillor Goudie asked if the Trust had accepted liability of the Kaiua leg. The Trust noted that at their last meeting a motion was moved to support the project upon completion.

Councillor Goudie questioned the Trust on solvency. The Trust noted that there had been issues between governance and management and there was a need to address the responsibilities of the Trust. Councillor Goudie asked if the Trust still had problems receiving financial reports from HDC. The Trust noted they did.

Councillor Goudie commented that during her appointment as trustee she witnessed the Trusts Administrator's time was taken up dealing with issues outside of the Trust responsibilities.

Deputy Mayor French acknowledged that the Trust had received several resignations within the year, and praised Mr Ngamane for continuing. Deputy Mayor French asked the Trust that if the PTO issues were resolved could the Trust be more successful. The Trust noted that there would be time to focus on promotion rather than the current fragmented efforts.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Hauraki Rail Trail Charitable Annual Report', dated 23 November 2015.

Moved/seconded by: Leach/French

4 Infrastructure

4.1 Infrastructure recommendations

Council was asked to approve recommendations from the 11 November 2015 Infrastructure Committee. Mayor Leach noted that the level of service and hours at transfer stations required further review to cater for the summer peak period. He asked staff if a review of one area could take place without the need for a full investigation. Mr Hinson responded that they could deal with this on a case by case basis.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Infrastructure Committee recommendations' report dated 23 November 2015.
2. Approves the removal of the existing Whangapoua molocks facility located on the Meri Te Tai Reserve, as recommended by the Mercury Bay Community Board and Infrastructure Committee, with the removal to take place from 4 April 2016 following the Easter holiday weekend.
3. Instructs staff that the Meri Te Tai Reserve is reinstated and signage installed to confirm the removal of the molock facility, with signage stating the collection days and the solid waste facilities available for both peak and non-peak periods.
4. Accepts the gifting of the Karaka Mountain Bike Track bridge structures upon the completion of its construction.

Moved/seconded by: Brljevich/Goudie

5 Community Governance

5.1 Mercury Bay Community Board recommendation - Community Reserve lease

Council was asked to approve a recommendation from the Mercury Bay Community Board for a variation to a community reserve lease to allow for an additional facility to be constructed on part of the land by the Whitianga Community Services Trust.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Mercury Bay Community Board recommendation - Community Services lease' dated 23 November 2015.
2. Approves a variation to the footprint on the land leased to the Whitianga Community Services Trust as shown on the plan, outlined in light blue attached to the Mercury Bay Community Board agenda report for 3 November 2015.
3. Approves development of a new building of approximately 192m² by the Whitianga Community Services Trust on Cook Drive Reserve immediately adjacent and to the south, of the existing building on the site occupied by the Trust and as shown on the plan attached to the report to the Mercury Bay Community Board meeting on 3 November 2015.
4. Requests that Staff report back to the Mercury Bay Community Board regarding the definitive boundaries of the new build.

Moved/seconded by: McLean/Fox

5.2 Community Board recommendations - Parking Control Bylaw schedule amendments and setting of fee

Council was asked to approve amendments to the Parking Control Bylaw schedule from the Thames, Mercury Bay and Whangamata Community Boards. Council was also asked to approve recommendations for parking fee amendments and inclusion of fees from the Mercury Bay Community Board.

Councillor Brljevic highlighted that the Coromandel-Colville Community Board had requested parking changes but this had not been communicated with the staff and not in the report, he noted his disappointment.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Community Board recommendations - Parking Control Bylaw schedule amendments and setting of fees' report, dated 19 November 2015.
2. Approves the Parking Control Bylaw amendments to Schedule A of Council's Parking Control Bylaw 2014 for the following Community Board areas as shown in tables and diagrams below:

Thames Community Board - Mackay Street

Table 2: Items recommended to be added to Schedule A - Parking Time Restrictions (i.e. time limits on vehicles using a carpark):

Settlement	Road Name	Road Start Location	Nearest Intersection	Distance (m) from nearest intersection	Side	Direction Indicated	Restriction
THAMES	MACKAY ST	SH25	SEALEY ST	120-97	LEFT	RIGHT	P20
THAMES	MACKAY ST	SH25	SEALEY ST	157-151	LEFT	LEFT	P20
THAMES	THAMES LIBRARY CARPARK	MACKAY ST	MACKAY ST	25	LEFT	RIGHT	P30 LIBRARY PATRONS ONLY

Settlement	Road Name	Road Start Location	Nearest Intersection	Distance (m) from nearest intersection	Side	Direction Indicated	Restriction
THAMES	THAMES LIBRARY CARPARK	MACKAY ST	MACKAY ST	35	LEFT	LEFT	P30 LIBRARY PATRONS ONLY
THAMES	THAMES LIBRARY CARPARK	MACKAY ST	MACKAY ST	12	RIGHT	LEFT	P10
THAMES	THAMES LIBRARY CARPARK	MACKAY ST	MACKAY ST	17	RIGHT	RIGHT	P10
THAMES	THAMES LIBRARY CARPARK	MACKAY ST	MACKAY ST	17	RIGHT	LEFT	P120
THAMES	THAMES LIBRARY CARPARK	MACKAY ST	MACKAY ST	56	RIGHT	RIGHT	P120

Table 3: Items recommended to be added to Schedule A - Parking Restrictions (i.e. no stopping areas, mobility carparks, bus parks and loading zones):

Settlement	Road Name	Road Start Location	Nearest Intersection	Distance (m) from nearest intersection	Restriction Length (m)	Side	TYPE
THAMES	MACKAY ST	SH25	SEALEY ST	93	13	LEFT	MOBILITY PARKING SPACE

Table 4: Items recommended to be deleted to Schedule A - Parking Restrictions (i.e. no stopping areas, mobility carparks, bus parks and loading zones):

Settlement	Road Name	Road Start Location	Nearest Intersection	Distance (m) from nearest intersection	Restriction Length (m)	Side	TYPE
THAMES	MACKAY ST	SH 25	SEALEY ST	190-202	27-15	RIGHT	NO STOPPING

Diagram 1: Thames Library Carpark:

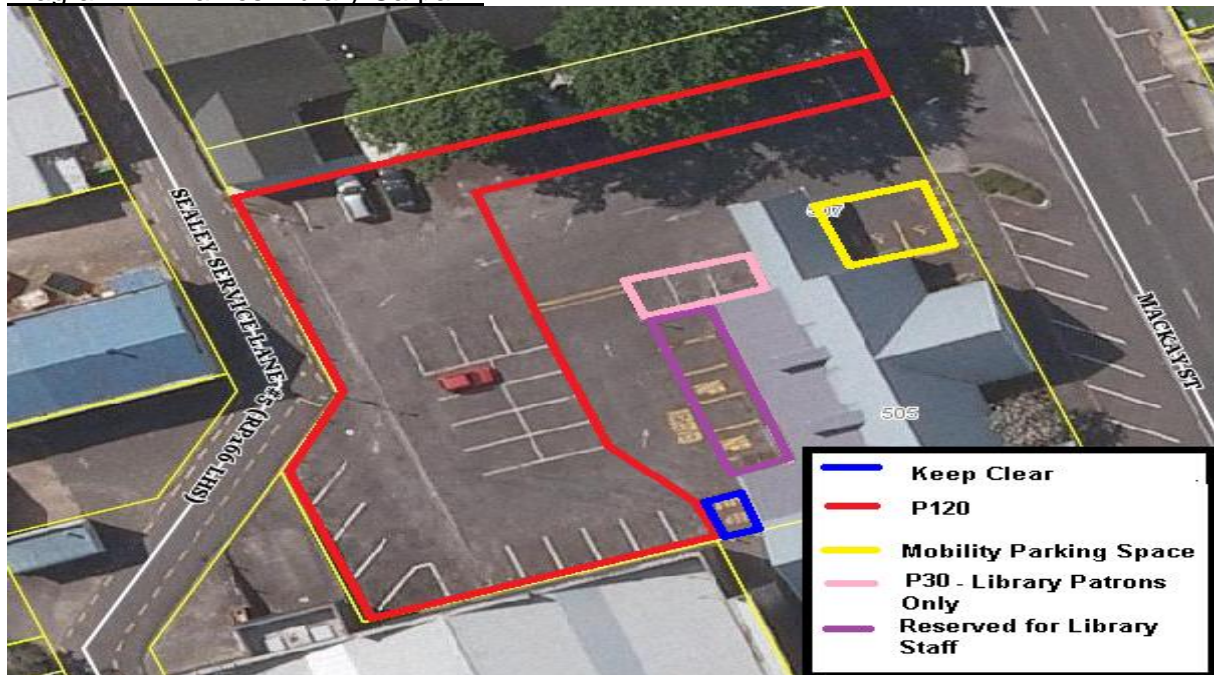
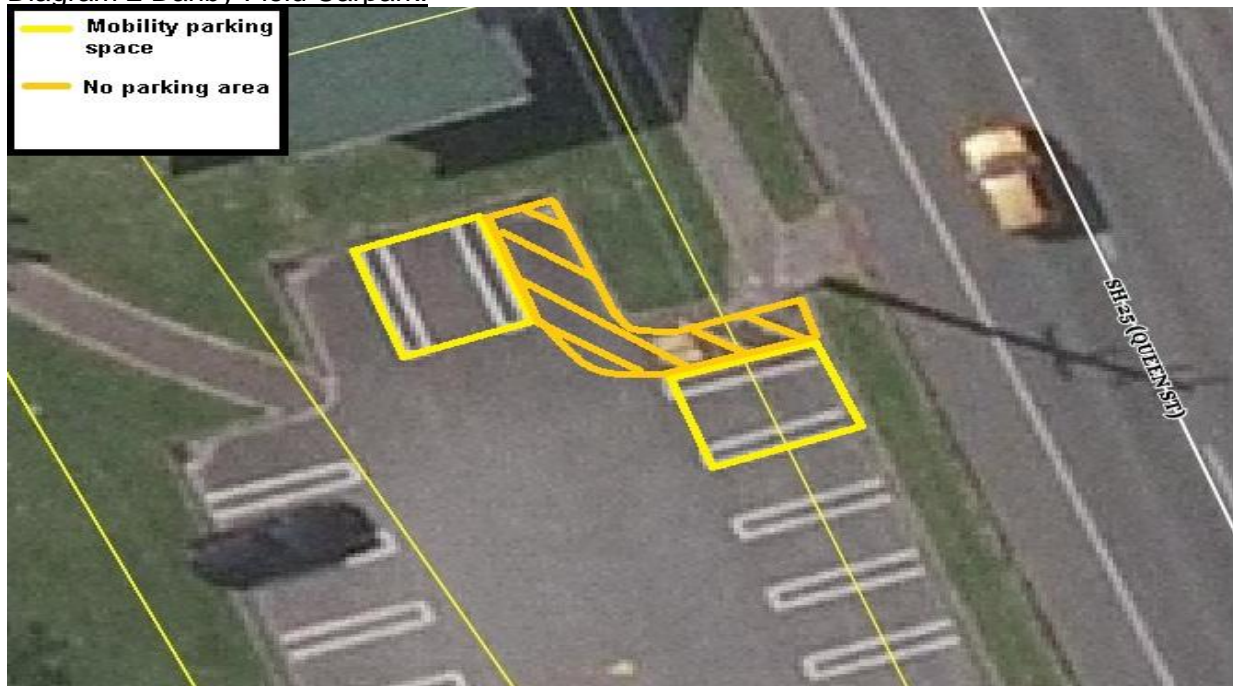


Diagram 2 Danby Field Carpark:

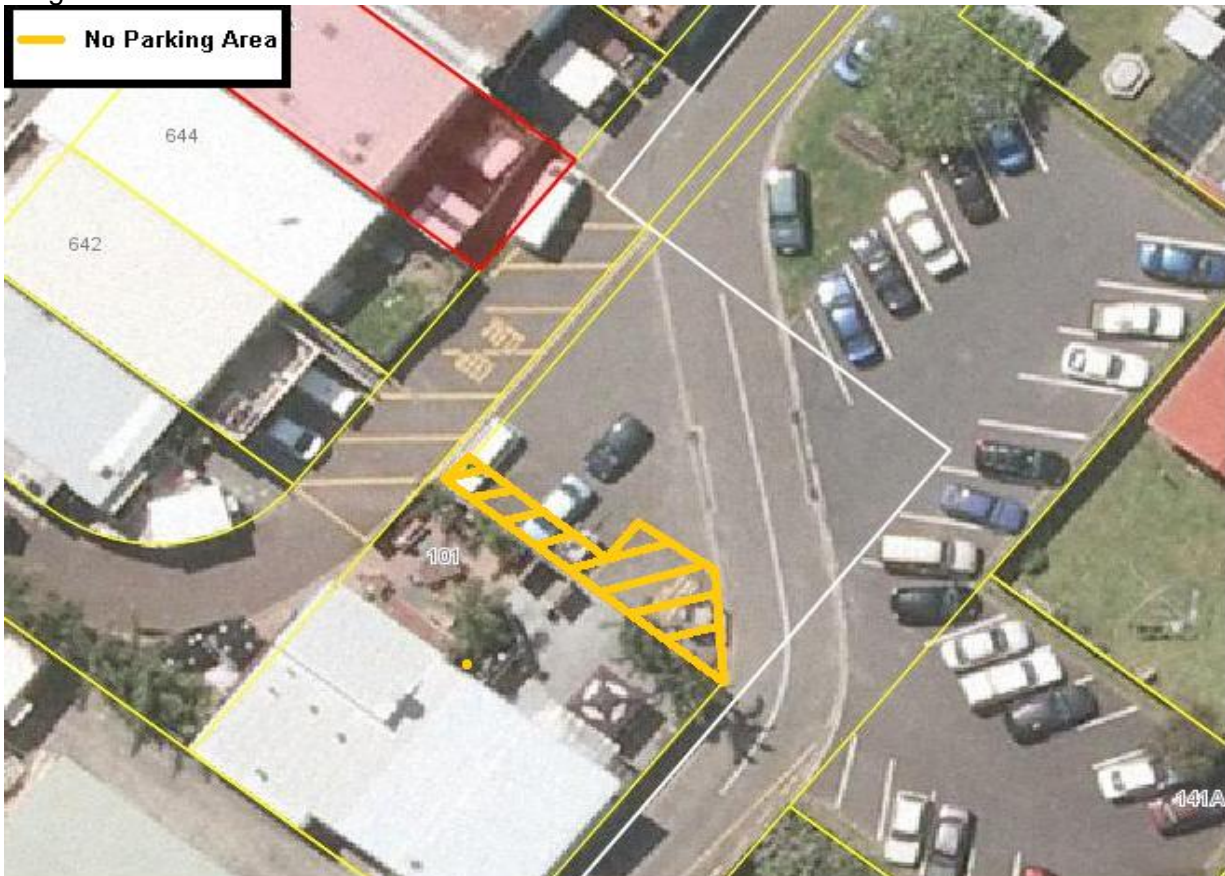


Mercury Bay Community Board area
Diagram 3: Taiwawe Carpark

HOT WATER BEACH - TAIWAWA CARPARK



Whangamata Community Board area
Diagram 4: Winfred Avenue Service Lane



3. Determines that exemptions from the Hot Water Beach paid parking system for residents and property owners within the area bounded by Hot Water Beach Road, Link Road, Boat Harbour Road and the Roby property is confirmed as a permanent component of the Hot Water Beach paid parking system.
4. Determines that paid parking exemptions will be granted based on proof of address being provided to the Thames Coromandel District Council.
5. Determines that it applies the paid parking fees of \$4 per hour and \$25 per day as contained within the 2015/25 Thames Coromandel District Council Long Term Plan to the Hot Water Beach Shop car parks from 2016/17 and approves introduction of charging for the Taiwawe (Bull Paddock) carpark at \$2 per hour and \$15 per day from the 19 December. Junior Surf families will be issued an exemption permit for Taiwawe (Bull Paddock) car parking.

Moved/seconded by: McLean/Fox

6 Finance

6.1 31 October 2015 - Financial results for the period

Council was provided with cumulative financial information for the year-to-date to enable it to monitor the financial performance of the organisation.

Chief Financial Officer, Steve Baker, explained the debt position. \$35 million borrowed from LGFA and \$7 million now on deposit, will start to draw down very shortly.

Resolved

That the Thames-Coromandel District Council receives the '30 October 2015 - Financial results for the period' report, dated 4 December 2015.

Moved/seconded by: Bartley/Leach

6.2 Approval of additional expenditure for 2015/16

Council was asked to approve additional and new expenditure for the 2015/16 financial year. Councillor Brlejvich noted that the Infrastructure Committee recommendations were included in the report and he was happy to support. The Chief Financial Officer requested two additional expenditure projects that, were omitted, be included. These projects were the Ohuka water extension and Kopu Road development.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Approval of additional expenditure 2015/16' report, dated 3 December 2015.
2. Approves the following additional/new expenditure for 2015/16:

Operational expenditure:

Description	Amount (excl GST)
Internal audit risk work package	\$20,000

Capital expenditure:

Project	Amount (excl GST)
Thames Centennial Pool Playground surfacing	\$10,000
Thames functionality library bring forward request	\$61,721
Longreach development	\$95,000
Thames Skate Park	\$68,284
Pottery Lane	\$40,000
Water Supply renewals (listed below)	\$159,000
Rural Fire - vehicle replacement and equipment replacement	\$50,000
Matarangi wastewater consent renewal	\$50,000
Tairua water consent renewal	\$10,000
Ohuka water extension	\$12,000
Kopu Road Development	\$21,500

Water renewals:

Description	Amount (excl GST)
Whitianga water treatment plant chlorine controller/PACL pump renewal	\$5,000
Richmond Street re-lining	\$40,000
Whitianga filter media replacement	\$80,000
Replacement of timber tank reservoir lining	\$10,000
Matarangi water treatment plant additional VSD for process pumps	\$5,000
Tairua water treatment plant Installation of backwash tank	\$5,000
Tairua water treatment plant air compressor	\$4,000
Reservoir roof access safety ladders at Insha Alah, Onemana water treatment plants, Moewai A	\$10,000
	\$159,000

3. Approves the Coromandel-Colville recommendations to:
 - Continue to support development of the Pottery Lane project and asks staff to initiate a Business Case assessment of the proposed Pottery Lane Service Lane;
 - Establish a budget of \$5,000 in the current financial year to undertake traffic data collection around the intersections of Wharf Rd/Charles St and Charles St/Pottery Lane
 - Establish a budget of \$35,000 to initiate Stage One (Indicative Business Case) in the 2015/16 financial year and instruct staff to proceed with obtaining an offer of service from a traffic engineer to complete the Indicative Business Case following Council confirmation of the recommended budget.

4. Retrospectively approves the following expenditure in 2015/16:
 - \$11,403 - Thames War Memorial Civic Centre/i-site project - roading component
 - \$36,525 - Thames War Memorial Civic Centre/i-site project - Destination Coromandel fitout
 - \$23,894 - Thames Porritt Park Public Conveniences
 - \$31,444 - Thames Porritt Park Playground

Retrospectively approves Thames Community Board's recommendation to bring forward \$31,444 from Year 2 of the LTP Parks & Reserves Renewals budget (Project

PKS171069) to year 1 of the LTP Parks & Reserves Renewals budget (Project PKS161069).

5. Retrospectively approves the use of the 2015/16 Thames Public Conveniences Renewals budget for the Porritt Park Public Conveniences project.

Moved/seconded by: Leach/Fox

7 Chief Executive

7.1 Donation cost for WWI Memorial Forest Tree

Council was asked to approve the proposed reduced cost of donating a WWI Memorial Forest tree at \$25 per tree. Mayor Leach noted that those persons who had already donated a tree at \$100 would be offered either the opportunity to donate the paid sum to the WWI Project, or be assigned three more trees, or be provided a refund of \$75.

Councillor Goudie asked if the decrease in cost would affect the project's overall budget. Mr Dunbar-Smith noted that it would not change the budget. He anticipated that Council would see an increase in the uptake to purchase trees.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Donation cost for WWI Memorial Tree' report, dated 27 November 2015.
2. Approves setting the cost of donating a WWI Memorial Forest tree at \$25 per tree to become effective immediately.
3. Instructs staff to offer those persons who have already donated a tree at \$100 to be offered either:
 - The opportunity to donate the paid sum to the WWI Project, or
 - Three more trees in addition to the current tree, or
 - A refund of the \$75.
4. Approves the Deputy Chief Executive and/or the Economic Development Programme Manager to obtain corporate sponsorship and/or service organisation financial support at the \$25 per tree price, and to enter into appropriate sponsorship contracts as required and endorsed by the WWI Project Board.

Moved/seconded by: Bartley/Leach

7.2 Coromandel Great Walks Governance

Council was asked to approve the governance structure for the Coromandel Great Walks project.

Councillor Goudie noted her concerns with the proposed representatives for the project especially the two Council delegates noting that one was unelected. Councillor Goudie also acknowledged Ms Robinson's comments made in the public forum and agreed that members of the community should be included in the governance structure.

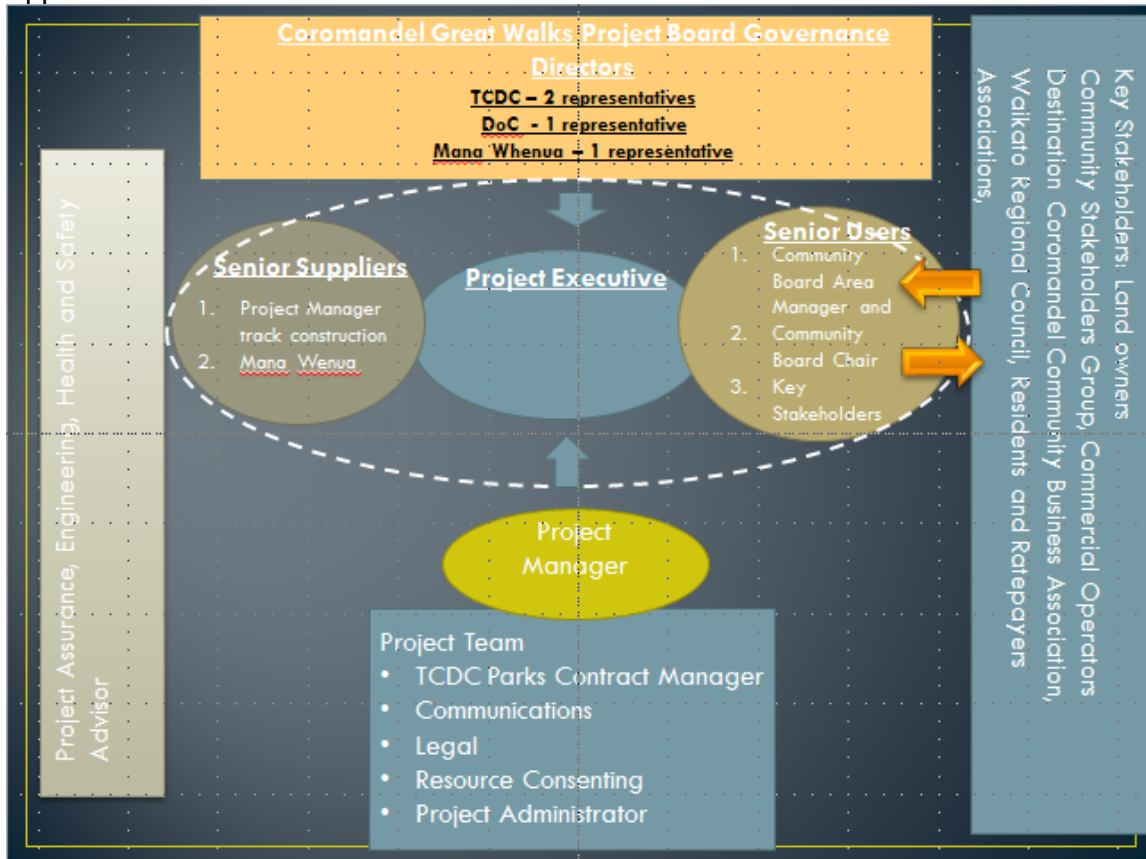
Chief Executive, David Hammond, commented that he was uncomfortable with a community representative having voting rights. He explained that it would be difficult to identify a delegate that best fits with all the community needs.

Board Chair Kelly noted that his position on the governance structure was the same as the ratepayers, and that he did not have voting rights, only speaking rights.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Coromandel Great Walks Governance' report, dated 13 November 2015.
2. Approves the Coromandel Great Walks Governance Structure:



3. Confirms Council representatives on the Coromandel Great Walks Project Board to be the Mayor and Economic Development Committee Chairperson.

Moved/seconded by: Leach/ Fox

Councillor Goudie voted against clause three in particular the Economic Development Chair and noted that the position did not reflect the level of investment as the lead agency.

7.3 Coromandel Great Walks - Cathedral Coast Walk project budget

Whangamata Area Manager, Garry Towler and Project Manager, Ross Ashby presented a request to bring forward funding of \$304,000 from the \$1,051,000 Economic Development (Great Walk - Lees Road seal extension) budget identified in year 2016/2017 to the 2015/2016 financial year. Staff noted that the budget would progress the design, consenting and legal requirements for the Lees Road and Lees Road car park projects. Staff highlighted that approval would be required to increase the priority for the dust sealing of Lees Road from the top of the hill to the Stella Evered Reserve already identified within District dust sealing programme in year 2018/2019 to 2016/2017.

Councillor Brljevich queried if bringing forward funding would create a shortfall later. Mr Ashby explained that construction would not take place until the full cost was known and approved. The requested funds included preparation of the resource consent to overcome any delays that could occur on the way.

Council was informed that another report would be received in May or June 2016. The report would provide more accurate cost estimates based on the design and consenting work undertaken for both Lees Road and Lees Road car park projects.

Resolved

That the Thames Coromandel District Council:

1. Receives the 'Coromandel Great Walks - Cathedral Coast Walk Budget' report, 18 November 2015.
2. Approves the advancement of \$304,000 of the \$1,051,000 Economic Development (Great Walk - Lees Road seal Extension) budget identified in year 2016/2017 to the 2015/2016 financial year in order to progress the necessary design, consenting and legal requirements for the Lees Road and Lees Road carpark projects.

Moved/seconded by: French/ Leach

7.4 Hauraki Rail Trail - Request for release of funding for Kopu to Kaiaua section

Council was asked to respond to Hauraki District Council's request to formally release the \$1 million funding allocated in the 2015-25 Ten Year Plan for the construction of the Kopu to Kaiaua (K2K) section of the Hauraki Rail Trail. Greg Hampton, Area Manager Thames and Coromandel.

Mayor Leach tabled an email sent from Hauraki District Council (HDC) that provided an assurance to complete the stage from Kopu to Pukorokoro Miranda Stream Bridge north of the Miranda T-Junction, should Council approve the funding.

Councillor Goudie noted that she had no issues with releasing the funds. Her concerns were with handover to the Principal Trail Operator (PTO) which required vast improvements. She stated that she would prefer to see a revised Memorandum of Understanding and agreement with Matamata-Piako District Council (MPDC) and HDC.

The Chief Executive noted that another process was going on in parallel that involved reviewing roles and structures. He explained that there were some issues with the handover of the contract to the PTO.

Committee Chair Page queried the type of contract with the PTO. Staff noted that it was a right of renewal between PTO and HDC.

Board Chair Johnson noted that the gifting of \$1 million would still not solve insolvency issues since it was for a capital expenditure item and consenting.

Mayor Leach acknowledged that the Kopu to Kaiaua leg of the trail was significant to Council and provided another link to Auckland. An amended resolution was prepared by staff and accepted by Council.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Hauraki Rail Trail - Request for release of funding for Kopu to Kaiaua section' report, dated 30 November 2015.
2. Releases a capped funding grant of \$1 million as allocated in the 2015-25 Long Term Plan for the construction of the Kopu to Kaiaua section (immediately north of the Miranda T-junction) of the Hauraki Rail Trail, subject to:
 - a grant funding agreement linked to stage construction; and
 - formal approval of grant funding from NZTA; and
 - the Chief Executive obtaining a written undertaking from Hauraki District Council to convene a meeting with TCDC, Matamata-Piako District Council and the Hauraki Rail Trail Charitable Trust to review the governance and management arrangements of the Hauraki Rail Trail including the PTO Agreement.
3. Delegates to the Chief Executive and Mayor to sign-off the grant funding agreement.
4. Instructs staff to undertake negotiations with Hauraki District Council and Matamata-Piako District Council to develop an acceptable and fair Operations Funding Agreement by the time of track completion, for Council approval.

Moved/seconded by: Leach/Bartley

7.5 Financial Delegation

Council was asked to approve three dispensations to the new financial delegation in relation to consenting and refuse transfer station expenses, and legal prosecutions/defended hearings. The Chief Executive explained that regular reporting would occur through the Judicial Committee for the Building and Resource consent activities as well as monitored through the quarterly Audit Committees meetings.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Financial delegation - next steps' report, dated 23 November 2015.
2. Approves a dispensation to the Chief Executive financial delegation allowing over-expenditure without further approval for the following budget codes:

Building control	GLs 311 and 312
Resource consents	GL 301
Solid Waste	GLs 612 and 617
3. Approves a dispensation to the Chief Executive financial delegation allowing over-expenditure without further approval to carry out prosecutions or defended hearings initiated by Councils' Legal Counsel and with the Community Environment Group.

Moved/seconded by: Fox/Leach

7.6 October and November 2015 - Chief Executive's report

The Chief Executive presented to Council an update of significant projects since the last Council meeting.

Deputy Mayor French provided further comments to the District Plan Variations and noted that to date it had attracted 142 submissions. He advised that a majority were in support of the variation. Deputy Mayor French noted that Mr Barker from the Office of Treaty Settlement had been scheduled to visit before Christmas but due to ill health he could not attend.

Board Chair Renton noted that the Tairua Water Supply consent had approved conditions but work on the intake and plant were still underway. Mr Hinson noted that the plant would be able to operate at capacity prior to the summer peak.

Deputy Mayor French questioned the Matatoki water restriction. Bruce Hinson, Infrastructure Manager noted that the restrictions were all year round. It was likely to change when connecting with the Puriri water supply.

Resolved

That the Thames-Coromandel District Council receives the Chief Executive's report, dated 1 December 2015.

Moved/seconded by: Leach/ Brljevich

8 Elected Members

8.1 Code of Conduct review

Council was asked to consider adopting an updated Code of Conduct that reflected recent workshop discussions. Councillor Connors suggested that it be made clearer that the Code applied to appointed members of Council Committees.

Resolved

That the Thames-Coromandel District Council:

1. Receives the 'Code of Conduct' report, dated 19 November 2015.
2. Adopts the amended Code of Conduct included as Attachment A to the agenda with the following amendments:
 - Noting on page 1 that appointed members must abide by the Code with the following amended sentences-
"This Code of Conduct provides guidance on the standards of behaviour that are expected for the Mayor, elected members and appointed members to Council committees of the Thames-Coromandel District Council. The Code of Conduct applies to elected and appointed members in their dealings with:"
 - Amending the role of Community Board members (on page 3) for the annual budget for expenditure within the community to the following:
"Recommending to Council an annual budget for expenditure within the community."

Moved/seconded by: French/ Brljevich

8.2 Members' reports

The Chairperson invited members to provide a brief verbal report on activities undertaken and meetings attended in the period since the last meeting.

Deputy Mayor French tabled his report to Misaki, Japan, the sister city to Thames. He noted that the trip was successful and the town wished to continue the educational connection. Deputy Mayor French advised there was an opportunity to extend this further with economic initiatives. He recommended that both councils explore a high level agreement like those of other sister cities in New Zealand.

Board Chair Kelly noted his meeting in Auckland with the Minister for Arts, Culture and Heritage, Hon Maggie Barry. The discussion covered further project plans for the 250 commemorations of Captain Cook coming to New Zealand. He noted that one of the main four landing sites was Mercury Bay.

Councillor Fox noted he also was involved with the 250 commemorations and advised members that the project would be of national significance. Councillor Fox indicated that the relationship with local businesses was improving.

Councillor Bartley applauded both Board Chairs and staff for the work they had done throughout the year. He also noted that he would be interested in standing for Council next term.

Committee Chair Page noted the Economic Development Committee was investigating all avenues for ultrafast broadband and potential opportunities for driving this faster.

Board Chair Peters commented that the Steampunk Festival was a marvellous success along with the Women of Empire event.

Board Chair Johnson noted he was working with Waikato Regional Council on restoration of the Whangamata Harbour.

Councillor Connors also noted the Steampunk event success. She also attended a health and safety forum and the opening of the Porritt Park playground.

Councillor Wells noted his concerns with no back-up power supply at Whangamata. He commented that he had been discussing the issue with Powerco and the local MP but nothing had eventuated.

Mayor Leach thanked elected members and staff for the year's work and wished all a Merry Christmas and safe holidays.

Resolved

That the Thames-Coromandel District Council receives the members' reports.

Moved/seconded by: French/ Wells

9 Public Excluded

Resolved

That the public be excluded from the following parts of the proceeding of this meeting namely:

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 the resolution
Public excluded Thames Coromandel District Council minutes for confirmation	<p>7(2)(a) - Protect the privacy of natural persons, including that of deceased natural persons</p> <p>(7)(2)(g) – Maintain legal professional privilege.</p>	(48)(1)(a) – That the public conduct of the whole or 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.

	(7)(2)(i) – Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	
Coromandel-Colville Community Board recommendation - Proposal to purchase Stamper Battery.	<p>(7)(2)(f)(ii) - Maintain the effective conduct of public affairs through the protection of such members, officers, employees, and persons from improper pressure or harassment.</p> <p>7)(2)(i) – Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p>	(48)(1)(a)(i) – That the public conduct of the whole or 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. Where the local authority is named or specified in the First Schedule to this Act, under section 6 or section 7 (except section 7(2)(f)(i) of this Act.
Whangamata Community Board recommendation - New Ground Licence - Spark - Telecommunication Purposes - Onemana	(7)(2)(i) – Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	(48)(1)(a)(i) – That the public conduct of the whole or 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. Where the local authority is named or specified in the First Schedule to this Act, under section 6 or section 7 (except section 7(2)(f)(i) of this Act.
Land Acquisition - 324 Thames Coast Road, Thornton Bay	(7)(2)(i) – Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	(48)(1)(a) – That the public conduct of the whole or 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.
Proposed Disposal of Land - Whangamata	(7)(2)(i) – Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	(48)(1)(a)(i) – That the public conduct of the whole or 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. Where the local authority is named or specified in the First Schedule to this Act, under section 6 or section 7 (except section 7(2)(f)(i) of this Act.

Thames Indoor Sports Facility	(7)(2)(i) – Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	(48)(1)(a)(i) – That the public conduct of the whole or 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. Where the local authority is named or specified in the First Schedule to this Act, under section 6 or section 7 (except section 7(2)(f)(i) of this Act.
Chief Executive Performance Review	7(2)(a) – Protect the privacy of natural persons, including that of deceased natural persons (7)(2)(i) – Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	(48)(1)(a) – That the public conduct of the whole or 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.

Moved/seconded by: Fox/Goudie

Resolved

That the public be re-admitted to the meeting and resolutions taken with the public excluded be confirmed in the public session except for the following which are to remain in the public excluded minute book.

Item	Description
9.1	Public excluded minutes for confirmation
9.2	Coromandel-Colville Community Board recommendation - Proposal to purchase Stamper Battery
9.3	Whangamata Community Board recommendation - New Ground Licence - Spark Telecommunication Purposes - Onemana
9.4	Acquisition of Land for Road - 324 Thames Coast Road, Thorton Bay
9.5	Proposed Disposal of Land - Whangamata
9.6	Thames Indoor Sports Facility
9.7	Chief Executive Performance Review

Meeting closed at 15:12

The foregoing minutes were certified as being a true and correct record of the meeting of the Thames-Coromandel District Council held on 9 December 2015.

Chairperson _____ **Date** _____