

Kaunihera | Council

Mēneti Wātea | Open Minutes



Minutes of an ordinary meeting of Matamata-Piako District Council held in the Council Chambers, 35 Kenrick Street, TE AROHA on Wednesday 3 July 2024 at 9:00.

Ngā Mema | Membership

Manuhuia | Mayor

Adrienne Wilcock, JP (Chair)

Koromatua Tautoko | Deputy Mayor

James Thomas

Kaunihera ā-Rohe | District Councillors

Caleb Ansell

Sarah-Jane Bourne

Sharon Dean

Bruce Dewhurst

Dayne Horne

Peter Jager

James Sainsbury

Russell Smith

Kevin Tappin

Gary Thompson

Sue Whiting

[The meeting live stream link is available to view here](#)

Minutes prepared by:

Stephanie Hutchins,

Senior Governance Adviser

Ngā whakapāha | Apologies

There were no apologies

Kaimahi i reira | Staff Present

Name	Title	Item No.
Don McLeod	Chief Executive Officer	
Stephanie Hutchins	Senior Governance Adviser	
Tamara Kingi	Governance Team Leader	
Susanne Kampshof	Asset Manager Strategy and Policy	7.2
Laura Hopkins	Senior Policy Advisor	7.3, 7.4, 7.7
Olivia Picard	Graduate Policy Advisor	7.4
Sharon Bryant	Facilities Operations Manager	7.4
Larnia Rushbrooke	Finance and Business Services Manager	7.3, 7.6
Karl Pavlovich	Water and Wastewater Manager	7.8
Chris Gledhill	Water & Wastewater Operations Manager	7.8
James Simmons	Water and Wastewater Operator	7.8
Nathan Sutherland	Team Leader RMA Policy	7.10, 7.11
Carolyn McAlley	RMA Policy Planner	7.10, 7.11
Barry Reid	Roading Asset Engineer	7.12
Arshia Tayal	Parks and Facilities Advisor	7.13
Niall Baker	Policy Team Leader	7.5, 7.9, C1
Sandra Harris	Strategic Partnerships and Governance Manager	C2

I reira | In Attendance

Name	Position/Organisation	Item	Time In	Time Out
Jaydene Kana	Chairperson, Risk and Assurance Committee	7.1	9.00am	9.09am
René van Zyl	Audit Director, Audit New Zealand	7.1 – 7.5	9.00am	9.29am
Claudia Brink	Audit Manager, Audit New Zealand	7.1 – 7.5	9.00am	9.29am
Hamish Furniss	Waikato Disc Golf Association	7.13	11.05am	11.09am
Julian Snowball	Waikato Civil Defence Emergency Management	8.1	10.45am	11.37am

1 Whakatūwheratanga o te hui | Meeting Opening

Mayor Adrienne Wilcock welcomed members, staff and those viewing the livestream and declared the meeting open at 9.00am.

2 Ngā whakapāha/Tono whakawātea | Apologies/Leave of Absence Apology

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That the apology for lateness from Cr Bruce Dewhurst be accepted. Cr Bruce Dewhurst joined the meeting at 9.10am.

Resolution number CO/2024/00001

Moved by: Cr J Sainsbury

Seconded by: Cr C Ansell

KUA MANA | CARRIED

3 Pānui i Ngā Take Ohore Anō | Notification of Urgent Additional Business

Section 46A(7) of the Local Government Official Information and Meetings Act 1987 (as amended) states:

“An item that is not on the agenda for a meeting may be dealt with at that meeting if-

- (a) The local authority by resolution so decides; and
- (b) The presiding member explains at the meeting, at a time when it is open to the public,-
 - (i) The reason why the item is not on the agenda; and
 - (ii) The reason why the discussion of the item cannot be delayed until a subsequent meeting.”

Section 46A(7A) of the Local Government Official Information and Meetings Act 1987 (as amended) states:

“Where an item is not on the agenda for a meeting,-

- (a) That item may be discussed at that meeting if-
 - (i) That item is a minor matter relating to the general business of the local authority; and
 - (ii) the presiding member explains at the beginning of the meeting, at a time when it is open to the public, that the item will be discussed at the meeting; but
 - (iii) no resolution, decision or recommendation may be made in respect of that item except to refer that item to a subsequent meeting of the local authority for further discussion.”

4 Whākī pānga | Declaration of interest

Members are reminded of their obligation to declare any conflicts of interest they might have in respect of the items on this Agenda.

5 Whakaaetanga mēneti | Confirmation of minutes

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That the minutes of the meeting of the ordinary meeting of Matamata-Piako District Council held on Wednesday, 22 May 2024, be confirmed as a true and correct record of the meeting.

Resolution number CO/2024/00002

Moved by: Cr C Ansell

Seconded by: Cr D Horne

KUA MANA | CARRIED

6 Take i puta mai | Public Forum

There were no speakers scheduled to the public forum.

7 Pūrongo me whakatau | Decision Reports

7.1 Risk and Assurance Committee Report of 2 July 2024

CM No.: 2820518

Te Kaupapa | Purpose

The purpose of this report is to provide Council with an update from the Risk and Assurance Committee following its 2 July 2024 meeting.

Rāpopotonga Matua | Executive Summary

Risk and Assurance Committee Chairperson, Jaydene Kana, in attendance to update Council on the committee business, provide an overview of the minutes and any recommendations from the Risk and Assurance Committee meeting held on 2 July 2024.

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. The information be received.

Resolution number CO/2024/00003

Moved by: Cr G Thompson

Seconded by: Cr K Tappin

KUA MANA | CARRIED

ATTACHMENTS

- A MPDC - RAC - 020724 - Chair Hui Summary

7.2 Adoption of Development Contributions Policy 2024-2034

CM No.: 2870286

Te Kaupapa | Purpose

The purpose of this report is to present the Development Contributions Policy 2024-2034 to Council for adoption.

Rāpopotonga Matua | Executive Summary

The Development Contributions Policy 2024-2034 (Policy) sets out how Council will recover the capital costs of development from development activity in the district, such as subdivisions, which place extra demand on the network.

The Development Contributions Policy was reviewed and consulted on alongside the Long Term Plan 2024-34. Following adoption, the Policy will come into force on 4 July 2024.

One change made to the Policy since this was consulted on is the update of the interest rate from 2% to 5% to ensure it is brought in line with our interest assumptions for the Long Term Plan 2024-34. This has resulted in a slight increase to the respective Development Contribution Fees for 2024/25.

The Policy is attached.

Tūtohunga | Recommendation

That:

1. Council receives the report.
2. Council adopts the Development Contributions Policy 2024-2034

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. Council receives the report.
2. Council adopts the Development Contributions Policy 2024-2034
3. This Policy is to apply from 4 July 2024.

Resolution number CO/2024/00004

Moved by: Cr C Ansell

Seconded by: Cr G Thompson

KUA MANA | CARRIED

7.3 Adoption of Rates Remission and Postponement Policy 2024-2034

CM No.: 2870285

Te Kaupapa | Purpose

The purpose of this report is to present the Rates Remission and Postponement Policy 2024-2034 to Council for adoption.

Rāpopotonga Matua | Executive Summary

Council's Rates Remission and Postponement Policy (Policy) sets out how and when Council can remit or postpone payment on rates. Council can only remit rates if they have adopted a rates remission policy under section 85 of the Local Government (Rating) Act 2002.

Remission of rates involves reducing the amount owing, or waiving collection of rates altogether. Postponement of rates means that the payment of rates is not waived in the first instance but delayed for a certain time, or until certain events occur. The overall objective being to provide rates relief in situations to support both the fairness and equity of the rating system, and the overall wellbeing of the community.

Following minor amendments and a period of community consultation, it is now recommended that Council adopt the Rates Remission and Postponement Policy 2024-2034, to come into force on 4 July 2024.

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. The information be received.
2. Council adopts the Rates Remission and Postponement Policy 2024-2034.
3. The Policy is to apply from 4 July 2024.

Resolution number CO/2024/00005

Moved by: Cr J Sainsbury

Seconded by: Cr D Horne

KUA MANA | CARRIED

Item 7.3 Adoption of Rates Remission and Postponement Policy 2024-2034 considered before Item 7.2 Adoption of Development Contributions Policy 2024-2034.

7.4 Adoption of amended Fees and Charges 2024/25

CM No.: 2870590

Te Kaupapa | Purpose

The purpose of this report is to present Council some fees that require minor amendments for the Parks and Open Spaces, Community Venues and Swimming Pools activities for 2024/25. The Development Contribution fees and charges for 2024/25 are also being presented to Council for adoption.

Rāpopotonga Matua | Executive Summary

Following the adoption of the Fees and Charges 2024/25 on May 9 2024, staff advised some further minor changes were required for the Parks and Open Spaces, Community Venues and Swimming Pools fees as listed in the attachment to this report.

The Development Contribution fees for 2024/25 were made available to staff after the May 9 meeting, and are included for adoption.

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. Information is received.
2. Council approves the amended Parks and Open Spaces, Community Venues and Swimming Pools fees, and Development Contribution fees to come into effect from 4 July 2024.

Resolution number CO/2024/00006

Moved by: Cr R Smith
Seconded by: Cr S-J Bourne

KUA MANA | CARRIED

7.5 Adoption of Long Term Plan 2024-2034

CM No.: 2870283

Te Kaupapa | Purpose

To present to Council for consideration and adoption:

1. Council's resolution to set an unbalanced budget for the Long Term Plan 2024-34 (LTP) period and the reasons why this decision is considered prudent.
2. The list of capex projects for the LTP period (circulated separately).
3. The LTP (circulated separately).

To present to Council for consideration and to receive:

4. The audit opinion for the LTP and audit letter of representation (circulated separately).

Rāpopotonga Matua | Executive Summary

The Long Term Plan (LTP)

The Local Government Act 2002 (LGA) requires local authorities to adopt a LTP every three years. Council's current Long Term Plan was adopted in June 2021 and the next LTP covering the period 2024-2034 is now presented for adoption.

Resolving to set an unbalanced budget

Council is proposing to set an unbalanced budget for all years of the LTP. The reasons and implications of this decision and the consideration of prudence is outlined in this report. And a resolution pertaining to the unbalanced budget included.

Capex Projects

A full list of the capex projects for the LTP period are attached, and a resolution for their approval included in this report.

Audit of the LTP

An audit of the final LTP has been undertaken. The Auditor-General (through Audit NZ) will report on the quality of the information and the assumptions underlying the forecast information, and whether the LTP gives effect to the purpose set out in s 93B LGA 2002.

Audit Director, René van Zyl in attendance (online) to present the audit opinion to Council. A copy of the audit opinion and letter of representation circulated separately to this report.

LTP in force

Section 93(3) LGA 2002, stipulates that a LTP must be adopted before the commencement of the first year in which it relates. However, due to changes to Three Waters legislation and the uncertainty this created, the government included a provision in the Water Services Acts Repeal Act which allowed an extension of the deadline to 30 September 2024. The LTP will become operative on 4 July 2024. In accordance with Section 93(10) LGA 2002, the LTP will be made publicly available within one month of adoption, by being published on the MPDC website.

Structure of this report

This report is organised in four parts as below:

Part One: Council's resolution to set an unbalanced budget for the LTP period and outline of the reasons why Council considers this decision is prudent

Part Two: List of capex projects for LTP period for approval

Part Three: Audit opinion and letter of representation

Part Four: Adoption of the LTP

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

Part One: Resolution on unbalanced budget

That:

1. In accordance with Section 100(2) of the Local Government Act 2002, Council resolves that projected operating revenue will not meet operating expenses in all years of the Long Term Plan 2024-2034, and that therefore Council will have an unbalanced budget.
2. In accordance with Section 100(2) of the Local Government Act 2002, Council resolves that this decision is prudent considering:
 - (a) That it is expected that levels of service will be maintained over the ten years.
 - (b) Projected funding for these services is deemed appropriate and prudent.
 - (c) Intergenerational equity is achieved by ensuring that a) the current generation does not fund replacement of assets significantly in advance of when their replacement will occur, and that are not considered essential to desired levels of service and, b) that the groups using these assets will fund upgrades or replacement if and when they may consider it is necessary.
 - (d) The approach is consistent with the Revenue and Financing Policy.
3. In accordance with Schedule 10(14) of the Local Government Act 2002, Council resolves that the reasons for and implications of the decision are:
 - (a) We will manage the level of rates increases over the next ten years by keeping them affordable and avoiding significant fluctuations. This will mean we focus on compliance related projects and limit discretionary projects.
 - (b) We will remove wastewater bio solids (sludge) from Morrinsville and Te Aroha over a five year period, but fund this work by borrowing upfront and repaying the borrowing over a 15 year period from rates. This will mean we can smooth the impact on ratepayers of work that will have benefits for many years to come.
 - (c) We will not fund the total asset depreciation expense each year. This will mean that we will not collect rates to fully fund depreciation for assets within the community facilities, roading and stormwater activities.

Resolution number CO/2024/00007

Moved by: Cr K Tappin

Seconded by: Deputy Mayor J Thomas

KUA MANA | CARRIED

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

Part Two: Approval of Capex Projects

That:

4. Council approves the list of capex projects for the Long Term Plan 2024-2034 period as circulated.

Resolution number CO/2024/00008

Moved by: Cr G Thompson

Seconded by: Cr S Whiting

KUA MANA | CARRIED

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

Part Three: Receipt of audit opinion and letter of representation

That:

5. Council receives the audit opinion from Audit New Zealand, on behalf of the Auditor-General.
6. Council approves the Letter of Representation to be provided to Audit New Zealand, on behalf of the Auditor-General, on the audit of the Long Term Plan 2024-2034 as circulated.

Resolution number CO/2024/00009

Moved by: Cr S Whiting

Seconded by: Cr R Smith

KUA MANA | CARRIED

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

Part Four: Adoption of the Long Term Plan 2024-2034

That:

7. Council receives the report.
8. Council adopts the Long Term Plan 2024-2034 in accordance with Section 93 of the Local Government Act 2002, which includes a Financial Strategy, Infrastructure Strategy and, Revenue and Financing Policy.
9. Council authorises staff to make any further minor amendments as needed for accuracy, clarity or consistency prior to publication.
10. The Long Term Plan 2024-2034 applies from 4 July 2024.

Resolution number CO/2024/00010

Moved by: Cr J Sainsbury

Seconded by: Cr D Horne

KUA MANA | CARRIED

ATTACHMENTS

- A List of Capex projects for LTP 2024-2034
- B Letter of Representation signed by Mayor Adrienne 3 July 2024
- C Long Term Plan 2024-2034 Final Adopted by Council 03 07 24 with Audit Opinion Inserted

7.6 Setting of Rates 2024/25

CM No.: 2861643

Te Kaupapa | Purpose

The purpose of the report is to formally set the rates for the 2024/25 year.

Rāpopotonga Matua | Executive Summary

Council is scheduled to adopt its Long Term Plan 2024-2034, and having done so, in accordance with Section 23 of the Local Government (Rating) Act 2002, can set the rates for the 2024/25 financial year.

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. The report be received;
2. The Matamata-Piako District Council hereby resolves to set the following rates in this report, under the Local Government (Rating) Act 2002, on rating units in the district for the financial year commencing 1 July 2024 and ending on 30 June 2025, and to state the due dates and authorise penalties on unpaid rates (under section 24 and 57 and 58 respectively of the Local Government (Rating) Act 2002); and
3. The rates shown below are inclusive of fifteen percent (15%) Goods and Services Tax.

Resolution number CO/2024/00011

Moved by: Cr C Ansell

Seconded by: Cr P Jager

KUA MANA | CARRIED

Horopaki | Background

Council has adopted the Long Term Plan 2024-2034 and is required under the Local Government (Rating) Act 2002 to pass a separate resolution to set the rates for the 2024/25 financial year.

Ngā Take/Kōrerorero | Issues/Discussion

The rates to be set are as follows:

Rate	
(A)	General rate A general rate set under Section 13 of the Local Government (Rating) Act 2002 and made on all rateable land in the Matamata-Piako District, at 0.00135991 per dollar of capital value, for the purposes of funding activities as identified in Council's Long Term Plan.
(B)	Uniform annual general charge A uniform annual general charge set under Section 15 of the Local Government (Rating) Act 2002 and made on all rateable land in the Matamata-Piako District, being \$930.35 per rating unit, for the purposes of funding activities as identified in Council's Long Term Plan.
(C)	Stormwater targeted rate A targeted rate for stormwater drainage disposal under Section 16 of the Local Government (Rating) Act 2002 to fund expenditure on stormwater disposal activities as identified in Council's Long Term Plan:

	(i)	A uniform charge of \$100.93 per rating unit within the townships of Matamata, Morrinsville, Te Aroha and Waharoa.
(D)	Kerbside collection targeted rate A targeted rate for kerbside collection under Section 16 of the Local Government (Rating) Act 2002 to fund expenditure on kerbside collection services as identified in Council's Long Term Plan:	
	(i)	A uniform charge of \$284.47 per separately used or inhabited part of a rating unit to which the service is available.
(E)	Wastewater targeted rate Differential targeted rate for wastewater disposal under Section 16 of the Local Government (Rating) Act 2002 to fund expenditure on wastewater disposal activities as identified in Council's Long Term Plan:	
	(i)	A uniform charge of \$789.69 per rating unit in respect of each single residential house connected to the service.
	(ii)	The following scale of charges will apply for non-single residential and non-residential properties connected to the service: A uniform charge per rating unit for the first pan on all connected properties of \$789.69, and An additional uniform charge per pan (excluding the first pan) of \$789.69, for properties with up to 4 pans, or An additional uniform charge per pan (excluding the first pan) of \$671.24, for properties with up to 10 pans, or An additional uniform charge per pan (excluding the first pan) of \$631.76, for properties with up to 15 pans, or An additional uniform charge per pan (excluding the first pan) of \$592.27, for properties with up to 20 pans, or An additional uniform charge per pan (excluding the first pan) of \$552.79, for properties with more than 20 pans.
	(iii)	A uniform charge for properties within 30 metres of Council's wastewater reticulation network of \$394.85 per rating unit to which the service is available (but not connected).
	(iv)	A uniform charge per specified rating unit, being 18 Allen Street Morrinsville, of \$600,789.35, in respect of the proprietor's contribution to the Morrinsville wastewater treatment plant upgrade.
	(v)	A uniform charge per specified rating unit, being 38 Pickett Place Morrinsville, of \$190,660.20, in respect of the proprietor's contribution to the Morrinsville wastewater treatment plant upgrade.
(F)	Water supply targeted rate Differential targeted rate for water supply under Section 16 of the Local Government (Rating) Act 2002 to fund expenditure on water activities as identified in Council's Long Term Plan:	
	(i)	A uniform charge of \$688.07 per separately used or inhabited part of a rating unit to which the service is connected and provided.
	(ii)	A uniform charge for properties within 100 metres of Council's water reticulation network of \$344.03 per separately used or inhabited part of a rating unit to which the service is available (but not connected).
(G)	Water supply targeted rates (metered) In addition to a uniform charge per separately used or inhabited part of a rating unit to which the service is connected and provided, targeted rates for water supply under Section 19 of the Local Government (Rating) Act 2002 to fund expenditure on water activities as identified in Council's Long Term Plan, as follows:	

(i)	A targeted rate for metered water supply of \$2.97 per cubic metre of water consumed (as measured by meter) over and above the first 63 cubic metres of water consumed per quarter, or the first 21 cubic metres consumed per month (excluding the water supplied as outlined in (ii) – (iv) following).
(ii)	A targeted rate for metered water supply of \$2.17 per cubic metre of water consumed (as measured by meter) over and above the first 63 cubic metres of water consumed per quarter, or the first 21 cubic metres consumed per month from the Pohomihi water line.
(iii)	A targeted rate for metered water supply of \$1.59 per cubic metre of water consumed (as measured by meter) over and above the first 63 cubic metres of water consumed per quarter, or the first 21 cubic metres consumed per month, for Braeside Aquaria.
(iv)	A targeted rate for metered water supply of \$2.97 per cubic metre of water consumed (as measured by meter) over and above the first 63 cubic metres of water consumed per quarter, or the first 21 cubic metres consumed per month, for Matamata farm properties that contain the Matamata trunk main from Tills Road. A 50% discount will be applied to this rate if the invoice is paid by the due date.
(H)	Rural hall targeted rates Targeted rates for rural halls under Section 16 of the Local Government (Rating) Act 2002 to fund expenditure on rural halls as identified in Council’s Long Term Plan, as follows:
(i)	Tauhei Hall: a targeted rate of \$0.00012560 per dollar of land value of all rating units within the Tauhei Hall rating area.
(ii)	Hoe-O-Tainui Hall: a targeted rate of \$0.00002790 per dollar of land value of all rating units within the Hoe-O-Tainui Hall rating area.
(iii)	Springdale Hall: a targeted rate of \$0.00001541 per dollar of land value of all rating units within the Springdale Hall rating area.
(iv)	Kiwitahi Hall: a targeted rate of \$0.00002030 per dollar of land value of all rating units within the Kiwitahi Hall rating area.
(v)	Patetonga Hall: a targeted rate of \$0.00003260 per dollar of land value of all rating units within the Patetonga Hall rating area.
(vi)	Wardville Hall: a targeted rate of \$0.00003022 per dollar of land value of all rating units within the Wardville Hall rating area.
(vii)	Tahuna Hall: a targeted rate of \$43.71 per rating unit on all land within the Tahuna Hall rating area
(viii)	Mangateparu Hall: a targeted rate of \$39.82 per rating unit on all land within the Mangateparu Hall rating area.
(ix)	Kereone Hall: a targeted rate of \$44.43 per rating unit on all land within the Kereone Hall rating area.
(x)	Tatuanui Hall: a targeted rate of \$66.16 per rating unit on all land within the Tatuanui Hall rating area.
(xi)	Walton Hall: a targeted rate of \$32.11 per rating unit on all land within the Walton Hall rating area.
(xii)	Okauia Hall: a targeted rate of \$0.00001773 per dollar of the capital value of all land within the Okauia Hall rating area.
(xiii)	Hinuera Hall: a targeted rate of \$0.00001457 per dollar of the capital value of all land within the Hinuera Hall rating area.
(xiv)	Mangaiti Hall: a targeted rate of \$13.54 per separately used or inhabited part of a rating unit within the Mangaiti Hall rating area.
(xv)	Waihou Hall: a targeted rate of \$29.97 per separately used or inhabited part of a rating unit within the Waihou Hall rating area.
(xvi)	Elstow Hall: a targeted rate of \$23.13 per separately used or inhabited part of a rating unit within the Elstow Hall rating area.

	(xvii)	Manawaru Hall: a targeted rate of \$35.25 per separately used or inhabited part of a rating unit within the Manawaru Hall rating area.	
(I)	Due dates for payment of rates		
	That all rates, except metered water supply targeted rates, will be payable in four instalments on the following dates:		
	(i)	First instalment	26 August 2024
	(ii)	Second instalment	25 November 2024
	(iii)	Third instalment	25 February 2025
	(iv)	Fourth instalment	26 May 2025
	That metered water supply targeted rates will be payable on the following dates:		
	(i)	Ratepayers on quarterly invoicing cycle:	
		Quarter ending 30 September 2024	20 November 2024
		Quarter ending 31 December 2024	20 February 2025
		Quarter ending 31 March 2025	20 May 2025
	(ii)	Ratepayers on monthly invoicing cycle:	
		Month ending 31 July 2024	26 August 2024
		Month ending 31 August 2024	25 September 2024
		Month ending 30 September 2024	25 October 2024
		Month ending 31 October 2024	25 November 2024
		Month ending 30 November 2024	27 December 2024
		Month ending 31 December 2024	28 January 2025
		Month ending 31 January 2025	25 February 2025
		Month ending 28 February 2025	25 March 2025
Month ending 31 March 2025		28 April 2025	
Month ending 30 April 2025		26 May 2025	
Month ending 31 May 2025		25 June 2025	
Month ending 30 June 2025	25 July 2025		
(J)	Penalties (applicable to all rates, except metered water supply targeted rates)		
	That a ten percent (10%) penalty pursuant to Sections 57 and 58 of the Local Government (Rating) Act 2002 be added to any amount of rates instalment unpaid by the due date above on the following dates:		
	(i)	First instalment	27 August 2024
	(ii)	Second instalment	26 November 2024
	(iii)	Third instalment	26 February 2025
	(iv)	Fourth instalment	27 May 2025
and that the Group Manager Business Support and the Finance and Business Services Manager be delegated authority to apply the penalty.			

7.7 Public Amenities Bylaw Review

CM No.: 2872784

Te Kaupapa | Purpose

The purpose of this report is for Council to agree to review the Public Amenities Bylaw.

Pursuant to section 155 of the Local Government Act 2002, Council must, before commencing the process for making a bylaw, determine whether a bylaw is the most appropriate way of addressing the perceived problem.

If Council determines that a bylaw is the most appropriate way of addressing the perceived problem, it must, before making the bylaw, determine whether the proposed bylaw:

- a) is the most appropriate form of bylaw; and
- b) gives rise to any implications under the New Zealand Bill of Rights Act 1990.

This report addresses the legislative requirements for review of Council's Public Amenities Bylaw within the required timeframe.

Rāpopotonga Matua | Executive Summary

Under sections 158 to 160 of the Local Government Act 2002 (LGA), Council is required to review all bylaws within five years of adoption and every ten years thereafter.

Council's Public Amenities Bylaw (Bylaw) was last reviewed on 9 July 2014. This Bylaw enables the Council to control and set standards for the operation of its public amenities and covers vehicles, vegetation, conduct, animals in public amenities, and exclusion from public amenities.

Public amenity includes any cemetery, public library, swimming pool, aquatic centre, park, reserve, recreational, cultural or community centre, museum, or hall under the ownership or control of Council.

The Bylaw is due for review on 9 July 2024 being ten years since its last review. Council is asked to progress a review of the Bylaw by making the required determinations under section 155 of the LGA. This will allow Council to continue to have the Bylaw in place, and to review the Bylaw within the required timeframe.

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

- 1. The report be received.**
- 2. Pursuant to section 155 of the Local Government Act 2002, Council determines that the current Public Amenities Bylaw is the most appropriate way of addressing the perceived problems.**
- 3. Pursuant to section 155 of the Local Government Act 2002, Council determines that the current Public Amenities Bylaw -
 - a) is not the most appropriate form of bylaw; and**
 - b) does not give rise to any implications under the New Zealand Bill of Rights Act 1990.****
- 4. The above determinations shall be reconsidered when Council decides what further action to take, e.g. updating the content of the Public Amenities Bylaw, replacing it, or combining with another bylaw.**
- 5. Given the Public Amenities Bylaw is not the most appropriate form of bylaw at present, Council staff to report back with recommendations to address the shortcomings identified in this report and any other issues.**
- 6. Council staff report back on opportunities to align the review of the Public Amenities Bylaw alongside the Public Safety Bylaw.**
- 7. The Public Amenities Bylaw remains in force until further decisions are made by Council.**

Resolution number CO/2024/00012

Moved by: Deputy Mayor J Thomas

Seconded by: Cr D Horne

KUA MANA | CARRIED

7.8 Acknowledgement of Award: Water Treatment Plant Operator of the Year

CM No.: 2874114

Te Kaupapa | Purpose

The purpose of this report is to recognise James Simmons, Water and Wastewater Operator, for his recent award as Water Industry Operations Group NZ (WAIOG) Water Treatment Plant Operator of the Year. James was nominated by Water and Wastewater Operations Manager, Chris Gledhill.

Rāpopotonga Matua | Executive Summary

James Simmons in attendance to be recognised for his award of Water Treatment Plant Operator of the Year.

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. The information be received.

Resolution number CO/2024/00013

Moved by: Cr J Sainsbury

Seconded by: Cr S Whiting

KUA MANA | CARRIED

The meeting adjourned for a break at 9.58am reconvened 10.25am.

7.9 Remuneration for Hauraki Rail Trail Trustees

CM No.: 2866567

Te Kaupapa | Purpose

To formally approve the proposed remuneration for Hauraki Rail Trust Charitable Trustees.

Rāpopotonga Matua | Executive Summary

The Hauraki Rail Trail Charitable Trust have sought an increase to the Trustee remuneration and the Settlers (Matamata-Piako, Hauraki and Thames-Coromandel District Councils) are required to all agree on this remuneration.

Tūtohunga | Recommendation

That:

1. The information be received.
2. The proposed remuneration settings for Hauraki Rail Trail Trust appointments be approved as below:

Role	Current Remuneration	Proposed remuneration
Chairperson (Trustee)	\$3,000 honorarium Plus \$500 fee per meeting (quarterly)	\$3,620 honorarium Plus \$603 fee per meeting (quarterly)
Trustee	\$300 fee per meeting (quarterly)	\$362 fee per meeting (quarterly)

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

- 1. The information be received.**
- 2. The proposed remuneration settings for Hauraki Rail Trail Trust appointments be approved as below:**

Role	Current Remuneration	Proposed remuneration
Chairperson (Trustee)	\$3,000 honorarium Plus \$500 fee per meeting (quarterly)	\$3,620 honorarium Plus \$603 fee per meeting (quarterly)
Trustee	\$300 fee per meeting (quarterly)	\$362 fee per meeting (quarterly)

- 3. The additional meeting fees are within the funding that has already been approved and the total funding for the Trail has not increased.**

Resolution number CO/2024/00014

Moved by: Cr B Dewhurst

Seconded by: Cr C Ansell

KUA MANA | CARRIED

*Item 7.9 Remuneration for Hauraki Rail Trail Trustees considered before Item 7.8
Acknowledgement of Award: Water Treatment Plant Operator of the Year.*

7.10 Submissions on Fast-track Approvals Bill and "Sanigar" heritage listing

CM No.: 2867708

Te Kaupapa | Purpose

The purpose of this report is to gain retrospective endorsement for two submissions recently made by the Council's Policy Team. The first relates to the Fast-track Approvals Bill, while the second involved a proposal by Heritage New Zealand Pouhere Taonga to include a site within the district on the New Zealand Heritage List/Rārangi Kōrero. Nathan Sutherland and Carolyn McAlley will speak to the report and answer any questions.

Rāpopotonga Matua | Executive Summary

The Council's Policy Team recently submitted on two proposals, the Government's Fast-Track Approvals Bill and the proposal by Heritage New Zealand Pouhere Toanga (HNZPT) to include the site known as "Sanigar" on the New Zealand Heritage List/Rārangi Kōrero (the "List"). These two submissions have not yet been formally endorsed by the Council.

The Fast-track Approvals Bill is intended to enable a fast-track decision making process for infrastructure and development projects that are considered to have significant regional or national benefits. In its submission, the Council provided qualified support for the Bill, but ultimately questioned whether it had struck the right balance between providing for infrastructure and development, and protecting the environment.

In March 2024, HNZPT notified the Council that they were assessing Sanigar, 901 Tower Road, Turangaomoana for inclusion on the List. They invited comments from the Council on the proposal. The resulting submission again provided its qualified support for the inclusion, but recommended that the full extent of the site be defined with GPS coordinates. It also suggested that the expected best preservation practices be described in HNZPT's notification report, given that the construction materials themselves contributed to the site's significance.

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. The Council retrospectively endorse the submission on the Government's Fast-track Approvals Bill and the submission on HNZPT's proposal to include the site known as "Sanigar" on the New Zealand Heritage List/Rārangi Kōrero.

Resolution number CO/2024/00015

Moved by: Cr J Sainsbury

Seconded by: Cr G Thompson

KUA MANA | CARRIED

7.11 Private Plan Change 57 - Calcutta: Application for an extension of time

CM No.: 2851826

Te Kaupapa | Purpose

The purpose of this report is to seek a decision from Council on whether an extension of time should be sought from the Minister for the Environment for Private Plan Change 57 - Calcutta – Proposed General Industrial Zone (PPC57). If the Council agrees that it should, the report also seeks direction on the length of extension that should be applied for.

Rāpopotonga Matua | Executive Summary

PPC57 is a private plan change seeking to change approximately 40ha of Rural Zone to General Industrial Zone (GIZ) in Matamata on Tauranga Road (SH24) adjacent to Council's transfer station. Following an independent economic assessment of PPC57 in terms of the provisions of the National Policy Statement – Highly Productive Land (NPS-HPL), the applicant requested that the plan change process be placed on hold in late 2023.

The Resource Management Act 1991 (RMA) requires a decision on any plan change to be issued within two years of its notification date. The two year deadline for PPC57 in accordance with these provisions is 11 October 2024. However, under Clause 10A(3) of Schedule 1 of the RMA, there is the ability for the Council (on behalf of the applicant) to apply to the Minister for the Environment (the "Minister") for an extension of time.

Consequently, the applicant for PPC57 has requested that the Council make an application to the Minister for a two year extension of time. The essential premise of the applicant's request is to extend the process such that any beneficial reframing of the national policy statements and/or RMA provisions may be taken into account as part of any hearing and decision. Given that it is unlikely that a hearings process and decision could be completed by 11 October 2024, it is recommended that an application be made to the Minister. Following the consideration of the application's merits, its implications and the feedback from submitters, it is recommended that only a one year extension be applied for. Nathan Sutherland is available to answer any questions.

Tūtohunga | Recommendation

That:

1. **The Council makes an application to the Minister for the Environment for a one year extension to the PPC57 process in accordance with the draft letter (Attachment B).**

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. **The Council makes an application to the Minister for the Environment for a two year extension to the PPC57 process in accordance with the draft letter (Attachment B) with amendments to the timeframe.**

Resolution number CO/2024/00016

Moved by: Cr K Tappin

Seconded by: Cr S-J Bourne

KUA MANA | CARRIED

7.12 Road naming Maea Fields - Stage 2, Matamata

CM No.: 2861116

Te Kaupapa | Purpose

Council is asked to consider this report and approve the applicant's new names for Stage 2 of the Maea Fields subdivision in Matamata.

Council is responsible and has the power under sections 319, 319A and 319B of the Local Government Act 1974 to name formed roads, including private roads, that are intended for the use of the public generally and, for the numbering of land and buildings. .

Rāpopotonga Matua | Executive Summary

Tim Kidd, Project Manager for Classic Developments (the Developer/Applicant) is seeking council approval to name three (3) new 'public' roads – all part of Stage 2 of the Maea Fields, Matamata development. These roads can be seen in the plan provided under Background.

In accordance with *Section 4: Application of the policy*, for each road the Developer/Applicant must submit their preferred road name plus two alternative road names. Tim Kidd has as below appropriately submitted the following four *Preferred* (in bold) and first and second alternative names for these public roads.

Road 1

Preferred – Tāmure

Alternate 1a – Kākakriki

Alternate 1b – Kowhai ***

The following statement has been provided by the Developer/Applicant as evidence of the cultural significance of the area to Mana Whenua, relevant to road naming and applicable to the preferred road 1 – Tāmure.

Ngāti Hinerangi refer to Tāmure as the son of Waikato chief Taungakitemarangai and his wife Hinerangimarino of Te Arawa. Tāmure married Kōperu's daughter Tuwaewae and went on to have Tokotoko, Te Rīha and Tangata. They also had their daughters Kura and Whakamaungarangi.

Road 2

Preferred – Tuwhenua

Alternate 3a – Pango

Alternate 3b – Poroporo

Road 3

Preferred – Te Ahuroa

Alternate 4a – Whero

Alternate 4b – Kikorangi

The following statement has been provided by the Applicant as cultural significance of the area to Mana Whenua, relevant to road naming and applicable to the *preferred* road names 2, 3 and 4.

*Ngāti Hauā explain: Our tupuna lived along the Puketutu Block from Hinuera, Buckland Road, Te Tapui, Peria area to Mangapapa (Walton). The names are Te Tiwha, **Tuwhenua**, and **Te Ahuroa**. Te Tiwha, Tuwhenua, Te Ahuroa, **and Tāmure** are esteemed ancestors of the local iwi. These names symbolize and link whakapapa (genealogy) across the past, present, and future.*

The Applicant also informs us that the above *Preferred* names were earlier selected by Mana Whenua and previously included in the *Cultural Impact Assessment* for Resource Consent.

In covering-off on the *Alternative* road names, each in turn represent colours that are present and significant in the local environment – also earlier provided by Mana Whenua.

In accordance with *Section 6: Naming considerations* of the policy, “A proposal to name or rename a road, or an open space must include evidence that the name(s) reflect one or more of the following:

- a. The identity of the Matamata-Piako District and/or local identity.
- b. The historical significance of particular locations.
- c. The cultural significance of the area to Mana Whenua.**
- d. People important in the history of an area.
- e. Events, people and places significant to a community or communities locally, nationally or internationally.
- f. Flora and Fauna significant or important to the history of an area.”

The above statements provided by the Applicant adequately evidence the cultural significance of the area to Mana Whenua.

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

- 1. Council approves the three (3) new Preferred ‘public’ names (Tāmure Street, Tuwhenua Street, and Te Ahuroa Street) as part of Stage 2 of the Maea Fields subdivision.**
- 2. Council approves the extension of Tokotoko Parade as part of Stage 2 of the Maea Fields subdivision.**

Resolution number CO/2024/00017

Moved by: Cr S Whiting

Seconded by: Cr G Thompson

KUA MANA | CARRIED

Item 7.12 Road Naming Maea Fields – Stage 2, Matamata considered after Item 7.9 Remuneration for Hauraki Rail Trail Trustees.

7.13 Disc Golf at Morrinsville Recreation Ground

CM No.: 2873734

Te Kaupapa | Purpose

The purpose of this report is to approve Waikato Disc Golf Association's proposal to set up a disc golf course at the Morrinsville Recreation Ground.

Rāpopotonga Matua | Executive Summary

The Waikato Disc Golf Association, a community group, has proposed to set up a disc golf course at the Morrinsville Recreation Ground. The Morrinsville Recreation Ground Framework Plan anticipated this activity. The Disc Golf Association has however proposed changing the location from what the framework plan originally anticipated (along the railway line) to the vicinity of the former campground. Waikato Disc Golf Association is seeking Council's approval in principle to enable them to fundraise towards the project.

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. The report is received.
2. Council approves Waikato Disc Golf Association's proposal in principle to set up a disc golf course at the Morrinsville Recreation Ground.

Resolution number CO/2024/00018

Moved by: Deputy Mayor J Thomas

Seconded by: Cr D Horne

KUA MANA | CARRIED

8 Ngā Pūrongo Whakamārama | Information Reports

8.1 Emergency Management Quarterly Report - January - April 2024

CM No.: 2861526

Te Kaupapa | Purpose

To inform Council of the activity undertaken in the emergency management function during the period January to April 2024.

Rāpopotonga Matua | Executive Summary

This report is to update Council of the activity undertaken in the Matamata-Piako District Council (MPDC) emergency management function as well as significant matters relating to the Waikato CDEM Group during the period January to April 2024.

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. The information be received.

Resolution number CO/2024/00019

Moved by: Cr G Thompson

Seconded by: Cr R Smith

KUA MANA | CARRIED

9 Take Matatapu | Public Excluded

11.30 am The public were excluded.

Resolutions in relation to the confidential items are recorded in the confidential section of these minutes and are not public available.

10 Mōtini hei aukati i te iwi whānui | Procedural motion to exclude the public

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That the public be excluded from the following part(s) 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 follows.

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

C1 Appointment of Directors - Waikato Regional Airport Limited (WRAL)

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	<p>s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.</p> <p>s7(2)(h) - The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.</p> <p>s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p>	<p>s48(1)(a)</p> <p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>

C2 Review of grant allocation

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to	s7(2)(c)(ii) - The withholding of the information is necessary to	<p>s48(1)(a)</p> <p>The public conduct of the part of</p>

<p>result in the disclosure of information for which good reason for withholding exists under section 7.</p>	<p>protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to damage the public interest.</p>	<p>the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>
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The text of these resolutions is made available to the public who are present at the meeting and form part of the minutes of the meeting.

Resolution number CO/2024/00020

Moved by: Cr C Ansell

Seconded by: Cr K Tappin

KUA MANA | CARRIED

11 Ngā tikanga mōtini hei whakauru i te iwi whānui | Procedural motion to include the public

WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

11.46am That the public be included.

Resolution number CO/2024/00021

Moved by: Cr J Sainsbury

Seconded by: Cr G Thompson

KUA MANA | CARRIED

11.47 am

The Chairperson thanked Members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AS A TRUE AND CORRECT RECORD
OF THE MEETING OF KAUNIHERA | COUNCIL
HELD ON 3 JULY 2024.

KO TE RĀ | DATE:

TIAMANA | CHAIRPERSON: