

# 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 24 July 2024 at 9:00.

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### 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:**

Tamara Kingi

Governance Team Leader

## Ngā whakapāha | Apologies

There were no apologies.

## Ngā mema i reira o runga te tūhono ipurangi | Members present via audio/visual link

Name	Position/Organisation	Time In	Time Out
Cr Caleb Ansell	Matamata-Piako District Council	9.00am	11.40am

## Kaimahi i reira | Staff Present

Name	Title	Item No.
Don McLeod	Chief Executive Officer	
Tamara Kingi	Governance Team Leader	
Kuljeet Kaur	Governance Advisor	
Sandra Harris	Policy, Partnerships and Governance Manager	
Ellie Mackintosh	Legal Counsel	7.1
Barry Reid	Roading Asset Engineer	7.1, 7.2
Manaia Te Wiata	Group Manager Business Support	7.1, 7.2, 7.4, 7.5, 7.8, 8.1, 8.2
Kathryn Johnston	Communications and Engagement Team Leader	7.2, 7.3, 7.8, 8.1, 8.2, 8.3, 8.4
Bridget Mulligan	Communications and Engagement Officer	7.2, 7.3
Arshia Tayal	Parks and Facilities Advisor	7.2, 7.3
Kelly Reith	Group Manager, People, Governance and Relationships	7.4, 7.5, 7.6, 8.2, 8.3, 8.4
Anne Gummer	Policy Advisor	7.4, 7.5, 7.6
Nathan Sutherland	Team Leader RMA Policy	7.7, 7.7, 8.1
Ally van Kuijk	Group Manager, Growth and Regulation	7.7, 7.8, 8.1
Laura Hopkins	Senior Policy Advisor	7.8, 8.1, 8.2, 8.3

## I reira | In Attendance

Name	Position/Organisation	Item	Time In	Time Out
Ke Xi Li	Journalist, Waikato Times		9.00am	11.40am
Stuart Bay	Chairman of Community View	Public Forum	9.00am	10.20am
Ash Tanner	Advocate for Community View	Public Forum	9.00am	10.20am
Justin Thompson	Pastor at Manawaru Bible Church	Public Forum	9.00am	10.20am
Andrew Linton	General Manager Hilton Trust and Community View	Public Forum	9.00am	10.20am
Lee Love	Operations Manager at Community View, Café 77 Manager	Public Forum	9.00am	10.20am
Peter Taite Jamieson	Legal Counsel	Public Forum	9.00am	10.20am
Maurice Kosh	Founding member of Hillview Trust	Public Forum	9.00am	10.20am

## 1 Whakatūwheratanga o te hui | Meeting Opening

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

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

There were no apologies.

## 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, 3 July 2024, be confirmed as a true and correct record of the meeting.

**Resolution number CO/2024/00001**

**Moved by: Cr S-J Bourne**

**Seconded by: Cr S Whiting**

**KUA MANA | CARRIED**

## 6 Take i puta mai | Public Forum

Name	Position/Organisation	Topic
Stuart Bay	Chairman, Community View	<ul style="list-style-type: none"> <li>Report to Council on Manawaru speeds</li> </ul>
Ash Tanner	Community View	
Justin Thompson	Community View	

### Summary:

Mr Stuart Bay recited a whakataukī and thanked the Mayor for allowing time during the meeting to speak on this matter. Mr Bay provided a brief overview of historical petitions lead by the Manawaru community dating back to 1914. The Manawaru Village dates back 112 years with a proud history including schools, churches and factories. They have a thriving community, day and night with the heritage and mana being restored to a 40 year old building. The petition is clear in what is wanted for the community. They are open to cheaper options to be considered for the speed limit to remain at 50km/h.

Mr Justin Thompson introduced himself as a father wanting to represent young children. There are children in the community, including his own, who use the bike track to get to school. Stated that cars are travelling through the Village at high speeds, well and truly above 50km/h. Indicated that they were not consulted during the engagement period and also did not receive any information from the school. Mr Thompson recommended the speed limit remain at 50km/h.

Mr Ash Tanner greeted the Mayor, Councillors and Chief Executive Officer, and provided a brief history of this matter for Councillors who are new this term, explaining that Council had attempted to reduce and manage the speed limit for approximately 13 years. When Mr Tanner was in office, the average speed recorded for cars through the Village was approximately 92km/h and trucks were travelling at approximately 90km/h. At the time, Waka Kotahi / NZTA advised that they could not reduce the speed any lower than 60km/h. Mr Tanner stated that the Village is not comparative to other areas and therefore should not be made to be consistent with other areas. Mr Tanner further stated that there is been major growth in the area with children, the café and now camper vans visiting.

### ATTACHMENTS

A Council - 24 July - Minutes - Attachments - Stuart Bay address to Council

7 Pūrongo me whakatau | Decision Reports

## 7.1 Delegation Policy and Delegation Register

CM No.: 2873886

### Te Kaupapa | Purpose

The purpose of this report is to seek Council adoption of the Delegation Policy and Delegation Register 2024.

### Rāpopotonga Matua | Executive Summary

Under the Local Government Act 2002, Council may delegate its statutory powers and its functions to Council officers. The Delegation Policy and Delegation Register provide the framework for this and illustrate all the delegations made to staff across multiple legislations.

#### WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. The information be received.
2. Council accepts the amendments and the new delegations for inclusion in the Delegations Register.
3. Council adopts the Delegations Register as circulated under separate cover.

Resolution number CO/2024/00002

Moved by: Cr J Sainsbury

Seconded by: Cr R Smith

**KUA MANA | CARRIED**

## 7.2 Manawaru Speed Limits

CM No.: 2862806

### Te Kaupapa | Purpose

For Council to decide whether the existing permanent posted 50km/hr speed limit through the Manawaru village should remain in place or increase to 60km/hr as shown in Council's Speed Management Plan (SMP). Council's decision will be based on a reassessment of the community's petition against the current NZ Transport Agency Waka Kotahi guidelines (referred to hereafter as "the Agency") and suggested improvements.

### Rāpopotonga Matua | Executive Summary

A mid-February 2024 petition from Manawaru residents prompted Council to re-examine the planned speed limit change for Manawaru. Council workshopped community concerns raised by the petition and staff were asked to complete a technical review of the existing posted speed limit through Manawaru village.

The last time a speed limit was set for Manawaru Road was back on 14 October 2020, using the now outdated bylaw process. The 50km/h speed limit came into force on 19 October 2020 despite Waka Kotahi NZ Transport Agency never supporting it at the time.

The Speed Management Planning work conducted by Council staff and consultant during 2022 recommended a Safe and Appropriate Speed of 60km/h - 10km/h higher than the existing 50km/hr limit. Also recommended were supporting infrastructure that might be used to keep speeds below 60km/h. The 60km/h limit would demonstrate consistency with other small settlements on the district's road network.

Speed data from count sites on Manawaru has recorded the majority of motorists aren't obeying the current speed limit of 50km/h; free flow (uninterrupted) speeds are more than 20km/h in excess of the posted limit. This poses a problem in terms of the safety for vulnerable road users (cyclists and pedestrians).

The Setting of Speed Limit (2017 Rule) was applicable to the October 2020 Council resolution. The 2022 Rule replaced it –coinciding with the Speed Management Plan. Recently out for consultation has been the (draft 2024 Rule). Consecutive rule changes reflect different approaches by governments to road safety - the result of shifting strategic priorities reflected through consecutive Government Policy Statements (GPS).

Council wants to make a decision now. This requires a decision based on the present operative 2022 Rule and Speed Management Guide: Road to Zero edition (published 28 July 2022), also intended to be replaced later this year.

Council has two options to consider. The first is to maintain the existing 50km/hr speed limit at Manawaru (as proposed by Manawaru residents through their petition) and add an extensive range of supporting infrastructure i.e. engineer the road to support the speed limit. The second is to support the introduction of the proposed 60km/hr speed limit and the recommendations in Council's certified speed management plan.

This report examines the current rule and guidelines for the setting of speed limits, enabling Council to reconsider the petition from Manawaru residents and make a final binding decision.

## Tūtohunga | Recommendation

That:

1. Council receives this report.
2. Council increases by 10km/h the current 50km/h speed limit to reach a safe and appropriate speed limit of 60km/h, while also completing safety improvements; both as recommended in the SMP.

OR

Council maintains the current 50km/h speed limit, yet relative to the SMP significantly increases the investment in supporting infrastructure required on Manawaru Road.

3. Council continues to undertake routine speed counts on Manawaru Road to monitor the effectiveness of speed reductions.

### WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. Council receives this report.
2. Council maintains the current 50km/h speed limit, and begin speed calming measures as planned for the 60km/h as the first change as the first desired speed.
3. Council continues to undertake routine speed counts on Manawaru Road to monitor the effectiveness of speed reductions over the next 12 months.

*Cr Russell Smith, Cr Sarah-Jane Bourne, Cr Bruce Dewhurst and Cr Caleb Ansell voted against the motion.*

Resolution number CO/2024/00003

Moved by: Cr K Tappin

Seconded by: Cr G Thompson

**KUA MANA | CARRIED**

### ATTACHMENTS

- A Council - 24 July - Minutes - Attachments - Speed management around schools



## 7.3 Former Polo Buildings at Morrinsville Recreation Ground - Proposal by Yankee Haulers

CM No.: 2878399

### Te Kaupapa | Purpose

To consider the proposal by Yankee Haulers to take over operation and maintenance of the former polo club buildings at the Morrinsville Recreation Ground. If Council grants approval in principle, staff can work on a Memorandum of Understanding with Yankee Haulers to clarify respective duties and responsibilities of the parties.

### Rāpopotonga Matua | Executive Summary

Yankee Haulers Inc. have proposed to operate and maintain the former polo club buildings at the Morrinsville Recreation Ground. The purpose of this report is to understand Council's future intent for these buildings. If Council grants approval in principle, staff can work on a Memorandum of Understanding with the Yankee Haulers to clarify respective duties and responsibilities of the parties.

#### WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. The report is received;
2. Council provides approval in principle for Yankee Haulers to operate and maintain the former polo buildings at Morrinsville Recreation Ground for a period of up to five years; and
3. Council staff are authorised to negotiate a memorandum of understanding between Council and Yankee Haulers to clarify duties and responsibilities of the parties.

Resolution number CO/2024/00004

Moved by: Deputy Mayor J Thomas

Seconded by: Cr D Horne

**KUA MANA | CARRIED**

*Cr Sharon Dean exited the meeting at 10.23am and returned at 10.25am.*

*The meeting adjourned for morning break at 10.25am and reconvened at 10.50am*



## 7.4 Te Whare Whakapakari - Matamata Indoor Stadium - Grant applications

CM No.: 2886255

### Te Kaupapa | Purpose

The purpose of the report is to provide an update on the Stadium project and to obtain Council approval to apply for grant funds for the project.

### Rāpopotonga Matua | Executive Summary

The Indoor stadium project is progressing with a number of milestones to occur over the next two months.

This includes:

- The selection of contractors for the physical works
- The resource consent hearing
- Lodgement of grant applications to a number of funders.

The contracts for physical works are due to be signed by the end of September 2024.

Once signed, Council will be responsible for any short-fall in funding.

There will be a number of funding sources that will be unconfirmed when the contracts are scheduled to be signed. This matter is flagged to Council to allow it to give any direction to the Project Team before a decision has to be made in September.

At this stage the only decisions required from Council are for resolutions to be passed to allow grant applications to be lodged.

This procedural step is a requirement of the listed funders.

#### WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. Council authorise a grant application of \$750,000 to the Lotteries Community Facilities fund for the Te Whare Whakapakari – Matamata Indoor Stadium.
2. Council authorise a grant application of \$300,000 to the New Zealand Community Trust for the Te Whare Whakapakari – Matamata Indoor Stadium.
3. Council authorise a grant application of \$200,000 to the Four Winds Grant Fund for the Te Whare Whakapakari – Matamata Indoor Stadium.
4. Council authorise a grant application of \$250,000 to the Grassroots Grant fund for the Te Whare Whakapakari – Matamata Indoor Stadium.

Resolution number CO/2024/00005

Moved by: Deputy Mayor J Thomas

Seconded by: Cr S Whiting

**KUA MANA | CARRIED**

## 7.5 Better Off Funding Confirmation

CM No.: 2878002

### Te Kaupapa | Purpose

The purpose of this report is for Council to formally confirm the allocation of Better Off Funding in light of recent communication from the Minister of Local Government and the Department of Internal Affairs.

### Rāpopotonga Matua | Executive Summary

Council had previously confirmed allocation of Better Off Funding as detailed further in this report. In light of recent communication from the Minister of Local Government and the Department of Internal Affairs Council is now requested to formally confirm the re-allocation as detailed within this report. This reallocation has been previously discussed with Council at an open workshop on 29 May 2024. The reallocation has been submitted to and largely approved by Department of Internal Affairs (DIA) and we have submitted a claim on two projects.

#### WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. Council receive this report
2. Council approve the reallocation of Better Off Funding as detailed within this report.

Resolution number CO/2024/00006

Moved by: Cr D Horne

Seconded by: Cr R Smith

**KUA MANA | CARRIED**

## 7.6 Board appointment and remuneration policy - For adoption

CM No.: 2863961

### Te Kaupapa | Purpose

The purpose of this report is to present the Board Appointment and Remuneration Policy to Council for consideration and adoption.

### Rāpopotonga Matua | Executive Summary

A Board Appointment and Remuneration Policy (Policy) is a requirement under Section 57 of the Local Government Act 2002. The Policy pertains to Council's processes for the appointment and remuneration of the Directors of Council Organisations in which Council has a shareholding. The purpose of the Policy is to establish an objective and transparent process for these processes. The draft Policy is attached.

#### WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. Council receives the report
2. Council adopts the Board Appointment and Remuneration Policy
3. Council authorises staff to make any minor amendments needed for clarity, consistency or accuracy.

Resolution number CO/2024/00007

Moved by: Cr S Whiting

Seconded by: Cr S Dean

**KUA MANA | CARRIED**

## 7.7 Private Plan Change 58 - Avenue Business Park Operative Date

CM No.: 2878616

### Te Kaupapa | Purpose

The purpose of this report is seek approval from the Council to make Private Plan Change 58 – Avenue Business Park operative.

### Rāpopotonga Matua | Executive Summary

Private Plan Change 58 – Avenue Business Park sought to rezone approximately 14ha of rural land on the western outskirts of Morrinsville into Industrial Zone. The proposal brought with it a new zone, being the General Industrial Zone and a new set of bespoke provisions. The plan change request was granted and the decision publicly notified on 9 May 2024. The 30-day appeal period following this notification has since lapsed and no appeals were lodged. Consequently, this report seeks Council’s resolution to seal the plan change and make it operative. Nathan Sutherland is available to answer any questions.

#### WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. Council received the report.
2. Pursuant to Clause 17 of Schedule 1 of the Resource Management Act 1991, Private Plan Change 58 is approved, sealed with the seal of the Council and signed by the Mayor and Chief Executive Officer; and
3. Pursuant to Clause 20 of Schedule 1 of the Resource Management Act 1991, Private Plan Change 58 becomes operative on 30 August 2024.

Resolution number CO/2024/00008

Moved by: Cr J Sainsbury

Seconded by: Cr G Thompson

**KUA MANA | CARRIED**

## 7.8 Future Proof Strategy - Adoption

CM No.: 2883648

### Te Kaupapa | Purpose

The purpose of this report is to present the Future Proof Strategy – Future Development Strategy Update 2024 – 2054 to the Council for adoption.

### Rāpopotonga Matua | Executive Summary

The Future Proof partnership was established to manage growth across the Hamilton City, Waikato District, Waipa District and Matamata-Piako District sub-region. This is largely achieved through the Future Proof Strategy, which is a 30-year growth management plan. The Strategy has been recently updated to comply with the legislative requirements of the National Policy Statement on Urban Development 2020 (NPS-UD), in particular the requirement for a future development strategy. The latest iteration of the Strategy has also incorporated the Matamata-Piako District, acknowledging the strong connections between it and the rest of the sub-region and the link with Tauranga.

The Strategy has been through a special consultative procedure under the Local Government Act 2002 (LGA). The Hearings Subcommittee considered the submissions received and made recommendations to the Future Proof Implementation Committee (FPIC), which were accepted. FPIC endorsed the Strategy on 7 June 2024 and resolved to recommend the Strategy to the Future Proof partners for adoption.

#### WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. Council receive the report.
2. The Council adopt the Future Proof Strategy – Future Development Strategy Update 2024 – 2054.

Resolution number CO/2024/00009

Moved by: Cr G Thompson

Seconded by: Cr K Tappin

**KUA MANA | CARRIED**

8 Ngā Pūrongo Whakamārama | Information Reports

## 8.1 Hauraki Gulf Forum Meeting 10 June 2024

CM No.: 2886637

### Te Kaupapa | Purpose

The purpose of this report is to present the minutes of the Hauraki Gulf Forum (HGF or “the Forum”) meeting from 10 June 2024.

### Rāpopotonga Matua | Executive Summary

The HGF is a statutory body, which promotes and facilitates integrated management and the protection and enhancement of the Hauraki Gulf, under the Hauraki Gulf Marine Park Act 2000. In addition to the representation from Matamata-Piako District Council, the Forum has representation on behalf of tangata whenua of the Hauraki Gulf and its Islands, the Ministers of Conservation, Fisheries and Maori Development, and elected representatives from Auckland Council, Waikato Regional Council, and the Waikato, Hauraki and Thames –Coromandel District Councils. Councillor James Sainsbury is the Matamata-Piako District Council’s representative on the Forum. Cr Sainsbury and/or Nathan Sutherland are available to speak to the minutes and answer any questions.

#### WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. The information be received.

Resolution number CO/2024/00010

Moved by: Cr D Horne

Seconded by: Cr S-J Bourne

**KUA MANA | CARRIED**

## 8.2 May 2024 Financial Report

CM No.: 2885900

### Te Kaupapa | Purpose

A summary of the financial performance of activities against budget to the end of May 2024 is presented, included operating and capital expenditure, as well as a review of compliance with treasury policies and a listing of current treasury instruments.

### Rāpopotonga Matua | Executive Summary

At the end of May 2024, we are 92% of the way through the 2023/24 financial year. The attached report outlines how our operating and capital budgets are tracking at this point per activity, and highlights areas of pressure.

#### WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. The May 2024 Financial Report be received.

Resolution number CO/2024/00011

Moved by: Cr K Tappin

Seconded by: Cr D Horne

**KUA MANA | CARRIED**



## 8.3 CCO Performance Monitoring - Final Statement of Intent Waikato Regional Airport Limited (WRAL) Group

CM No.: 2883482

### Te Kaupapa | Purpose

The purpose of this report is for Council to receive the Waikato Regional Airport Limited (WRAL) Group final Statement of Intent 2024/25.

### Rāpopotonga Matua | Executive Summary

Council Controlled Organisations (CCO's) are required by the Local Government Act 2002 (LGA) (subject to certain exemptions) to prepare and publish an annual Statement of Intent.

A Statement of Intent must include:

- a) the objectives of the group; and
- b) a statement of the board's approach to the governance of the group; and
- c) the nature and scope of the activities to be undertaken by the group; and
- d) the non-financial performance targets and other measures by which the performance of the group may be judged in relation to its objectives; and
- e) any additional information that is required to be included in the statement of intent.

Council received WRAL Group's draft Statement of Intent on 24 April 2024 and were invited to provide feedback on the document prior to its finalisation. Council resolved to approve the document.

Council has now been provided with the final Statement of Intent 2024/25 for information.

#### WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. The Waikato Regional Airport Limited Group final Statement of Intent 2024/25 be received.

Resolution number CO/2024/00012

Moved by: Cr R Smith

Seconded by: Cr S Dean

**KUA MANA | CARRIED**

## 8.4 2024 LGNZ Conference Attendance

CM No.: 2879745

### Rāpopotonga Matua | Executive Summary

The purpose of this report is to confirm attendance at the Local Government New Zealand Conference to be held in Wellington from 21-23 August 2024.

#### WHAKATAUNGA A TE KAUNIHERA | COUNCIL RESOLUTION

That:

1. The Mayor, Deputy Mayor and CEO attend the 2024 Local Government Conference in Wellington along with Councillors Jager and Horne.

Resolution number CO/2024/00013

Moved by: Cr K Tappin

Seconded by: Cr G Thompson

**KUA MANA | CARRIED**

11.40 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 24 JULY 2024.

**KO TE RĀ | DATE:** .....

**TIAMANA | CHAIRPERSON:** .....