

MEETING — AGENDA —

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Western Bay of Plenty
District Council

COUNCIL

Te Kaunihera



**Additional Items
C15**

Thursday, 17 May 2018

Open Items
Council No. C15
Additional Items

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Miriam Taris
Chief Executive Officer
Western Bay of Plenty District Council

Western Bay of Plenty District Council

**Minutes of Meeting No. OP11 of the Operations and Monitoring Committee
held on 10 May 2018 in the Council Chamber, Barkes Corner, Tauranga
commencing at 9.30am**

Present

Councillor D Thwaites (Chairperson), Councillors G Dally, M Dean, M Lally, P Mackay, K Marsh, D Marshall, J Palmer, J Scrimgeour, M Williams and His Worship the Mayor G J Webber

In Attendance

M Taris (Chief Executive Officer), G Allis (Deputy Chief Executive), E Holtsbaum (Group Manager Technology, Customer and Community Services), K Perumal (Chief Financial Officer), R Davie (Group Manager Policy, Planning and Regulatory Services), I Butler (Finance Manager), K Hill (Utilities Manager), P Watson (Reserves and Facilities Manager), B Williams (Strategic Property Manager), J Paterson (Transportation Manager), S Parker (Reserves and Facilities Projects and Assets Manager), R Sumeran (Development Engineering Manager), I Kruis (Environmental Solid Waste Team Leader), S Harvey (Roading Engineer East/West), F Begley (Community Relationships Manager), R Woodward (Communications Advisor), F Sweeney (Democracy Management Advisor), and M Parnell (Democracy Advisor)

Community Boards

M Grainger (Chairperson, Omokoroa Community Board)

Others

Five members of the public, one member of the media and as listed in the minutes.

Apologies

An apology for lateness was received from Councillor Murray-Benge.

Resolved: Marsh / Mackay

THAT the apology for absence from Councillor Murray-Benge be accepted.

Public Forum

Resolved: Mayor Webber / Palmer

THAT the meeting adjourn for the purpose of holding a public forum.

Te Puna Station Road Traffic Trials

Matthew Farrell from Lizard News (Editor) addressed the Committee regarding the Te Puna Station Road trial. He advised he had been reporting for months on the State Highway Two congestion and safety issue and advised his personal view as a resident was in support of the trial as he believed that the Council needed statistical data to help solve the traffic issues in the area rather than just theories or ideas.

He explained issues with queue jumping by turning left at Snodgrass Road, the efficiency of merging and drivers' perceptions of courtesy when driving and that the traffic in the area moved like a slow moving car park at peak times. He also advised that some of his readers had made some suggestions for solutions including traffic lights at peak times and tracking vehicles to get data on comparative routes.

Traffic in Te Puna

Nigel and Sarah Rice of Lochhead Road addressed the Committee regarding the traffic issues in the Te Puna / Minden area. They advised that they ran a business that was negatively impacted logistically and financially by the current traffic issues. They questioned the details of the upcoming trial saying that it would only prevent drivers from getting to Tauranga and increase congestion at the Te Puna Roundabout, and suggested that something they could trial was stopping people from turning from Snodgrass Road.

As a member of the Te Puna Pony Club, Mrs Rice advised that there was concern among the members as the Wairoa Bridge was too low to get a horse truck or float under the bridge and that solution only worked for car and that if this was presented as a permanent solution that this would be a big issue.

In doing the trial, Mrs Rice said that Teihana Road was being cut off and that Clarke Road was left open despite being one of the most dangerous intersections to turn out of because it was located after a blind hill. In her opinion, it was more likely for an accident to happen there than at the Te Puna Station Road intersection.

In their opinion, the Tauranga Northern Link was the only solution to the issues being faced. They were disappointed in the service provided by NZ Transport Agency with what they called piecemeal efforts while avoiding the fact that there was just too much traffic on State Highway Two at peak times. The bollards that were currently being used were distracting, difficult to navigate and slowing already congested traffic down.

In response to questions, Mrs Rice confirmed that her staff were on the road from 8.30am in the morning and so would be affected by the trials, which were running from 7.00am - 9.30am most days. She anticipated that it would add an additional 15 minutes per trip travel time. She asked, if the trials saved those journeying from Katikati to Tauranga a

minute or two on their trip but cost the local Te Puna residents an additional 15 minute, how that could be a winning situation.

Mr Rice spoke in support of his wife and added that he was not aware that the trials were only until 9.30am each day. It was further clarified that there were all day trials programmed as well and also that NZ Transport Agency and not this Council owned State Highway Two.

Dr Katrina Allen of the Te Puna Quarry area advised that she daily risks her life trying to get onto Te Puna Quarry Road in dense traffic. She also advised that she regularly uses Snodgrass Road and if she was unable to use that road then she would not be able to safely navigate to work. She explained that as a doctor she regularly saw the impact of the traffic issues and had been the first responder to a number of accidents in the area.

In response to the concerns brought to the Committee during public forum the Deputy Chief Executive explained the details of the Te Puna Station Trial Road and the reasons for each of the phase of the trial. He advised that at any point during the trial that if a situation became untenable that the trial could be removed and normal traffic flow returned and this would be monitored by staff onsite and by CCTV cameras in the area.

In response to questions:

- Further trials would be considered based on the data received from the proposed trials including not being able to turn right into Te Puna Station Road.
- The control data had already been collected for the project.

Resolved: Dally / Dean

THAT the meeting be reconvened in formal session at 9.52am.

OP11.1 **Road Closure - Harray Road - MotorSport BOP**

The Operations and Monitoring Committee considered a report from the Roothing Engineer (East/West) dated 27 April 2018 as circulated with the agenda.

Declaration of Interest

Councillor Dally declared an interest in this item as a member of Motorsport Bay of Plenty, and took no part in the discussion or voting thereon.

In response to questions, staff explained the following:

- The closure proposed was two to three hours long
- The application had been submitted and then withdrawn due to a change of date. The event would take place on 17 June 2018 and was being brought to the attention of the Committee.
- There had been no other objections except that referenced in the report.

Resolved: Mackay / Mayor Webber

1. *THAT the Roading Engineer (East/West) report dated 27 April 2018 and titled Road Closure - Harray Road - MotorSport BOP be received.*
2. *THAT the report relates to an issue that is considered to be of medium significance in terms of Council's Significance and Engagement Policy.*
3. *THAT the Committee notes the request for a road closure on Harray Road on 17 June 2018.*
4. *THAT due to the timing of the rally on 17 June 2018, and the timing of the next Operational and Monitoring and Committee notes that in accordance with Policy and 020/16 the Chief Executive Officer will determine whether or not the road closure is approved.*

OP11.2

Animal Shelters

The Operations and Monitoring Committee considered a report from the Strategic Property Manager dated 23 April 2018 as circulated with the agenda.

The Strategic Property Manager spoke to a tabled PowerPoint presentation. He noted that houses that were being built in the special housing area were for less than the tender received for the project, and that there was a need to build an ingress road around the dog shelter.

9.59am

Mayor Webber withdrew from the meeting.

The Strategic Property Manager explained some of the challenging market situation he had encountered in seeking tenders for this project and that he had sought tenders from five well known construction firms and had only been responded to by three.

10.01am

Mayor Webber re-joined the meeting

The Strategic Property Manager advised that the staff recommendation was to continue with the project and increase the budget to do so as he was not optimistic about getting a better cost in the next five years and the current facilities in the Western Bay and Tauranga were filled to capacity. There was an option for the Committee to construct only in Te Puke at a slight increase of the budgeted cost.

In response to questions, staff advised the following:

- Private kennels would not suffice in the meantime and they did not have the security measures in place that the Council was obligated to provide around aggressive and unvaccinated dogs.

- One of the reasons why firms were declining to tender was because they already had a lot of work confirmed and did not require more.
- The high costs of the project were around the need for high strength metal and block work and crush cages, which were required to protect the animals' welfare and to fulfil the Council's obligation to deal with dangerous and menacing animals.
- This Council and Tauranga City Council already worked closely together but Tauranga were also at capacity. The original proposal for two animal shelters was to provide customer service to residents over the breadth of the region.
- The proposed design was based on the animal shelter in Tauranga City Council and was considered best practice.
- Waiting to make the decision may cost the Council more in the long term.

Resolved: Mayor Webber / Williams

THAT the matter lie on the table while Councillors Williams, Scrimgeour and Palmer work with staff to look at alternatives.

10.30am The meeting adjourned for morning tea.

10.45am The meeting reconvened.

Change to the Order of Business

The Chairperson requested that the next item of business be Proposed State Highway Two Rural 80kms Per Hour Speed Limit, as the presenters for this item had arrived. It was noted that the NZ Transport Agency had requested that their presentation be received as a confidential item.

Resolved: Thwaites / Williams

THAT in accordance with Standing Orders the order of business be changed and that the item Proposed State Highway Two Rural 80kms Per Hour Speed Limit be dealt with as the next item of business.

Local Government Official Information and Meetings Act

Exclusion of the Public

Schedule 2A

Resolved: Scrimgeour / Palmer

A) *THAT the public be excluded from the following part of this meeting namely:*

- *Proposed State Highway Two Rural 80kms per hour Speed Limit*
- *Eastern Supply Zone - Alternative Water Supply Options*

- *Infrastructure Services Briefing May 2018 (In Confidence)*

The general subject to 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 are as follows:

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 this resolution
<i>Proposed State Highway Two Rural 80kms per hour Speed Limit, including: Westlink and NZ Transport Agency Presentation on State Highway Two (In Confidence)</i>	<i>THAT the public conduct of the relevant part of the proceedings of the meeting would likely result in the disclosure of information for which good reason for withholding would exist.</i>	<i>To enable Council to carry on without prejudice or disadvantage, negotiations (including commercial and industrial negotiations), and To enable the NZ Transport Agency to carry on without prejudice or disadvantage, negotiations (including commercial and industrial negotiations), and To protect information which is subject to an obligation of confidence, as disclosure would likely prejudice supply of similar information.</i>
<i>Eastern Supply Zone - Alternative Water Supply Options</i>	<i>THAT the public conduct of the relevant part of the proceedings of the meeting would likely result in the disclosure of information for which good reason for withholding would exist.</i>	<i>To enable the Council to carry on without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</i>
<i>Infrastructure Services Briefing May 2018 (In Confidence)</i>	<i>THAT the public conduct of the relevant part of the proceedings of the meeting would likely result in the disclosure of information for which good reason for withholding would exist.</i>	<i>For reasons previously stated on the relevant minutes.</i>

- B. THAT representatives from Westlink and the NZ Transport Agency be permitted to stay for the Public Excluded session for item 1 only, as they are presenting to the Operations and Monitoring Committee on Proposed State Highway Rural in confidence.*
- C. THAT Chairperson Murray Grainger be permitted to stay for the Public Excluded session for item 1 only, due to his knowledge of the impact to his community about the topic.*

Western Bay of Plenty District Council

**Minutes of Meeting No. OP11 of the Operations and Monitoring Committee
held on 10 May 2018 in the Council Chamber, Barks Corner, Tauranga
commencing at 1.00pm**

Present

Councillor D Thwaites (Chairperson), Councillors G Dally, M Dean, M Lally, P Mackay, K Marsh, D Marshall, M Murray-Benge, J Palmer, J Scrimgeour, M Williams and His Worship the Mayor G J Webber

In Attendance

M Taris (Chief Executive Officer), G Allis (Deputy Chief Executive), K Hill (Utilities Manager), P Watson (Reserves and Facilities Manager), B Williams (Strategic Property Manager), J Paterson (Transportation Manager), S Parker (Reserves and Facilities Projects and Assets Manager), R Woodward (Communications Advisor), F Sweeney (Democracy Advisor), and M Parnell (Democracy Advisor)

OP11.6 **Infrastructure Services Briefing May 2018**

The Operations and Monitoring Committee considered a report from the Deputy Chief Executive dated 20 April 2018 as circulated with the agenda.

The open section of the Operations and Monitoring Committee Information Pack No. OP11 dated 10 May 2018 had been circulated separately with the agenda.

The Deputy Chief Executive, Utilities Manager, Strategic Property Manager, Reserves and Facilities Manager, and Transportation Manager spoke to a tabled powerpoint presentation and provided updates on the following current projects and issues:

Utilities

The Utilities Manager advised that the Katikati Alternative Wastewater Discharge Group was working very well together and the draft consent conditions had been received and reviewed by consultants. The repetition of issues within the Te Puke group and long delays had been frustrating. In answer to a question, it was explained that efforts had been made to invite more iwi representatives into this group but that those had not been

successful. He explained that there was plenty of technical support in the group but would like more input from people from the community.

Local iwi were very interested in the wastewater requirements of the Rangiuru Business Park, an issue which staff had had very little input into.

AFFCO Meat Works had applied to be part of the Rangiuru Business Park but the Bay of Plenty Regional Council had issues with the application and were referring them to our staff. The local wastewater plant was at capacity and so staff were mindful that upgrades would be required but this was dependant on growth and bearing in mind that it was considered culturally insensitive to discharge into the Waiari River.

The Utilities Manager reported that the Ongare Wastewater Scheme was well underway.

1.09pm Councillor Lally withdrew from the meeting.

Roading and Transport

The Transportation Manager advised that the Omokoroa Road was going well. He advised that the seal extension was going forward. Due to the delays there had been some work additional works done which had added some cost to the project. The earthwork at Prole Road had been finalised taking into consideration those affected by the works.

There had been a request to extend the seal extension works slightly at Pongakawa Bush and Maniatutu and Rangiuru Roads. The Transport Manager clarified that the extension on Maniatutu Road would go to Pugh Road.

1.14pm Councillor Lally re-joined the meeting.

The Transport Manager spoke to the powerpoint presentation and explained how many vehicles used the road per day and how much each project would cost.

In response to a question, the Transport Manager advised that seal extension projects were prioritised as best they could based on the published list on the website but in a way that would minimise cost and allow for as many projects to be completed given the allocated budget. All current projects had had public consultation processes completed.

1.20pm Councillor Marsh withdrew from the meeting.

The Committee were asked to consider if they were happy for staff to continue managing the process as per the policy set with any deviations to be considered by the Committee.

In response to a question, the Transport Manager advised that the decision as to where a seal extension stopped was based on the shape of the road (e.g. on a straight portion, not a bend) and on how the unsealed road affected the residents. In an example cited, the seal extension stopped on the straight section of the road before one house but this house was far back from the road and was not affected adversely by dust generated by cars driving by. The Committee agreed to discuss the matter in more detail in the next meeting of the Operations and Monitoring Committee.

1.23pm Councillor Marsh re-joined the meeting.

The Transport Manager discussed the budget for the Omokoroa Road project as per the powerpoint presentation. He advised of additional widening that had not been part of the original project plan and that two intersections had been upgraded to roundabouts and noted a number of project influences and the further steps to complete the project.

1.29pm Councillor Marshall withdrew from the meeting.

In response to feedback Councillors had received from the public regarding the Omokoroa Road upgrade and what they felt was wasteful, the Transport Manager explained examples of where intensive works were required that could very well have looked like rework to the public eye and times when rework had been required when various issues arose. He also indicated that in working with the developers on intersections that work could be done in multiple stages giving a similar perception.

In response to a questions about the necessity of the proposed footpath being on the left hand side of Omokoroa Road, the Transport Manager reiterated that eventually there would be one of both sides of the road. The reason for it being on the left hand side at this stage was because there were fewer residences that would be disrupted by the creation of the footpath. The location of the Park N Ride facility mitigated some of the safety concerns around the need to cross Omokoroa Road.

Reserves and Facilities

The Reserves and Facilities Manager advised that the Bay of Plenty Regional Council had approved the Kaituna River Diversion Project. He advised of a road closure that would take place between 1 August 2018 and 20 December 2018 for the work to be completed and explained where

a new track would be installed and sheetpiling would be replaced by the Bay of Plenty Regional Council and a carpark extended.

Cycle Trails

In response to a question, the Deputy Chief Executive explained that at the completion of the first bridge that there would be access to Plummers Point and that the land had been acquired to move forward with this portion of the project. The track would be covered in gravel.

Resolved: Williams / Dean

1. *THAT the Deputy Chief Executive's report dated 20 April 2018 and titled Infrastructure Services Briefing May 2018 be received.*
2. *THAT the Open Section of the Operations and Monitoring Committee Information Pack No. OP11 dated 10 May 2018 be received.*
3. *THAT the report relates to an issue that is considered to be of low significance in terms of Council's Significance and Engagement Policy.*

The meeting concluded at 1.35pm.

OP11

Western Bay of Plenty District Council

**Minutes of Meeting No. LTAP5 of the Long Term and Annual Plan Committee
held on 15 May 2018 in the Council Chamber, Barks Corner, Tauranga
commencing at 2.30pm**

Present

Councillor J Scrimgeour (Chairperson), Councillors G Dally, M Dean, M Lally, P Mackay, K Marsh, D Marshall, M Murray-Benge, J Palmer, D Thwaites, M Williams and His Worship the Mayor G J Webber

In Attendance

M Taris (Chief Executive Officer), R Davie (Group Manager Policy, Planning and Regulatory Services), E Watton (Policy and Planning Manager), I Butler (Finance Manager), G Payne (Strategic Advisor), A Curtis (Compliance and Monitoring Manager), C Tromans (Management Accountant), R Woodward (Communications Advisor) and F Sweeney (Democracy Management Advisor)

Apologies

An apology for absence was received from Councillor Mackay.

Resolved: Marsh / Thwaites

THAT the apology for absence from Councillor Mackay be received.

LTAP5.1

Recommendation for Adoption of 2018-2019 Dog Control and Health Act (Registered Premises) Fees and Charges

The Long Term and Annual Plan Committee considered a report from the Group Manager Policy, Planning and Regulatory Services dated 8 May 2018 as circulated with the agenda. In discussion of the charges it was noted that in relation to Matakana Island the reason for the difference in charges was the reduced level of service given in that area. The question was asked as to whether or not the escalation in costs in dog shelters could be reflected in the charges relating to dangerous and menacing dogs and the Committee was advised that in this stage of the process it would not be appropriate to raise charges although this could be reviewed in the future.

Resolved: Mayor Webber / Williams

1. *THAT the Group Manager Policy, Planning and Regulatory Services report dated 7 May 2018 and titled "Recommendation for Adoption of 2018-2019 Dog Control and Health Act (Registered Premises) Fees and Charges be received.*
2. *THAT the report relates to an issue that is considered to be of low significance in terms of Council's Significance and Engagement Policy.*
3. *THAT the Long Term and Annual Plan Committee recommend to Council the adoption of the 2018-2019 Dog Control and Health Act (Registered Premises) Fees and Charges as included in the 2018-2019 draft schedule of Fees and Charges and that the Dog Control Fees and Charges be approved for public notification in accordance with the Dog Control Act 1996.*
4. *THAT the submitter Michelle Reichmuth be thanked for her submission and be advised of Council's decision and response to her submission.*

The meeting concluded at 2.42pm.

LTAP5

Western Bay of Plenty District Council

Council

Recommendatory Report from the Long Term and Annual Plan Committee – Recommendation for Adoption of the 2018-2019 Dog Control and Health Act (Registered Premises) Fees and Charges

Summary

Council is required to consider the recommendations and resolve accordingly. The following options are available to Council and where appropriate the preferred option has been recommended.

Please note the following is a recommendation only.

The Council to resolve to:

- a. adopt as recommended
- b. to modify
- c. refer to another Committee
- d. to decline (giving reasons) and refer back to the Long Term and Annual Plan Committee

Recommendation from the Long Term and Annual Plan Committee (LTAP5) 15 May 2018

LTAP5.1 **Recommendation for Adoption of 2018-2019 Dog Control and Health Act (Registered Premises) Fees and Charges**

The Long Term and Annual Plan Committee considered a report from the Group Manager Policy, Planning and Regulatory Services dated 8 May 2018 as circulated with the agenda. In discussion of the charges it was noted that in relation to Matakana Island the reason for the difference in charges was the reduced level of service given in that area. The question was asked as to whether or not the escalation in costs in dog shelters could be reflected in the charges relating to dangerous and menacing dogs and the Committee was advised that in this stage of the process it would not be appropriate to raise charges although this could be reviewed in the future.

Resolved: Mayor Webber / Williams

1. *THAT the Group Manager Policy, Planning and Regulatory Services report dated 7 May 2018 and titled "Recommendation for Adoption*

of 2018-2019 Dog Control and Health Act (Registered Premises) Fees and Charges be received.

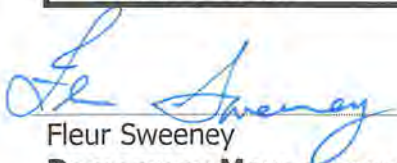
2. *THAT the report relates to an issue that is considered to be of low significance in terms of Council's Significance and Engagement Policy.*
3. *THAT the Long Term and Annual Plan Committee recommend to Council the adoption of the 2018-2019 Dog Control and Health Act (Registered Premises) Fees and Charges as included in the 2018-2019 draft schedule of Fees and Charges and that the Dog Control Fees and Charges be approved for public notification in accordance with the Dog Control Act 1996.*
4. *THAT the submitter Michelle Reichmuth be thanked for her submission and be advised of Council's decision and response to her submission.*

Staff Comments

Staff support the recommendation in accordance with the report titled Recommendation for Adoption of 2018-2019 Dog Control and Health Act (Registered Premises) Fees and Charges as considered by the Long Term and Annual Plan Committee on 15 May 2018.

Recommendation

- 1. *THAT the recommendation from the Long Term and Annual Plan Committee be received.***
- 2. *THAT the report relates to an issue that is considered to be of low significance in terms of Council's Significance and Engagement Policy.***
- 3. *THAT the 2018-2019 Dog Control and Health Act (Registered Premises) Fees and Charges as included in the 2018-2019 draft schedule of Fees and Charges be adopted and that the Dog Control Fees and Charges be approved for public notification in accordance with the Dog Control Act 1996.***
- 4. *THAT the submitter Michelle Reichmuth be thanked for her submission and be advised of Council's decision and response to her submission.***



Fleur Sweeney
Democracy Management Advisor