

# MINUTES



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MEMBERSHIP: Mayor Meng Foon, Deputy Mayor Nona Aston,  
Craig Bauld, Bill Burdett, Andy Cranston, Alan Davidson, Roger Haisman, Allan Hall, Hemi Hikawai,  
Gary Hope, Atareta Poananga, Pat Seymour, Kathy Sheldrake, Graeme Thomson, Brian Wilson.

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## MINUTES of the GISBORNE DISTRICT COUNCIL

Held in the Council Chambers, 15 Fitzherbert Street on Thursday 24 June 2010 at 9am.

### PRESENT:

Mayor Meng Foon (chair), Deputy Mayor Nona Aston, Councillors Craig Bauld, Bill Burdett, Andy Cranston, Alan Davidson, Roger Haisman, Allan Hall, Atareta Poananga, Pat Seymour, Kathy Sheldrake, Graeme Thomson and Brian Wilson

### IN ATTENDANCE:

Chief Executive Lindsay McKenzie, Community Planning & Development Manager Nedine Thatcher-Swann, Corporate Affairs Manager Douglas Birt, Engineering & Works Manager Peter Higgs, Environment & Planning Manager Hans van Kregten, Chief Financial Officer Mike Drummond, Maori Liaison Officer Nick Tupara, Senior Rates Officer Fiona Scragg, Legal Officer Melanie Walker, Community Facilities Assets Manager Terry McMillan, Commercial Property Manager Matt Feisst and Committee Secretary Lesley Hillan

### APOLOGY:

Councillor Hemi Hikawai

### LEAVE OF ABSENCE:

Councillor Gary Hope

The meeting commenced with a prayer.

### 1. Apologies

MOVED by Cr Davidson, seconded by Cr Wilson

That the apology from Councillor Hemi Hikawai be sustained.

**CARRIED**

### 3. Public forum, petitions, deputations and representation from tangata whenua

Nil.

#### Resolution to Exclude the Public

#### Section 48, Local Government Official Information and Meetings Act 1987

MOVED by Mayor Foon, seconded by Cr Sheldrake

That

(1) The public be excluded from the following part of the proceedings of this meeting, namely

## ITEM 13.2 No. 10/421 2010 GST Increase – Rates Impact

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 & Meetings Act 1987 for the passing of this resolution are as follows:

Item No.	Minutes/Report of	General Subject of each matter to be Considered	Reason for passing this resolution in relation to each matter	Grounds under section 48(1) for the Passing of this Resolution
13.2	Chief Financial Officer	2010 GST Increase – Rates Impact	Section 7(2)(g)	48 (1)(a)

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

### ITEM 13.2 No. 10/321 2010 GST Increase – Rates Impact

Section 7(2)(g): To maintain legal professional privilege.

**CARRIED**

For decision

#### Re-admittance of the public

MOVED by Cr Haisman, seconded by Mayor Foon

That the Council

1. re-admits the public.

**CARRIED**

#### 4. Confirmation of Minutes – Gisborne District Council 27 May 2010

MOVED by Cr Seymour, seconded by Mayor Foon

That the minutes of 27 May 2010 be accepted.

**CARRIED**

#### Action Sheet

Noted.

#### 5. Matters arising

There were no matters arising.

#### 6. Notification of late items, questions and general business

- (i) Mayor Foon reminded Councillors of the meeting to discuss the Rail Link between Gisborne-Napier which would take place in the Council Chambers at 1 pm.

#### 7. Committee minutes

- a) Hearings – 24 March 2010

MOVED by Cr Haisman, seconded by Cr Bauld

That all items be received.

**CARRIED**

- b) Hearings – 14 April 2010

- MOVED by Cr Davidson, seconded by Cr Haisman  
That all items be received. **CARRIED**
- c) Hearings – 19 May 2010  
MOVED by Cr Davidson, seconded by Cr Seymour  
That all items be adopted. **CARRIED**
- d) Regional Transport – 20 May 2010  
MOVED by Cr Davidson, seconded Cr Sheldrake  
That all items be received. **CARRIED**
- e) Community Development – 9 June 2010  
MOVED by Cr Hall, seconded by Cr Aston  
That Items 1 – 7.1 (1 and 2), 7.2 (1) and &.3 – 11 be received. **CARRIED**  
MOVED by Cr Hall, seconded by Cr Aston  
That Items 7.1 (3) and 7.2 (2) be adopted. **CARRIED**
- f) Environment & Policy – 9 June 2010  
MOVED by Cr Cranston, seconded by Cr Sheldrake  
That all items be received. **CARRIED**
- g) Finance & Monitoring – 10 June 2010  
MOVED by Cr Bauld, seconded by Cr Burdett  
That items 1 – 33 and 7.36 – 11 be received. **CARRIED**  
MOVED by Cr Bauld, seconded by Cr Burdett  
That Items 7.34 and 7.35 be adopted. **CARRIED**
- h) Operations – 10 June 2010  
MOVED by Cr Burdett, seconded by Cr Poananga  
That items 1 – 7.1 (1 and 2), 7.2 – 7.6, 7.7 (1 and 2) and 7.8 – 11.2 be received. **CARRIED**  
MOVED by Cr Burdett, seconded by Cr Poananga  
That items 7.1 (3) and 7.7 (3) be adopted. **CARRIED**

## **8. Mayor's and Councillors' Reports**

### **For decision**

#### **8.1 No. 10/415 Friendship Relationship between GDC and Valverde Del Majano Council**

Last year the Gisborne District Council accepted, in principle, that there be a friendship relationship between GDC and Valverde Del Majano Council. The agreement is unique in that it is in three languages.

MOVED by Cr Burdett, seconded by Cr Poananga

That the Council

1. receives the report

2. accepts the gifts from Valverde Del Majano Council and the Manuel Jose whanau and Gisborne District Council reciprocate appropriately
3. adopts the agreement appended to the report between Valverde Del Majano Council, GDC and Manuel Jose whanau.

**CARRIED**

**For noting**

**8.2 No. 10/410 Minutes Joint Zone 1 & 2 – 14 May 2010**

MOVED by Mayor Foon, seconded by Cr Burdett

That the Council

1. receives the report.

**CARRIED**

**9. Staff Reports**

**For decision**

**9.1 No. 10/422 2010 Fees & Charges**

Chief Financial Officer Mike Drummond drew Councillors' attention to Page 37 of the Fees and Charges document and explained that the second to last paragraph should read "A special reading fee of \$50 for each new unscheduled water meter reading".

MOVED by Cr Wilson, seconded by Cr Seymour

That the Council

1. receives the report
2. sets the fees and charges effective from 1 July 2010 in accordance with the schedule attached to the report, with all Fees and Charges plus GST at the prevailing rate.

**CARRIED**

The meeting adjourned for morning tea at 10.05am and reconvened at 10.20am.

**9.2 No. 10/414 Setting of 2010/11 Rates**

Under Section 23 of the Local Government Rating Act 2002, Council must set the rates by Council resolution.

MOVED by Cr Bauld, seconded by Cr Thomson

That the Council

1. receives the report
2. sets the rates for the 2010/11 financial year as shown in the following schedule:

**SCHEDULE OF RATES**

The following rates will be set by Council for the financial year commencing 1 July 2010 and ending 30 June 2011.

**All rates and amounts are plus GST at the prevailing rate**

In the following rating definitions, Differential Rating Areas such as DRA1, DRA2 etc. and Inner and Outer Zones are defined in accordance with the system of Differential Rating established by

Special Order on 27 June 1991, the District was split into six (6) differential areas. Except for DRA5 these areas were established on 27 June 1991 and maps detailing the boundaries are available at Council's Administrative Offices, Fitzherbert Street, Gisborne. DRA4 was split into two areas, a new DRA5 and residual DRA4 by way of a Special Order on 16 May 2001. They are as follows:

<b>Short Title</b>	<b>Area Covered</b>	<b>Sub Types</b>
DRA1	Former Gisborne City Council Boundaries excluding Rural Farm Land	- Residential - Commercial & Industrial
DRA1A	All Rural Farm Land within previous Gisborne City Boundaries and the area surrounding the City including Wainui and Makaraka	- Residential & Other - Commercial & Industrial
DRA2	Poverty Bay Flats including fringe hill properties including Makorori & Tatapouri	
DRA3	That area which is within reasonable and currently exercised commuting distance to Gisborne, including the localities of Whangara, part Waerenga-o-kuri and Ngatapa	- All Other Properties
	Whatatutu & Te Karaka	- Rural Townships
DRA4	The inland rural area beyond DRA3, up to boundary of DRA5	- All Other Properties
	Tolaga Bay & Matawai	- Rural Townships
DRA5	The whole of the East Cape area from a line running inland from a point in the vicinity of Mangatuna north of Tolaga Bay Township, to the tip of East Cape Hicks Bay, Te Araroa, Tikitiki, Ruatoria, Waipiro Bay, Te Puia Springs and Tokomaru Bay	- All Other Properties - Rural Townships
	Inner Zone is defined as the total land area of DRA1 + DRA1A + DRA2	- Urban & Rural
	Outer Zone is defined as the total land area of DRA3 + DRA4 + DRA5	- Rural & Rural Townships

Council uses land use classifications as defined by Council's valuer to determine Differential Rating Groups. Land use classification is based on a "highest and best use" assessment. However, where a rating unit assessed as "residential" is actually used for commercial or industrial purposes its land use classification shall be deemed consistent with its actual use for rates assessment purposes. In such cases any relevant targeted rates shall apply.

## **GENERAL RATES**

### **UNIFORM ANNUAL GENERAL CHARGES**

Under Section 15 of the Local Government (Rating) Act 2002, a Uniform Annual General Charge of \$569.77 will be charged for each separately used or inhabited part of a rating unit, in accordance with Council's policies.

### **DIFFERENTIATED GENERAL RATE**

Under Sections 13 of the Local Government (Rating) Act 2002 a Differentiated General Rate on the rateable capital value of all land based on the following categories of land.

<b>Rating Differential</b>	<b>Differential Rating Group</b>	<b>Dollars in Dollar (Capital Value)</b>
General Differential	Urban Inner Zone	\$0.000540
	Rural Inner Zone	\$0.000540
	Rural Outer Zone	\$0.000432
	Rural Townships Outer Zone	\$0.000432

## TARGETED RATES

Under Sections 16, 17, 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Differential Targeted Rate on the rateable capital value of all land in the respective Differential Rating Groups as follows:

<b>Rating Differential</b>	<b>Differential Rating Group</b>	<b>Dollars in Dollar (Capital Value)</b>
Roading	Residential/Lifestyle Blocks	\$0.000547
	Pastoral Farming*	\$0.000821
	Commercial	\$0.001094
	Horticulture*	\$0.000821
	Forestry	\$0.002188
	Industrial	\$0.001094

\*For the purposes of the differential roading rate, horticulture and pastoral farming rating units with land area less than 5 hectares will be assessed as lifestyle blocks.

<b>Rating Differential</b>	<b>Differential Rating Group</b>	<b>Per Rating Unit</b>
Stormwater	Gisborne City	\$158.20
	All Rural Townships	\$ 94.78

## Targeted Rate for District Loan Expenses

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Targeted Rate on the rateable capital value of all land in the respective Differential Rating Areas in accordance with the system of Differential Rating established by Special Orders on 27 June 1991 and on 16 May 2001.

<b>Rating Differential</b>	<b>Differential Rating Group</b>	<b>Dollars in Dollar (Capital Value)</b>
District Loan Expenses	DRA1 Residential & Other	\$0.000139
	DRA1 Commercial	\$0.000178
	DRA1A Residential	\$0.000008
	DRA1A Commercial	\$0.000007
	DRA2	\$0.000074
	DRA3 All Other Properties	\$0.000003
	DRA3 Rural Townships	\$0.000001
	DRA4 All Other Properties	\$0.000003
	DRA4 Rural Townships	\$0.000001
	DRA5 All Other Properties	\$0.000003
	DRA5 Rural Townships	\$0.000002

### Targeted Rate for Non Subsidised Rooding

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Targeted Rate on the rateable capital value of all land in the respective Differential Rating Areas in accordance with the system of Differential Rating established by a Special Orders on 27 June 1991 and on 16 May 2001.

Rating Differential	Differential Rating Group	Dollars in Dollar (Capital Value)
Non Subsidised Rooding	DRA 1 & 1A	\$0.000012
	DRA's 2, 3, 4 & 5	\$0.000003

### Targeted Rate for Planning

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, an Undifferentiated Targeted Rate on the rateable land value of all land of \$0.000173 dollars in dollar.

### Targeted Rate for Passenger Transport

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Uniform Targeted Rate of \$11.93 per separately used or inhabited part of a rating unit within the DRA1 Residential Differential Rating Group.

### Targeted Rate for Regional Development Rooding Depreciation

Under Sections 16 & 18 (and Schedule 3) of the Local government (Rating) Act 2002, a Targeted Rate on the rateable capital value of all land as defined by land use classification categories to cover the cost of Regional Development Rooding Depreciation.

Land Use Category	Dollars in Dollar (Capital Value)
Forestry	\$0.000506

### Targeted Rate for Pests & Plants

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Targeted Rate on the area of all rating units of \$1.26293 per hectare.

### Targeted Rate for Rural Fires

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Differential Targeted Rate on the rateable land value in the respective Differential Rating Areas in accordance with the system of Differential Rating established by Special Orders on 27 June 1991 and on 16 May 2001.

Rating Differential	Differential Rating Group	Dollars in Dollar (Land Value)
Rural Fires	DRA2	\$0.000137
	DRA's 3, 4 & 5 (Outer Zone)	\$0.000124

### Targeted Rate for Soil Conservation

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Differential Targeted Rate on the rateable land value of all land in the respective Differential Rating Areas in accordance with the system of Differential Rating established by Special Orders

on 27 June 1991 and on 16 May 2001.

<b>Rating Differential</b>	<b>Differential Rating Group</b>	<b>Dollars in Dollar (Land Value)</b>
Soil Conservation	DRA1, DRA1A, DRA2 (Inner Zone)	\$0.000054
	DRA's 3 & 4	\$0.000129
	DRA 5	\$0.000665

#### **Targeted Rate for Stock Control**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Differential Targeted Rate on the rateable land value of all land in the respective Differential Rating Areas in accordance with the system of Differential Rating established by Special Orders on 27 June 1991 and on 16 May 2001.

<b>Rating Differential</b>	<b>Differential Rating Group</b>	<b>Dollars in Dollar (Land Value)</b>
Stock Control	DRA1, DRA1A & DRA2 (Inner Zone)	\$0.000003
	DRA's 3 & 4	\$0.000014
	DRA5	\$0.000083

#### **Targeted Rate for Water Resources**

Under 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Differential Targeted Rate on the rateable land value of all land in the respective Differential Rating Areas in accordance with the system of Differential Rating established by Special Orders on 27 June 1991 and on 16 May 2001.

<b>Rating Differential</b>	<b>Differential Rating Group</b>	<b>Dollars in Dollar (Land Value)</b>
Water Resources	DRA1, DRA1A & DRA 2 (Inner Zone)	\$0.000228
	DRA's 3, 4 & 5 (Outer Zone)	\$0.000119

#### **Targeted Rate for Parks & Reserves**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Differential Targeted Rate per rating unit in a defined area of the District to cover the costs of maintaining Parks & Reserves within these areas.

<b>Rating Differential</b>	<b>Differential Rating Group</b>	<b>Per Rating Unit</b>
Parks & Reserves	Inner Zone	\$168.20
	Outer Zone	\$74.80

#### **Targeted Rate for Wastewater**

- A) The following targeted rates will be applied to every serviced property within the Gisborne scheme area
- a) Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Uniform Targeted Rate of \$305.05 per rating unit.
  - b) Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Uniform Targeted Rate of \$149.75 per separately used or inhabited part of a rating unit in

respect of each water closet or urinal connected either directly or through a private drain to a public sewerage drain **PROVIDED THAT** every separately used or inhabited part of a rating unit used exclusively or principally as the residence of not more than one household shall be deemed to have not more than one water closet or urinal (Schedule 3 of the Local Government (Rating) Act 2002).

- B) Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Uniform Targeted Rate of \$152.53 per rating unit within Gisborne City which is situated within 30 metres of a public sewerage drain to which it is capable of being effectively connected, either directly or through a private drain, but which is not connected.

### **Targeted Rate for Water**

There will be a Uniform Targeted Rate for the ordinary supply of water within Gisborne scheme area, being the City, Manutuke, Papatu Road, Te Arai Valley, Matawhero, Makaraka and Bushmere -

- a) Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Uniform Targeted Rate of \$248.40 per separately used or inhabited part of a rating unit.
- b) Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Uniform Targeted Rate of \$124.20 per separately used or inhabited part of a rating unit to which water can be supplied but is not supplied (being a rating unit situated within 100 metres from any part of the waterworks).
- c) Under Section 19 of the Local Government (Rating) Act 2002 a fixed charge per unit of water consumed or supplied of \$1.00 per cubic metre will apply for the supply of water to the extraordinary users and ordinary rural domestic users.

### **Targeted Rate for Commercial Recycling Charge**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating Act) 2002, a Uniform Targeted Rate of \$54.94 per separately used or inhabited part of a rating unit over non-residential properties which elect to receive the recycling collection service in the Gisborne City area.

### **Targeted Rate for Waste Management**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Uniform Targeted Rate of \$109.87 per separately used or inhabited part of a rating unit over properties as detailed below for refuse collection in the Gisborne City, the Poverty Bay Flats, and the specified former Cook County areas. Areas are more fully detailed as follows:

- a) **Gisborne City (Residential and Non Commercial)**
- b) **Areas of the Poverty Bay Flats** from Gisborne City in the South to Ormond in the North and bounded by the Waipaoa River in the West and the foothills in the East.
- c) **Defined areas of the former Cook County** being Wheatstone Road, Sponge Bay, Wainui, Okitu, Makorori, Turihaua, Makaraka, Papatu Road/SH2, Manutuke, Waihirere, Ormond, Waituhi, Patutahi and Muriwai.

*The above areas are more clearly detailed on maps available for inspection*

The Uniform Targeted Rate will be on each separately used or inhabited part of a rating unit for which Council is prepared to provide that service.

### **Targeted Rate for Te Karaka Sewerage & Stormwater Drainage**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Uniform Targeted Rate for the purpose of providing sewerage and stormwater drainage as follows :

- a) \$359.40 per rating unit within the defined Te Karaka Urban Drainage Area of the former Waikohu County connected to the sewerage and stormwater systems either directly or indirectly through a private drain to a public drain.
- b) \$179.70 per rating unit within the defined Te Karaka Urban Drainage Area of the former Waikohu County situated within 30 metres of a public sewerage or stormwater system which is capable of being effectively connected either directly or through a private drain, but which is not connected.

### **Targeted Rate for Te Karaka Water Supply**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Uniform Targeted Rate for the ordinary supply of water within the defined Te Karaka Water Supply area :

- a) \$340.00 per separately used or inhabited part of a rating unit to which water is supplied.
- b) \$170.00 per separately used or inhabited part of a rating unit to which water can be but is not supplied (being property situated within 100 metres from any part of the waterworks).

### **Targeted Rate for Whatatutu Water Supply**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Uniform Targeted Rate for the ordinary supply of water within the defined Whatatutu Water Supply area :

- a) \$452.00 per separately used or inhabited part of a rating unit to which water is supplied.
- b) \$226.00 per separately used or inhabited part of a rating unit to which water can be but is not supplied (being property situated within 100 metres from any part of the waterworks).

### **Targeted Rate for Ruatoria Refuse**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Uniform Targeted Rate of \$175.50 per separately used or inhabited part of a rating unit to cover the costs of weekly collection and disposal of solid waste in the township of Ruatoria for which Council is prepared to provide that service.

### **Targeted Rate for CBD Security Patrol**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Targeted Rate on the rateable capital value of all commercial rating units within the Central Business District (CBD) Area for the cost of patrolling the CBD Area. The areas to be rated were confirmed by Council on 1 June 2000 and are defined as the non-residential properties on both sides of the roads bounded by Carnarvon Street, Childers Road, Reads Quay and Palmerston Road and all roads inside this area and also that part of Grey Street as far as the skateboard park and Customhouse Street as far as the Waikanae Cut.

A rate of \$0.000053 dollars in the dollar

### **Targeted Rate for the Heart of Gisborne**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Targeted Rate on the rateable capital value of all non-residential properties within the Central Business District (CBD) Area will be collected on behalf of the Heart of Gisborne organisation. The areas to be rated were confirmed by Council on 17 April 2003 and are defined as the non-residential properties on both sides of the roads bounded by Cobden Street, Childers Road, Reads Quay and Palmerston Road and all roads inside this area and also that part of Grey Street as far as the Skateboard Park and Customhouse Street as far as the Waikanae Cut and also all non residential properties within the blocks bounded by Carnarvon Street, Childers Road, Palmerston Road and Cobden Street.

A rate of \$0.000939 Dollars in the dollar

### **Targeted Rate for the Wainui Foredune Protection Scheme**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Targeted Rate on the rateable capital value of rating units within a defined area for the cost of foredune protection works for the Wainui Foredune Protection Scheme as confirmed by Council on 27 July 2000.

A rate of \$0.000147 Dollars in the dollar

### **Targeted Rate for the Wainui Foredune Capital Works**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Targeted Rate on the land area of rating units within the hazard area of \$20978.77 per hectare for the cost of rock protection capital works.

### **Targeted Rate for Tourism**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Targeted Rate on the rateable capital value of all rating units as defined by land use classification categories to cover the cost of Tourism.

	<b>Land Use Category</b>	<b>Dollars in Dollar (Capital Value)</b>
Tourism	Industrial & Commercial Properties	\$0.000452
	Retail & Accommodation Businesses	\$0.000735

### **Targeted Rate for Economic Development**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Targeted Rate on the rateable capital value of all rating units as defined by land use classification categories to cover the cost of Economic Development.

	<b>Land Use Category</b>	<b>Dollars in Dollar (Capital Value)</b>
Economic Development	Industrial, Commercial & Forestry Properties	\$0.000188

### **Targeted Rate for Te Karaka Flood Control**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Targeted Rate on the rateable capital value of all rating units within the defined Te Karaka Land Drainage Area of the former Waikohu County for the purpose of contributing to the cost of land drainage in the respective Residential and Non Residential Areas as follows:

- a) A rate of \$0.002237 dollars in the dollar in the Residential Area
- b) A rate of \$0.001661 dollars in the dollar in the Non Residential Area

**Targeted Rate for the Waipaoa River Flood Control Scheme (WRFCS)**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Targeted Rate on the rateable capital value of all land within the Waipaoa River Flood Control Scheme District of the former East Cape Catchment Board and Regional Water Board in accordance with the classification list for the purpose of payment of loan charges and the cost of maintaining the works

SCHEDULE OF CLASSES AND RATE

(Cents in the \$ Capital Value)

Area within former	Class	Cents in Dollar
<b>Gisborne City</b>	A	\$0.0984
	B	\$0.0643
	C	\$0.0379
	D	\$0.0189
	E	\$0.0076
	F	\$0.0016
<b>Cook County (part)</b>	A	\$0.0984
	B	\$0.0643
	C	\$0.0379
	D	\$0.0189
	E	\$0.0076
	F	\$0.0016
<b>Waikohu County (part)</b>	A	\$0.0984
	C	\$0.0379
	D	\$0.0189
	E	\$0.0076

**Targeted Rate - Drainage Rates**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Targeted Rate on the area of all rating units within the Drainage Differential Rating Areas in accordance with the system of differential rating established by Special Order dated 30 July 1996. The rate is to fund drainage work in the Differential Drainage Areas detailed below. The differentially determined rates in the dollar which are charged per hectare are as follows:

Drainage Area		Dollars per hectare
<b>EASTERN</b>	1 – Ormond	\$43.266425
	2 – Eastern Taruheru	\$21.515450
	3 – Western Taruheru	\$19.958637

	4 – Willows	\$18.123127
	5 – Waikanae Creek	\$31.703615
	6 – City/Wainui	\$41.938826
	7 – Taruheru Class A	\$20.7930
	7 – Taruheru Class B	\$11.1958
	7 – Taruheru Class C	\$4.7982
	7 – Taruheru Class D	\$1.5994
	8 – Eastern Hill Catchment	\$1.531057
<b>WESTERN</b>	A – Waipaoa	\$16.996314
	B – Patutahi	\$15.370616
	C – Ngatapa	\$32.018287
	D – Manutuke	\$30.212596
	E – Muriwai	\$24.587911
	F – Western Hill Catchment	\$0.250456

#### **Targeted Rate for Wastewater Capital Project Works Contribution**

Under Sections 16 & 18 (and Schedule 3) of the Local Government (Rating) Act 2002, a Differential Targeted Rate per rating unit as situated in a defined area of the District to contribute towards the cost of major capital expenditure for the Wastewater processing and outfall.

<b>Differential Rating Group</b>	<b>Per Rating Unit</b>
DRA1	\$91.00
DRA1A	\$24.50
DRA's 2, 3 ,4, 5	\$14.00

#### **SCHEDULE 2**

##### **Matters that may be used to Define Categories of Rateable Land:**

1. The use to which the land is put.
2. The activities that are permitted, controlled, or discretionary for the area in which the land is situated, and the rules to which the land is subject under an operative District Plan or Regional Plan under the Resource Management Act 1991.
3. The activities that are proposed to be permitted, controlled, or discretionary activities, and the proposed rules for the area in which the land is situated under a proposed District Plan or proposed Regional Plan under the Resource Management Act 1991, but only if :
  - a) No submissions in opposition have been made under Clause 6 of the First Schedule of the Act on those proposed activities or rules, and the time for making submissions has expired; or

- b) All submissions in opposition, and any appeals, have been determined, withdrawn, or dismissed.
- 4. The area of land within each rating unit.
- 5. The provision or availability to the land of a service provided by, or on behalf of the local authority.
- 6. Where the land is situated.
- 7. The annual value of the land.
- 8. The capital value of the land.
- 9. The land value of the land.

### **SCHEDULE 3**

#### **Factors that may be used to Calculating Liability for Targeted Rates:**

- 1. The annual value of the rating unit
- 2. The capital value of the rating unit
- 3. The land value of the rating unit
- 4. The value of improvements to the rating unit
- 5. The area of land within the rating unit
- 6. The area of land within the rating unit that is sealed, paved, or built on
- 7. The number of separately used or inhabited parts of a rating unit
- 8. The extent of provision of any service to the rating unit by the local authority, including any limits or conditions that apply to the provision of the service.
- 9. The number or nature of connections from the land within each rating unit to any local authority reticulation system.
- 10. The area of land within the rating unit that is protected by any amenity or facility that is provided by the local authority.
- 11. The area of floor space of buildings within the rating unit.
- 12. The number of water closets and urinals within the rating unit (Note : A rating unit used primarily as a residence for one (1) household must not be treated as having more than one (1) water closet).

#### **DUE DATES FOR RATES**

Under Section 24 of the Local Government (Rating) Act 2002 the Council's rate for the 2010/11 year will become due and payable at the Administrative Centre, Fitzherbert Street, Gisborne, by four instalments on the following dates:

Instalment 1	20 August 2010
Instalment 2	22 November 2010
Instalment 3	21 February 2011
Instalment 4	20 May 2011

## **PENALTY DATES AND ADDITIONAL CHARGES ON RATES**

### **Land Rates Instalment**

Under Sections 57 & 58 of the Local Government (Rating) Act 2002, Council will charge a penalty of 10% on any part of each respective instalment that remains unpaid after the dates listed below.

Instalment 1	20 August 2010
Instalment 2	22 November 2010
Instalment 3	21 February 2011
Instalment 4	20 May 2011

### **Penalties on Water charges**

Under Sections 57 & 58 of the Local Government (Rating) Act 2002, Council will charge a penalty of 10% on any portion of the charge for the supply of water, as separately invoiced that is not paid on or by the due date for payment as set out on the invoice.

### **Due Dates for Water charges**

Water meters are read on a monthly, quarterly and annual cycle and are payable on the 20<sup>th</sup> of the month following the issue of the invoice. If the dates change the due date will always be the 20<sup>th</sup> of the month following the invoice date.

### **Current Financial Year (P2 Penalty)**

Under Sections 57 & 58 of the Local Government (Rating) Act 2002, Council will charge a penalty of 10% on any rates that were assessed or applied in any previous financial years and which remain unpaid on 8 July 2010.

### **Six Month (P3 Penalty)**

Under Sections 57 & 58 of the Local Government (Rating) Act 2002, Council will charge a penalty of 5% on any rates that were assessed or applied in any previous financial years and which remain unpaid on 10 January 2011.

**CARRIED**

### **For noting**

#### **9.3 No. 10/405 2010 Government Budget – Financial Implications**

MOVED by Cr Wilson, seconded by Cr Seymour

That the Council

1. receives the report.

**CARRIED**

#### **9.4 No. 10/417 Chief Executive's Activity Report – June 2010**

Councillor Haisman referred to financial reporting (page 105 of the agenda) and asked for progress on the 5% savings.

Chief Executive Lindsay McKenzie explained that the figure was \$613,000 at present but the expectation was that as managers transferred unused budgets to efficiency gains, the target would be met.

With respect to Gisborne Holdings Ltd, the final Statement of Intent had not been received.

MOVED by Mayor Foon, seconded by Cr Burdett

That the Council

1. receives the report.

**CARRIED**

#### **9.5 No. 10/313 2009/2010 Annual Report Timeline for Council**

The report provided a summary of the key decision points and milestones related to the 2009/2010 Annual Report and Annual Report Summary.

MOVED by Mayor Foon, seconded by Cr Burdett

That the Council

1. receives the report.

**CARRIED**

#### **9.6 No. 10/418 Central Government's Rural Broadband Initiative**

Council is a consortium member, together with four other organisations, in an Expression of Interest to the Ministry of Economic Development, for \$12.8m grant towards fast internet Broadband throughout Tairāwhiti.

MOVED by Cr Seymour, seconded by Cr Wilson

That the Council

1. receives the report.

**CARRIED**

#### **9.7 No. 10/419 Earthquake Recovery Workshop ("Shaken Up")**

On 7 December 2009, Opus held a workshop in Wellington on recovery following the Gisborne Earthquake.

MOVED by Mayor Foon, seconded by Cr Seymour

That the Council

1. receives the report.

**CARRIED**

#### **10. Late items**

There were no late items.

#### **11. Questions**

There were no questions.

#### **12. General Business**

There was no general business.

#### **13. Public Excluded Business**

Councillor Davidson did not think that there was any reason for Item 13.1 - 10/420 Update on Status of the Former AML Site to be taken with the public excluded.

Chief Executive Lindsay McKenzie felt that the matter could be taken in open meeting but if questions came up about the successors in title they would need to be considered with the public excluded. He particularly cautioned about discussing whether the land is surplus.

**For decision**

**13.1 No. 10/420 Update on Status of the Former AML Site**

MOVED by Cr Seymour, seconded by Cr Aston

That the Council

1. receives the report.
2. instructs staff to finalise research and report back to Council on whether the former AML site should be considered as surplus property.

**CARRIED**

**Resolution to Exclude the Public**

**Section 48, Local Government Official Information and Meetings Act 1987**

MOVED by Cr Davidson, seconded by Cr Sheldrake

**THAT**

- (1) The public be excluded from the following part of the proceedings of this meeting, namely -
  - 10/407 - Environment & Policy Committee Minutes - 9 June 2010: Crime Prevention through Environmental Design (CPTED) - Safety Audit for Halley Street
  - 10/407 - Operations Committee Minutes - 10 June 2010: Crime Prevention through Environmental Design (CPTED) - Safety Audit for Halley Street
- (2) 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 are as follows:-

13.3	Principal Planner - Urban Design	Environment & Policy Committee Minutes - 9 June 2010: Crime Prevention through Environmental Design (CPTED) - Safety Audit for Halley Street	Section 7(2)(a)	48(1)(a)
13.4	Principal Planner - Urban Design	Operations Committee Minutes - 10 June 2010: Crime Prevention through Environmental Design (CPTED) - Safety Audit for Halley Street	Section 7(2)(a)	48(1)(a)

- (3) 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 the relevant part of the proceedings of the meeting in public are as follows:-

Items 13.3 & 13.4: Section 7(2)(a): To protect the privacy of a natural person.

**CARRIED**

**For noting**

**Readmittance of the Public**

**MOVED by Cr Davidson, seconded by Cr Bauld**

**THAT the Committee**

- 1. readmits the public.**

**CARRIED**

There being no further business the meeting concluded at 10.40am.

Meng Foon  
**Mayor**