



MINUTES Ordinary Meeting



Date: Tuesday, 16 May 2023, 10.30am
Venue: Taranaki Regional Council, 47 Cloten Road, Stratford
Document: 3172891

Present	Councillors	C L Littlewood	<i>Chairperson</i>
		N W Walker	<i>Deputy Chairman</i>
		M J Cloke	
		S W Hughes	
		D M Cram	
		B J Bigham	
		A L Jamieson	
		C S Williamson	
		M G Davey	
		D L Lean	
Attending	Mr	S J Ruru	Chief Executive
	Mr	M J Nield	Director – Corporate Services
	Mr	A D McLay	Director – Resource Management
	Ms	A J Matthews	Director – Environment Quality
	Mr	D R Harrison	Director – Operations
	Mrs	M G Jones	Governance Administrator
	Miss	N A Chadwick	Executive Assistant
	Mr	C Woollin	Communication Advisor

The meeting opened with Karakia at 10.30am

Apologies Were received and sustained from Councillor D H McIntyre and noted
Councillor B J Bigham as late.

Littlewood/Davey

1. Confirmation of Ordinary Minutes 4 April 2023

Resolved

That the Taranaki Regional Council:

- a) took as read and confirmed the minutes and resolutions of the Ordinary Council meeting of the Taranaki Regional Council held at Owae Marae, 16 North Street, Waitara on 4 April 2023.

Littlewood/Walker

2. Confirmation of Minutes Operations and Regulatory Committee 26 April 2023

Resolved

That the Taranaki Regional Council:

- a) received the minutes of the Operations and Regulatory Committee meeting of the Taranaki Regional Council at the Taranaki Regional Council, 47 Cloten Road, Stratford on Tuesday 26 April 2023 at 9am
- b) adopted the recommendations therein.

Hughes/Cram

3. Confirmation of Minutes Executive Audit and Risk Committee 8 May 2023

Resolved

That the Taranaki Regional Council:

- a) received the minutes of the Executive Audit and Risk Committee meeting of the Taranaki Regional Council at the Taranaki Regional Council, 47 Cloten Road, Stratford on Monday 8 May 2023
- b) adopted the recommendations therein.

Cloke/Jamieson

4. Setting of Administrative Charges Pursuant to Section 36 of the Resource Management Act 1991

- 4.1 Mr M Nield - Director Corporate Services spoke to the Memorandum to inform the members of the required administrative charges pursuant to section 36 of the *Resource Management Act 1991* (RMA).
- 4.2 Councillor M G Davey declared a conflict of interest and abstained from voting on this item.

10.40 Councillor B J Bigham joined meeting

Resolved

That the Taranaki Regional Council:

- a) noted that no submissions have been received in response to the Statement of Proposal: Schedule of charges pursuant to section 36 of the *Resource Management Act 1991*

- b) noted as there are no submissions, there is no officer's report and, as a result, there are no amendments to the Schedule of charges pursuant to section 36 of the *Resource Management Act 1991*
- c) adopted the Schedule of charges pursuant to section 36 of the *Resource Management Act 1991*
- d) determined that this decision be recognised as not significant in terms of section 76 of the *Local Government Act 2002*
- e) determined that it has complied with the decision-making provisions of the *Local Government Act 2002* to the extent necessary in relation to this decision; and in accordance with section 79 of the Act, determined that it does not require further information, further assessment of options or further analysis of costs and benefits, or advantages and disadvantages prior to making a decision on this matter.

Littlewood/Cloke

5. 2023/2024 Annual Plan

- 5.1 Mr M Nield – Director of Corporate Services, spoke to the members for consideration and to adopt the *2023/2024 Annual Plan*.

Resolved

That the Taranaki Regional Council:

- a) received this memorandum on the consideration and adoption of the *2023/2024 Annual Plan*
- b) noted the balanced budget deficit for 2023/2024 and confirms the transfer from the Dividend Equalisation Reserve to fund the balanced budget deficit
- c) noted that the use of the Dividend Equalisation Reserve to fund the balanced budget surpluses and deficits balances out over the ten-year life of the *2021/2031 Long-Term Plan* and that, over the full ten years, the Council's budgets balance
- d) determined, in accordance with section 100(2) of the *Local Government Act 2002*, that it considers it is financially prudent to adopt this budget and fund the deficit from the Dividend Equalisation Reserve
- e) noted that the formatting of the *2023/2024 Annual Plan* is still to be completed and that there are a number of minor editorial changes to be made
- f) adopted the *2023/2024 Annual Plan*
- g) determined that this decision be recognised as significant in terms of section 76 of the *Local Government Act 2002*
- h) determined that it has complied with the decision-making provisions of the *Local Government Act 2002* to the extent necessary in relation to this decision; and in accordance with section 79 of the Act, determined that it does not require further information, further assessment of options or further analysis of costs and benefits, or advantages and disadvantages prior to making a decision on this matter.

Littlewood/Hughes

6. Setting of Rates 2023/2024

- 6.1 Mr M J Nield, Director - Corporate Services, spoke to the memorandum having adopted the 2023/2024 Annual Plan earlier in the meeting, the purpose of the memorandum is to set the rates for 2023/2024 financial year.

Resolved

That the Taranaki Regional Council:

- a) set the following rates pursuant to the *Local Government (Rating) Act 2002* on rating units in the Taranaki region for the financial year commencing 1 July 2023 and ending on 30 June 2024:

Capital Value General Rate

Pursuant to section 13 of the *Local Government (Rating) Act 2002* a general rate on the rateable equalised capital value (ECV) of all land within the region known as Taranaki region to collect the following amounts:

General rate	ECV	Percent	GST excl	GST	GST incl
NPDC	\$35,015,906,250	65.00%	\$6,506,666	\$976,000	\$7,482,666
SDC	\$4,562,592,665	8.47%	\$847,869	\$127,180	\$975,049
STDC	\$14,291,429,064	26.53%	\$2,655,721	\$398,358	\$3,054,079
Total	\$53,869,927,979	100.00%	\$10,010,255	\$1,501,538	\$11,511,793

- a rate of 0.0216884 cents in the dollar of capital value on every rating unit in the New Plymouth and North Taranaki constituencies of the Taranaki region – GST inclusive
- a rate of 0.0283618 cents in the dollar of capital value on every rating unit in the Stratford constituency of the Taranaki region – GST inclusive
- a rate of 0.0226261 cents in the dollar of capital value on every rating unit in the South Taranaki constituency of the Taranaki region – GST inclusive.

Pursuant to section 131 of the *Local Government (Rating) Act 2002*, the Council has used a registered valuer to make an estimate of the projected valuation of all the rateable land in the districts of the constituent territorial authorities.

Uniform annual general charge

Pursuant to section 15(1)(b) of the *Local Government (Rating) Act 2002*, a uniform annual general charge (to produce \$4,095,472) of \$71.30 – GST inclusive for every separately used or inhabited part of a rating unit in the Taranaki region.

Separately used or inhabited part of a rating unit (SUIP): A SUIP is defined as a separately used or occupied part of a rating unit and includes any part of a rating unit that is used or occupied by any person, other than the ratepayer, having a right to use or inhabit that part by virtue of a tenancy, lease, licence, or other agreement, or any part or parts of a rating unit that are used or occupied by the ratepayer for more than one single use.

Separately used or inhabited for a residential rating unit includes a building or part of a building that contains, two or more separately occupiable units, flats or houses each of which is separately inhabited or is capable of separate habitation.

Separately used or inhabited for a small holding or farmland property rating unit includes a rural property/farm with multiple dwellings (e.g., a house is used by a farm worker) each of which is separately inhabited or is capable of separate habitation.

Separately used or inhabited for a commercial or industrial rating unit: means a building or part of a building that is, or intended to be, or is able to be, separately tenanted, leased or subleased for commercial purposes.

An exception is made for motels/hotels as these are treated as one business even if each accommodation unit may be capable of separate habitation.

River Control and Flood Protection Targeted Rate

Pursuant to section 16 of the *Local Government (Rating) Act 2002*, a targeted rate of 0.002325 cents in the dollar – GST inclusive, for river control and flood protection works (to produce \$802,256) on the capital value on every rating unit in the New Plymouth and North Taranaki constituencies of the Taranaki region.

River Control and Flood Protection Targeted Rate

Pursuant to section 16 of the *Local Government (Rating) Act 2002*, a targeted rate of 0.000553 cents in the dollar – GST inclusive, for river control and flood protection works (to produce \$74,638) on the capital value on every rating unit in the South Taranaki constituency of the Taranaki region.

Passenger Transport Targeted Rate

Pursuant to section 16 of the *Local Government (Rating) Act 2002*, a targeted rate of 0.006907 cents in the dollar – GST inclusive, for passenger transport services (to produce \$2,383,085) on the capital value on every rating unit in the New Plymouth and North Taranaki constituencies of the Taranaki region.

Passenger Transport Targeted Rate

Pursuant to section 16 of the *Local Government (Rating) Act 2002*, a targeted rate of 0.004212 cents in the dollar – GST inclusive, for passenger transport services (to produce \$144,818) on the capital value on every rating unit in the Stratford constituency of the Taranaki region.

Passenger Transport Targeted Rate

Pursuant to section 16 of the *Local Government (Rating) Act 2002*, a targeted rate of 0.001421 cents in the dollar – GST inclusive, for passenger transport services (to produce \$191,768) on the capital value on every rating unit in the South Taranaki constituency of the Taranaki region.

Yarrow Stadium Commercial and Industrial Land Value Targeted Rate

Pursuant to section 16 of the *Local Government (Rating) Act 2002*, a differential targeted rate for Yarrow Stadium on the land value on each commercial and industrial rating unit in the New Plymouth and North Taranaki constituencies of the Taranaki region. The targeted rate (in cents in the dollar of land value) for 2023/2024 for Group 1 Commercial and Industrial is to produce \$90,929 at a rate of 0.004932 cents in the dollar of land value – GST inclusive.

Yarrow Stadium Commercial and Industrial Fixed Value Targeted Rate (New Plymouth and North Taranaki Constituencies)

Pursuant to section 16 of the *Local Government (Rating) Act 2002*, a fixed targeted rate (to produce \$232,999) of \$96.60 – GST inclusive on every separately used or inhabited part of a rating unit, Group 1 Commercial and Industrial, in the New Plymouth and North Taranaki constituencies of the Taranaki region.

Yarrow Stadium Residential, Small Holdings and Farmland Fixed Value Targeted Rate (New Plymouth and North Taranaki Constituencies)

Pursuant to section 16 of the *Local Government (Rating) Act 2002*, a fixed targeted rate (to produce \$1,630,338) of \$45.30 – GST inclusive on every separately used or inhabited part of a rating unit, Group 2 Residential, Group 3 Small Holdings and Group 4 Farmland, in the New Plymouth and North Taranaki constituencies of the Taranaki region.

Yarrow Stadium Fixed Value Targeted Rate (Stratford Constituency)

Pursuant to section 16 of the *Local Government (Rating) Act 2002*, a fixed targeted rate (to produce \$125,273) of \$28.84 – GST inclusive on every separately used or inhabited part of a rating unit in the Stratford constituency of the Taranaki region.

Yarrow Stadium Fixed Value Targeted Rate (South Taranaki Constituency)

Pursuant to section 16 of the *Local Government (Rating) Act 2002*, a fixed targeted rate (to produce \$425,930) of \$28.84 – GST inclusive on every separately used or inhabited part of a rating unit in the South Taranaki constituency of the Taranaki region.

Differential Categories

The Council adopts the definition of its differential categories set out in the *Funding Impact Statement* contained in the *2023/2024 Annual Plan* as its rating categories for the year.

- b) set, pursuant to section 24 of the *Local Government (Rating) Act 2002*, that the Council’s rates will become due and payable by four equal instalments on the following dates

	New Plymouth & North Taranaki Constituencies	Stratford Constituency	South Taranaki Constituency
Instalment 1	30 August 2023	30 August 2023	30 August 2023
Instalment 2	29 November 2023	29 November 2023	29 November 2023
Instalment 3	28 February 2024	28 February 2024	28 February 2024
Instalment 4	29 May 2024	29 May 2024	29 May 2024

- c) set, pursuant to Section 57 and 58 of the *Local Government (Rating) Act 2002*, that the following penalties on unpaid rates will be applied.

A charge of 10% on so much of any instalment that has been assessed after 1 July 2023 and which remains unpaid after the due date for that instalment.

	New Plymouth & North Taranaki Constituencies	Stratford Constituency	South Taranaki Constituency
Instalment 1	30 August 2023	30 August 2023	30 August 2023
Instalment 2	29 November 2023	29 November 2023	29 November 2023
Instalment 3	28 February 2024	28 February 2024	28 February 2024
Instalment 4	29 May 2024	29 May 2024	29 May 2024

New Plymouth and North Taranaki constituencies

The Council will charge a penalty of 10% on any portion of rates that were assessed or levied in any previous financial years to 1 July 2023 and which remain unpaid on 1 July 2023. The penalty will be applied on 30 September 2023 and a further additional penalty of 10% on any rates that were assessed or levied in any previous financial years and which remain unpaid on 31 March 2024 (New Plymouth and North Taranaki constituencies).

Stratford constituency

The Council will charge a penalty of 10% on so much of any rates levied before 1 July 2023 which remain unpaid on 10 July 2023 or such later date as required under section 58(1) (b) (ii). A continuing additional penalty of 10% on so much of any rates levied before 1 July 2023 which remain unpaid six months after the previous penalty was added (Stratford constituency).

South Taranaki constituency

The Council will charge a penalty of 10% on so much of any rates levied before 1 July 2023 which remain unpaid on 1 July 2023 or such later date as required under section 58(1) (b) (ii). (South Taranaki constituency).

South Taranaki constituency

A discount of 2% will be allowed on the total rates set for the financial year, if the rates for a financial year are paid in full on or before the due date of the first instalment for the financial year. (South Taranaki constituency only). This will be 30 August 2023.

- d) set the Council's rates and charges will become payable at the principal offices and service centres of the region's district councils. The rates and charges can also be paid at the principal office of the Taranaki Regional Council
- e) noted that all rates set are inclusive of GST
- f) appointed the New Plymouth District Council, the Stratford District Council and the South Taranaki District Council, pursuant to section 53 of the *Local Government (Rating) Act 2002*, to collect the rates set by the Taranaki Regional Council in their respective constituencies
- g) delegated to the New Plymouth District Council, the Stratford District Council and the South Taranaki District Council the power to postpone and remit rates pursuant to the relevant adopted *Rates Remission and Postponement Policy*
- h) approved the keeping of the rating information database in separate parts for the constituent districts of the region and delegates the function of maintaining the

rating information database to the New Plymouth District Council, the Stratford District Council and the South Taranaki District Council, pursuant to section 27(7) of the *Local Government (Rating) Act 2002*

- i) delegated to the Chief Executive and the Director – Corporate Services, the power to resolve administrative matters in relation to the collection of the Taranaki Regional Council’s rates and the administration of the rating information database
- j) determined that this decision be recognised as significant in terms of section 76 of the *Local Government Act 2002*
- k) determined that it has complied with the decision-making provisions of the *Local Government Act 2002* to the extent necessary in relation to this decision; and in accordance with section 79 of the Act, determined that it does not require further information, further assessment of options or further analysis of costs and benefits, or advantages and disadvantages prior to making a decision on this matter.

Williamson/Jamieson

7. Appointment of Deputy Harbourmasters and Issuing of Warrants

- 7.1 Mr A D McLay – Director Resource Management, spoke to the Memorandum to appoint two Deputy Harbourmasters.

Resolved

That the Taranaki Regional Council:

- a) received the memorandum *Appointment of Deputy Harbourmasters and Issuing of Warrants*
- b) appointed Mr Guy Steven Mexted and Mr Jeffrey Patrick Forbes Handcock as a Deputy Harbourmasters under section 33D of the *Maritime Transport Act 1994* and section 174 of the *Local Government Act 2002*, and approves their warrant powers described in this memorandum.
- c) determined that this decision be recognised as not significant in terms of section 76 of the *Local Government Act 2002*
- d) determined that it has complied with the decision-making provisions of the *Local Government Act 2002* to the extent necessary in relation to this decision; and in accordance with section 79 of the Act, determines that it does not require further information, further assessment of options or further analysis of costs and benefits, or advantages and disadvantages prior to making a decision on this matter.

Williamson/Cloke

8. Electoral Office’s Report on the 2022 Triennial Elections

- 8.1 Mr M Nield – Director Corporate services, spoke to the memorandum to provide an update on the Electoral Officer’s Report.

Resolved

That the Taranaki Regional Council:

- a) received the Electoral Officer's Report on the 2022 Triennial Elections.

Littlewood/Walker

There being no further business, Chairperson C L Littlewood, declared the Ordinary Meeting of the Taranaki Regional Council closed at 11.11am.

Confirmed

Taranaki Regional

Council Chairperson: _____

C L Littlewood