

I hereby give notice of an Extraordinary meeting of the

Meeting:	Combined Pou Tu Te Rangi Joint Management Committee and Harding Park Committee
Date:	Tuesday 23 October 2018
Time:	1.00pm
Venue:	Northern Wairoa War Memorial Hall – 37 Hokianaga Road, Dargaville

Open Agenda

Membership

Chair: Rex Nathan

Members: Trish Harding, Matiu Wati and Willie Wright

Councillors Victoria del la Varis-Woodcock and Karen Joyce-Paki

Staff and Associates:

Parks and Recreation Manager, Governance Advisor (Minute-taker)

Jason Marris
General Manager Governance, Strategy and Democracy

Contents

		Page
1	Opening	1
1.1	Karakia	1
1.2	Present	1
1.3	Apologies	1
1.4	Confirmation of Agenda	1
1.5	Conflict of Interest Declaration	1
2	Deputations and Presentations	1
3	Confirmation of Minutes	2
3.1	Minutes of the combined Pou Tu Te Rangi Joint Management Committee and Harding Park Committee meeting held 05 September 2018	2
4	Decision	9
4.1	Dog Control in Pou Tu Te Rangi Harding Park – Recommendation to Council	11
5	Information	17
5.1	Pou Tu Te Rangi Harding Park Provincial Growth Fund Application	19
	Closure	21

**Extraordinary meeting of combined Pou Tu Te Rangi Joint Management Committee
and Harding Park Committee
Tuesday 23 October 2018, Dargaville**

1 Opening

Pursuant to Clause 22(2), Schedule 7 of the Local Government Act 2002, the Mayor has called an Extraordinary meeting of combined Pou Tu Te Rangi Joint Management Committee and Harding Park Committee.

1.1 Karakia

1.2 Present

1.3 Apologies

1.4 Confirmation of Agenda

The Committee to confirm the Agenda.

1.5 Conflict of Interest Declaration

Committee members are reminded of the need to be vigilant to stand aside from decision making when a conflict arises between their role as a Committee Member and any private or other external interest they might have. It is also considered best practice for those members to the Executive Team attending the meeting to also signal any conflicts that they may have with an item before the Committee.

2 Deputations and Presentations

3 Confirmation of Minutes

3.1 Minutes of the combined Pou Tu Te Rangi Joint Management Committee and Harding Park Committee meeting held 05 September 2018

General Manager Governance, Strategy and Democracy

1607.13

Recommended

That the minutes of the combined Pou Tu Te Rangi Joint Management Committee and Harding Park Committee meeting held 05 September 2018 be confirmed as a true and correct record.

Meeting	Combined Pou Tu Te Rangi Joint Management and Harding Park Committees
Date	Wednesday 05 September 2018
Time	Meeting commenced at 2.09pm Meeting concluded at 3.22pm
Venue	Lighthouse Function Centre, Dargaville
Status	Unconfirmed

Minutes

Membership

Chair: Rex Nathan

Members: Trish Harding, Matiu Wati and Willie Wright
Councillors Victoria del La Varis-Woodcock and Karen Joyce-Paki

Staff and Associates:

Chief Operating Officer and General Manager Infrastructure, Parks and Recreation Manager,
Parks Officer, Governance Advisor (Minute-taker)

Jason Marris
General Manager Governance, Strategy and Democracy

Contents

1	Opening.....	3
1.1	Karakia	3
1.2	Present.....	3
1.3	Apologies	3
1.4	Confirmation of Agenda	3
1.5	Conflict of Interest Declaration	4
2	Deputations and Presentations	4
2.1	Joe Yakas	4
3	Confirmation of Minutes.....	4
3.1	Pou Tu Te Rangi Joint Management Committee and Harding Park Committee minutes 06 June 2018	4
4	Decision	4
4.1	Dog Control in Pou Tu Te Rangi Harding Park.....	4
4.2	Historic River Walk Signage in Pou Tu Te Rangi Harding Park	5
5	Information	5
5.1	Operations Update: June 2018 – August 2018.....	5
Closure	5	

**Minutes of the combined meeting of
Pou Tu Te Rangi Joint Management Committee and Harding Park Committee
Wednesday 05 September 2018, Dargaville**

1 Opening
1.1 Karakia

Iwi Relations Manager opened the meeting with a karakia.

[Secretarial Note: The Committee noted that the Chair Rex Nathan would not be present for the meeting and proceeded to elect a Chair for this meeting only.]

Moved Joyce-Paki/del la Varis-Woodcock

That Willie Wright assumes the role of Chair for this meeting, held 05 September 2018, of the Combined Pou Tu Te Rangi Joint Management Committee and Harding Park Committee.

Carried

1.2 Present

Willie Wright (Chair), Councillors Victoria del la Varis-Woodcock and Karen Joyce-Paki

Attendance

Name	Designation	Item(s)
Donnick Mugutso	Acting General Manager Infrastructure	All
Hamish Watson	Parks and Recreation Manager	All
Mike Collins	Parks Officer	All
Francis Toko	Iwi Relations Manager	All
Lisa Hong	Governance Advisor	All (Minute-taker)

1.3 Apologies

Moved Joyce-Paki/del la Varis-Woodcock

That the apologies of Trish Harding, Rex Nathan and Matiu Wati be received.

Carried

1.4 Confirmation of Agenda

Moved del la Varis-Woodcock/Wright

The Committee confirmed the Agenda for 05 September 2018, with the addition of Joe Yakas as a public forum presentation.

Carried

1.5 Conflict of Interest Declaration

Nil.

2 Deputations and Presentations

2.1 Joe Yakas

Joe Yakas spoke in the public forum regarding the name 'Pou Tu o Te Rangī' and the vandalised flagpole.

3 Confirmation of Minutes

3.1 Pou Tu Te Rangī Joint Management Committee and Harding Park Committee minutes 06 June 2018

General Manager Governance, Strategy and Deomocracy 1607.11

Moved del la Varis-Woodcock/Joyce-Paki

That the minutes of the combined meeting of the Pou Tu Te Rangī Joint Management Committee and Harding Park Committee held 06 June 2018 be confirmed as a true and correct record, with the following correction:

Item	Amendment
2.5 'Iris Toko Riki'	<i>Iris Toko Riki's name was erroneously written as Iris Toko Wati in the Secretarial Note. The Secretarial Note will be corrected with the correct name Iris Toko Riki.</i>

Carried

4 Decision

4.1 Dog Control in Pou Tu Te Rangī Harding Park

Parks and Recreation Manager 4702.06

Moved Wright/Joyce-Paki

That this item lie on the table until an Extraordinary meeting of the combined Pou Tu Te Rangī Joint Management Committee and Harding Park Committee is held in October 2018, with additional information on monitoring, public consultation process (including key dates on bylaw change) and invitation to the Te Uri o Hau Taumata Council for their input for the Pā site.

Carried

4.2 Historic River Walk Signage in Pou Tu Te Rangi Harding Park

Parks and Recreation Manager 4702.06

Moved Wright/del la Varis-Woodcock

That the Combined Pou Tu Te Rangi Joint Management Committee and Harding Park Committee:

- 1 *Receives the Parks and Recreation Manager's report 'Historic River Walk Signage in Pou Tu Te Rangi Harding Park' dated 22 August 2018; and*
- 2 *Believes 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 the provision of s79 of the Act determines that it does not require further information prior to making a decision on this matter; and*
- 3 *Declines the installation of the three Historic River Walk signs, as it is inconsistent with the operative Pou Tu o Te Rangi and Harding Park Reserve Management Plan (July 2012).*

Carried

5 Information

5.1 Operations Update: June 2018 – August 2018

Parks and Recreation Manager 4702.06

[Secretarial Note: The Committee requested staff to give an update on the Provincial Growth Fund at the Extraordinary meeting to be held in October 2018.]

Moved Joyce-Paki/del la Varis-Woodcock

That the Combined Pou Tu Te Rangi Joint Management Committee and Harding Park Committee receives the Parks and Recreation Manager's report 'Operations Update: June 2018 – August 2018' dated 27 August 2018 and the information contained therein.

Carried

Closure

The meeting closed at 3.22pm.

Confirmed

Chair

Kaipara District Council

Dargaville

4 Decision

File number: 4702.06 **Approved for agenda**
Report to: Combined Pou Tu Te Rangi Joint Management Committee and
 Harding Park Committee
Meeting date: **23 October 2018**
Subject: **Dog Control in Pou Tu Te Rangi Harding Park – Recommendation to
 Council**
Date of report: 02 October 2018
From: Hamish Watson, Parks and Recreation Manager
Report purpose **Decision** **Information**
Assessment of significance **Significant** **Non-significant**

Summary

Council has received a number of requests from the public to ban dogs from the sacred Pā site (the Pā site) at Pou Tu Te Rangi Harding Park. The legal description for the area the ban is sought is Lot 1 DP 79437. The issue for those making the request is dogs being walked through, and defecating on and around the Pā site. A large amount of the correspondence does not wish to discourage people to use the area, rather that the use be sympathetic and respectful of the Pā site.

The landowner, Environs, does have the capability to ban dogs from their land, however this would not be enforceable under Council Bylaw.

It is recommended that the Committee recommends to Council to exclude dogs from the Pā site and that dogs be on a leash for the rest of the Park. As part of this work, staff have explored what is involved in implementing an exclusion and leash zone for the Park. Attachment 1 is a map of the area of exclusion being sought. For this to happen an amendment to Council's bylaws would need to occur. Council is currently working through amending the Kaipara District Policy on Dogs and Dog Management Bylaw. If the Committee was to resolve the recommendation, this amendment would be included as part of the wider bylaw review for public consultation.

Recommendation

That the Pou Tu Te Rangi and Harding Park Joint Management Committee:

- 1 *Receives the Parks and Recreation Manager's report 'Dog Control in Pou Tu Te Rangi Harding Park' dated 02 October 2018; and*
- 2 *Believes 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 the provision of s79 of the Act determines that it does not require further information prior to making a decision on this matter; and*
- 3 *Recommends to Council that dogs be excluded from the Pou Tu Te Rangi Historic Reserve/Pā site (being Lot 1 DP 79437), with leash control for the remainder of Pou Tu Te Rangi Harding Park, through an amendment to the Kaipara District Policy on Dogs and Dog Management Bylaw.*

Reason for the recommendation

To respect the sacredness of the Pā site and better manage dog usage in Pou Tu Te Rangi Harding Park.

Reason for the report

The public has expressed their concern that dogs that are taken to Pou Tu Te Rangi Harding Park and are defecating on the Pā site. People who have written to Council want the Park to be enjoyed by all, but want users to be respectful and consider the sacredness of this site and that Maori find this behaviour by irresponsible dog owners culturally insensitive.

Issues

In order to exclude dogs from the Pā site, Council is required to adopt a policy in respect of this. While Council has adopted the Kaipara District Policy on Dogs and Dog Management Bylaw under the provisions of the Local Government Act 2002, and in accordance with the requirements of the Dog Control Act 1996, this bylaw does not offer the ability to prohibit dogs in specified public places and as such, does not currently cover the ability to prohibit dogs in Pou Tu Te Rangi Harding Park. As the land owner, Environs does have the capability to ban dogs from their land, however this would not be enforceable under Council's Bylaw.

Factors to consider

Community views

The community has given a clear message to Council that they do not wish to see dogs on the Pā site. Staff are asking for the Committee's views, and based on this will include the recommendation to Council for inclusion in the Bylaw review.

Financial implications

There are some minor financial implications for this decision. Staff will look to erect signage in the Park if the Bylaw review is successful, but this can be accommodated within current operational budgets.

Policy/Legal implications

Legal advice has been sought about the mechanism to prohibit dogs within a Council park. As a Committee of Council, Pou Tu Te Rangi Harding Park Co-Governance Committee makes recommendations to Council for any policies or developments required. Staff are seeking support from the Committee for the exclusion and leash control. If received this would be included as part of the review of the Kaipara District Policy on Dogs and Dog Management Bylaw for Council consideration and subsequent public consultation.

The Policy implications of this are as outlined above, in that a change to the Kaipara District Policy on Dogs and Dog Management Bylaw would be sought. If the Committee's decision is to move in this direction with support from Council, we will be required to consult on this matter with the general public and all dog owners will be notified also as a part of this consultation (refer to [section 10\(2\)](#) of the Dog Control Act 1996). Once the consultation period is complete, Council may come back to the Committee with a further recommendation before making a decision.

Options and assessment of options

Option A: Exclude dogs entirely from all of Pou Tu Te Rangi Harding Park.

This would ensure that no further issues would arise with dogs in the Park, but would likely upset responsible dog owners and is also not the intention of those that have written seeking better control.

Option B: Exclude dogs from the Pā site.

This could be an appropriate option, but may not be perceived by the public as going far enough. A free-ranging dog still has the ability to defecate outside of the Pā site without an owner being aware.

Option C: Exclude dogs from the Pā site with leash control for the remainder of the Park.

This provides the best option to deal with any issues surrounding irresponsible dog owners' use of the park.

Option D: Remains as the status quo.

This option does not address the current issue and as such is not a viable option.

Assessment of significance

The recommendation is not considered 'Significant' under Council's Significance and Engagement Policy. If a recommendation is made to Council to change the rules relating to dogs at the Park, the proposed change will be publicly notified, allowing the public opportunity to submit their views on this matter before a final decision is made. This consultation is a statutory requirement separate to Council's Significance and Engagement Policy.

Recommended option

The recommended option is **Option C**.

Next step

Recommend to Council to include the recommendation from the Committee in the Kaipara District Policy on Dogs and Dog Management Bylaw for adoption by Council for public consultation.

Attachment


- Map of exclusion and lease control area.

Dog Control – Pou Tu Te Rangi Harding Park

Print Date: 21/08/2018
Print Time: 3:09 PM



Sacred Pa Site
and area of Dog
Ban

 Scale: 1:2811
Original Sheet Size A4

Projection: NZGD2000 / New Zealand Transverse Mercator 2000
Bounds: 1677657.22982113, 6020037.85889716
1678421.77225707, 6020459.54718624

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5 Information

File number: 4702.06 **Approved for agenda**
Report to: Combined Pou Tu Te Rangi Joint Management Committee and Harding Park Committee
Meeting date: **23 October 2018**
Subject: Pou Tu Te Rangi Harding Park Provincial Growth Fund Application
Date of report: 08 October 2018
From: Darlene Lang, Community Relationships Manager
Report purpose **Decision** **Information**
Assessment of significance **Significant** **Non-significant**

Summary

Kaipara District Council, on behalf of the Pou Tu Te Rangi Harding Park Governance Committee, would like to submit a Provincial Growth Fund (PGF) application to provide funding to look into the potential opportunities for Pou Tu Te Rangi Harding Park. The application will be to complete a feasibility study and concept plans. This process will be prepared in consultation with the Pou Tu Te Rangi Harding Park Governance Committee.

Recommendation

That Kaipara District Council receives and notes the Community Relationships Manager's report 'Pou Tu Te Rangi Harding Park Provincial Growth Fund Application' dated 08 October 2018 and the information contained therein.

Reason for the recommendation

To provide the Committee an update regarding a Provincial Growth Fund (PGF) application.

Reason for the report

To provide the Committee an update regarding a PGF application for Pou Tu Te Rangi Harding Park.

Background

Earlier in 2018 a Pou Tu Te Rangi Harding Park PGF application was compiled and sent to the Northland PGF Steering Group. The application was not progressed and the feedback was that the application needed refining and should focus on a feasibility report and concept plans outlining the potential development opportunities for this site.

Next step

The Community Relationships Manager will provide a draft of the PGF application to the Governance Committee for feedback and input into the application before it is submitted. The aim is to have the application submitted to the Ministry of Business, Innovation and Employment by 07 December 2018.

If the application is successful, funding for a consultant will be included to undertake the feasibility and concept plans. The procurement process and the writing of the report and plans will be done in consultation with the Governance Committee, Kaipara District Council, Te Uri O Hau and key stakeholders such as the Museum.

Closure

**Kaipara District Council
Dargaville**