
Minutes of the Ordinary Meeting of the Waimate District Council held in the Local Government Centre, Queen Street, Waimate on Tuesday 15th May 2007 at 8.30 am



Present

His Worship the Mayor, Mr J.G. Coles (Chair)
Councillors M.L. Andrew, M. Balchin, P.J. Foley, M. Henderson,
P.F. McIlraith, J. Rayner and A. Townend.

In Attendance

Acting Chief Executive Officer (G. Hamilton)
Administration Officer (J Larcombe)
1 Member of the Media (Waimate Advertiser)
1 Member of the Media (Timaru Herald)
1 Member of the Media (Christchurch Press)
1 Member of the Media (Oamaru Mail)

Apologies

An apology was received and noted on behalf of Cr J.S. Gibson.

Mov Cr Henderson / Sec Cr Townend

Carried

Opening Prayer

His Worship the Mayor read the opening prayer.

Minutes

RESOLVED, THAT THE MINUTES OF THE:

- ORDINARY MEETING OF COUNCIL HELD ON:
(i) Tuesday 17th April 2007
- SPORTS FUND COMMITTEE MEETING HELD ON:
(i) Tuesday 20th March 2007

BE RECEIVED.

Mov Cr Rayner / Sec Cr Townend

Carried

Matters Arising

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Hunter Downs & Waihao Downs Irrigation – noted that the appropriate support resolution be amended as herewith:

Resolved, that Council support both enterprises in principle, as long as they are not in conflict with the submission proposals, subject to due process.”

Waimate 50

Noted that a follow up letter be forwarded to Waimate 50 regarding Council's request for a contribution towards the cost of road repair seal damage works following the recent Waimate 50 Bent Sprint race.

Reports

His Worship the Mayor

His Worship the Mayor reported on the following:

- St Patrick's Church Refurbishment
- Mainland Export Cluster
- Boundary Changes for Government Elections
- Local Authority Elections
- Meetings and Functions Attended

RESOLVED, THAT THE REPORT OF HIS WORSHIP THE MAYOR BE RECEIVED.

Mov His Worship the Mayor / Sec Cr Townend

Carried

Matters Arising

2007 Local Body Elections

The following Councillors advised their intention to stand for Council - (informally) Councillors McIlraith, Foley, Henderson, Andrew, Rayner, Townend, His Worship the Mayor.

Government Elections Boundary Changes

Council noted that it would await its next MP's visit and accordingly address this issue.

Chief Executive Officer

The Chief Executive Officer reported on the following:

- Rates Inquiry
- Local Government New Zealand

- Exercise Cruickshank
- Rural Fire
- Annual Reports and Elections
- Land Transport New Zealand Consultation Document

RESOLVED, THAT THE REPORT OF THE CHIEF EXECUTIVE OFFICER BE RECEIVED.

Mov Cr Rayner / Sec Cr Henderson

Carried

Matters Arising

2007 Local Government Conference

RESOLVED, THAT HIS WORSHIP THE MAYOR AND COUNCILLOR TOWNEND ATTEND THE 2007 LOCAL GOVERNMENT CONFERENCE TO BE HELD IN DUNEDIN.

Mov Cr McIlraith /Sec Cr Andrew

Carried

Subscriptions – Local Government N.Z

RESOLVED, THAT COUNCIL ADVISE ITS LIKE-SIZE LOCAL AUTHORITIES OF ITS SUPPORT IN REDUCING THE CURRENT LOCAL GOVERNMENT NEW ZEALAND SUBSCRIPTIONS ON THE BASIS THAT THE CURRENT FORMULA IS CONSIDERED UNFAIR AND FLAWED.

Mov Cr Foley / Sec Cr McIlraith

Carried

Rural Fire Services

Noted that Mr Rob Hand be invited to attend and address Council at a forthcoming Workshop.

Financial Report

The Management Accountant presented the financial report for the period ending 1 March 2007.

The following was reported:

- Roading Schedule
- Revenue
- Cash Flow Trends
- Capital Expenditure

RESOLVED, THAT THE FINANCIAL REPORT BE RECEIVED.

Mov Cr Rayner / Sec Cr McIlraith

Carried

Matters Arising

Noted that the \$51,000 not now being paid by Meridian Energy for the Lakes Road Maintenance contribution be investigated and reported back to Council.

General Business

DarkHorse Productions – Request for Funding

The same company that recently produced the ‘Waimate Conspiracy’ movie wrote to Council seeking an investment for a new movie with the working title of ‘The St Andrews Equation’ to be shot in the District.

The letter received from Stefen Lewis on behalf of the Producers outlined the new project and provided information on the success to date of ‘The Waimate Conspiracy’.

Council donated \$6,500 towards the last movie as well as lending props and furniture and assisting in publicising the Premiere which was held in Waimate to raise funds for the Regent Theatre Trust.

The Council is requested to commit \$10,000 towards the cost of the new movie if it proceeds to shooting. This is scheduled to take place in January 2008.

RESOLVED THAT THE APPLICATION BE DECLINED, BUT THAT COUNCIL ADVISE THE APPLICANT THAT HE IS ABLE TO SUBMIT A FUNDING APPLICATION TO CREATIVE NEW ZEALAND (WELLINGTON) AT AN APPROPRIATE FUND ROUND.

COUNCIL’S CREATIVE NEW ZEALAND COMMITTEE WILL ACCORDINGLY ADVISE ITS SUPPORT TO CREATIVE NZ (WELLINGTON), SHOULD SUCH AN APPLICATION PROCEED.

Note: The meeting adjourned 10.20 am
Note: The meeting re-convened 10.35 am.

Medical Centre Director

The Medical Centre Directors rotate in accordance with the Centre’s current constituting document.

Advertisements were placed in the news media seeking applications for the one position that has now become due for a re - appointment.

The Council had appointed a Committee to review applicants and provide an appropriate recommendation.

The Committee reported its recommendations accordingly.

RESOLVED THAT CHRISTINE BAILEY BE APPOINTED AS A DIRECTOR ON THE BOARD OF WAIMATE MEDICAL CENTRE LTD.

Mov Cr Rayner / Sec Cr Andrew

Carried

Council Resolutions and Movers and Seconders

On various occasions Councillors have questioned as to whether their names as the mover and seconder to a resolution made 'In Committee' should appear (or not) when such resolution is confirmed and made available to the open (public) part of a Council meeting.

A legal opinion was sought and advice received indicates that the names of the mover and seconder should be recorded on resolutions made "In Committee" and also when this resolution is confirmed in "Open Meeting".

RESOLVED THAT THE ADVICE BE RECEIVED AND NOTED.

ON THIS BASIS, COUNCIL WILL RECORD THE NAMES OF THE MOVER AND SECONDER OF MOTIONS TAKEN "IN COMMITTEE" ALSO ON THESE MOTIONS WHEN THEY ARE CONFIRMED IN "OPEN MEETING".

Mov Cr Henderson / Sec Cr Rayner

Carried

Note: Cr Foley recorded his vote against the motion.

St Andrews Public Toilets

The St Andrews and District Residents and Ratepayers Association requested that Council install public toilets in St Andrews.

Following on from the request Council resolved to investigate the proposal and obtain relevant costs.

Prices are currently being obtained for both automatic type toilets (Exeloo's) and a basic toilet block.

The Exeloo's will cost circa \$90,000 fully installed and it is expected that the costs for a basic toilet block purpose built will be considerably less....although not yet known, envisaged in the vicinity of \$10,000 plus sewerage costs.

The Mayor had recently inspected the toilet block at the St Andrews Domain which consists of both men's and women's facilities plus a shower block.

In his opinion the facility was in very good order and would require only minimal cost to further upgrade it.

An estimate to repaint this facility, tidy up and install new shower curtains would certainly not exceed \$2,000 and could be monitored as to overall cost.

This facility is not over-utilised and is situated in very close proximity to the main road.

Appropriate Public Toilet signage could be arranged at the main road entrance and at a suitable location in the township.

The Mayor suggested this would be an acceptable solution to all parties for the proposal of public toilets in St Andrews. In addition to this he had received a letter from Mrs Mary Shaw who had also suggested this as a solution.

RESOLVED THAT THE TOILETS AT THE ST ANDREWS DOMAIN BE UPGRADED AT A COST NOT TO EXCEED \$2,000 AND APPROPRIATE SIGNAGE

BE ARRANGED AT THE MAIN ROAD ENTRANCE AND AT AN APPROPRIATE LOCATION WITHIN THE TOWNSHIP AREA.

Mov Cr Rayner / Sec His Worship the Mayor

Carried

Delegations to Building Inspectors

The current work in obtaining the required accreditation from the Building Control Authority requires us to renew the Council's delegated authority to our Building Inspectors to enable them to carry out all functions of their work.

Many Council staff are issued delegated authority from the Council in order to carry out legally certain aspects of their work.

The majority of these are to enable powers of entry to property to carry out inspections or emergency recovery work.

The new building regulations include auditing processes that require regular reaffirmation of these powers and this is required before the initial accreditation can be obtained.

The Council was asked to confirm the delegated authorities for our Building Inspectors under the Acts described in detail in the recommendation below.

RESOLVED THAT THE WAIMATE DISTRICT COUNCIL DELEGATES THE FOLLOWING POWERS TO ACT ON BEHALF OF THE COUNCIL TO ITS BUILDING INSPECTORS, ANGELA LECKEY AND MARK FOSTER. THESE POWERS ARE CONTAINED IN THE FOLLOWING LEGISLATION.

- BUILDING ACT, 2004, SECTIONS 222, 229 & 372; INSPECTION BY TERRITORIAL LOCAL AUTHORITY.
- FENCING OF SWIMMING POOLS ACT, 1987, SECTIONS 10 & 11; POWER OF ENTRY FOR TERRITORIAL LOCAL AUTHORITY OFFICERS.
- LOCAL GOVERNMENT ACT, 2002, SECTION 172, POWER OF ENTRY FOR ENFORCEMENT PURPOSES, SECTION 178; POWER TO REQUEST.
- LOCAL GOVERNMENT ACT, 2002, SECTIONS 173, 174 & 177; POWER OF ENTRY IN CASES OF EMERGENCY.
- AMUSEMENT DEVICES REGULATIONS, 1956, SECTION 23; POWERS OF ENTRY.
- RESOURCE MANAGEMENT ACT, 1991, SECTION 332 (1)(A); TO ENTER LAND AND INSPECT FOR COMPLIANCE WITH THIS ACT, ANY REGULATIONS, A RULE OF A PLAN, AND A RESOURCE CONSENT.
- HEALTH ACT, 1956, SECTION 128; POWER OF ENTRY AND INSPECTION.
- RELEVANT COUNCIL BY-LAWS.

Mov Cr McIlraith / Sec Cr Rayner

Carried

Note: Councillor McIlraith advised that Section 172 being General Powers of Entry originally contained in the above resolution / recommendation was superfluous and therefore is deleted.

Canterbury Regional Council Policy Statement Review

Copies of the Draft Consultation paper were forward to councillors on 12 March 2007

Council gave consideration to the Canterbury Regional Council Policy consultation paper.

A draft submission of the three RPS topics – natural hazards, settlement and landscapes was circulated to councillors.

RESOLVED THAT THE COUNCIL FORWARD THE SUBMISSIONS TO THE CANTERBURY REGIONAL COUNCIL, NOTING THE FOLLOWING:

- CLIMATE CHANGE NOTED TO BE A NATIONAL POLICY ISSUE AS DISTINCT FROM A REGIONAL POLICY ISSUE.
- LANDSCAPING ISSUES SHOULD BE THROUGH A DISTRICT PLAN RATHER THAN A REGIONAL PLAN.
- VERSATILE SOILS – THAT THE VERSATILE SOILS PROVISIONS BE REMOVED FROM THE PROPOSED POLICY STATEMENT.

Mov Cr McIlraith / Sec Cr Townend

Carried

Elections 2007

There is a legal requirement for Council to appoint an Electoral Officer for the 2007 Elections.

It was recommended that the current Electoral Officer be appointed for the 2007 Elections.

RESOLVED THAT THE FOLLOWING APPOINTMENT BE CONFIRMED:

ELECTORAL OFFICER – BRENT DONALDSON.

Mov Cr Rayner / Sec Cr Foley

Carried

Multi-Purpose Group

Lynda Ramsay, Multi-Purpose Group Co-ordinator updated His Worship the Mayor & Councillors on progress to date of this group.

The following items were duly reported:

- Minutes 22nd February 2007
- Minutes 11th April 2007
- M. Eames articles for Waimate Advertiser
- Funding request approval report to Council's CEO

- Notes – production of CD and convening of public meeting

RESOLVED THAT THE REPORT BE RECEIVED AND NOTED.

Mov Cr Henderson / Sec Cr Rayner

Carried

Information Reports

The information reports for May 2007 had been circulated to all Councillors.

The following was reported:

- Asset Manager's report
- Community Services Manager's report
- Parks Superintendent's Report
- Mayoral Forum Minutes – 30 April 2007
- ECan Regional Fast Facts

The reports were duly received and noted.

Matters Arising

Vandalism

RESOLVED THAT A LETTER BE WRITTEN TO THE POLICE REQUESTING A ZERO TOLERANCE POLICY BE ADOPTED BY THEM TOWARDS VANDALISM.

Mov Cr McIlraith / Sec Cr Balchin

Carried

Vandalism & Security Cameras

RESOLVED THAT A REPORT BE PRESENTED BACK TO COUNCIL INCORPORATING A PROPOSED POLICY ON VANDALISM AND ADDRESSING THE PROPOSED REQUIREMENT FOR SECURITY CAMERAS.

Mov Cr Foley / Sec Cr Andrew

Carried

Public Excluded

RESOLVED, THAT THE PUBLIC BE EXCLUDED FROM THE FOLLOWING PARTS OF THIS MEETING, NAMELY:

- 1. CONFIRMATION OF PUBLIC EXCLUDED MINUTES OF:**
 - a) ORDINARY MEETING OF COUNCIL HELD ON:
 - (i) TUESDAY 17th APRIL 2007
- 2. ALPINE ENERGY REPORTS**
- 3. WAIMATE TIMBER PROCESSING LTD**
- 4. ROAD MAINTENANCE CONTRACT 04-1**

Mov Cr Rayner / Sec His Worship the Mayor**Carried**

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:

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
1. Council Minutes	To protect information which is subject to an obligation of confidence	48(1)(a)(i)
2. Alpine Energy Reports	Enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities	48(1)(a)(i)
3. Waimate Timber Processing Ltd	Enable any local authority holding the information to carry out, without prejudice or disadvantage, negotiations	48(1)(a)(i)
4. Road Maintenance Contract 04-1	Enable any local authority holding the information to carry out, without prejudice or disadvantage, negotiations	48(1)(a)(i)

This resolution is made in reliance of 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 or Section 6 or Section 7 or Section 9 of the Official Information Act 1982, as the case may require, 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:

1. Council Minutes	To protect information which is subject to an obligation of confidence	7(2)(c)
2. Alpine Energy Reports	Enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities	7(2)(c)
3. Waimate Timber Processing Ltd	Enable any local authority holding the information to carry out, without prejudice or disadvantage, negotiations	7(2)(c)
4. Road Maintenance Contract 04-1	Enable any local authority holding the information to carry out, without prejudice or disadvantage, negotiations	7(2)(c)

On Resuming

The meeting concluded at 12.30 p.m.

Confirmed at a meeting of Council held
This 19th day of June 2007

Mayor