

POLICY AND DEVELOPMENT COMMITTEE MEETING

on

Tuesday 28 April 2009

Deleted: 10 February

**Council Chamber
District Council Building
2 King George Place
Timaru**

TIMARU DISTRICT COUNCIL

Notice is hereby given that a meeting of the Policy and Development Committee will be held in the Council Chamber, District Council Building, 2 King George Place, Timaru on Tuesday 28 April 2009, at the conclusion of the District Services Committee meeting.

Committee Members:

Cllrs Bowan (Chairman), Barker, Bennett, Coughlan, Lyon and the Mayor.

LOCAL AUTHORITIES (MEMBERS' INTERESTS) ACT 1968

Committee members are reminded that if you have a pecuniary interest in any item on the agenda, then you must declare this interest and refrain from discussing or voting on this item, and are advised to withdraw from the meeting table.

Warwick Isaacs
CHIEF EXECUTIVE

POLICY AND DEVELOPMENT COMMITTEE

28 APRIL 2009

AGENDA

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POLICY AND DEVELOPMENT COMMITTEE

FOR THE MEETING OF 28 APRIL 2009

Report for Agenda Item No 5

**Prepared by Peter Nixon
Assistant Chief Executive**

Confirmation of Minutes

Minutes of the Policy and Development Committee meeting.

Recommendation

That the minutes of the Policy and Development Committee meeting held on 17 March 2009, be confirmed as a true and correct record.

UNCONFIRMED

TIMARU DISTRICT COUNCIL

MINUTES OF A MEETING OF THE POLICY AND DEVELOPMENT COMMITTEE HELD IN THE COUNCIL CHAMBER, DISTRICT COUNCIL BUILDING, KING GEORGE PLACE, TIMARU ON TUESDAY 17 MARCH 2009 AT 10.55AM

PRESENT Clrs Bowan (Chairman), Barker, Bennett, Coughlan,
Lyon and the Mayor

IN ATTENDANCE Clrs Bradley, Jack, Kennedy, Mulvey and Oliver
Chief Executive (WA Isaacs), Assistant Chief
Executive (PH Nixon), Chief Financial Officer
(TM Rogers), and Personal Assistant (CG Te Au)

1 IDENTIFICATION OF URGENT BUSINESS

Surplus Land at 52 John Street, Temuka

Proposed the Mayor
Seconded Clr Coughlan

“THAT the Suplus Land at 52 John Street, Temuka, be considered as urgent business, the reason for urgency is that part of the recommendation may affect the Council’s LTCCP being considered prior to the next Policy and Development Committee meeting.”

MOTION CARRIED

2 IDENTIFICATION OF MATTERS OF A MINOR NATURE

The Committee agreed to discuss the following minor nature matter:

Overview of Canterbury Water Strategy

3 CHAIRMAN’S REPORT

The Chairman reported on various meetings he had attended and duties he had carried out since the last Policy and Development Committee meeting including the Tenders Subcommittee and meetings with the Chief Executive and Assistant Chief Executive.

4 CONFIRMATION OF MINUTES

Proposed Clr Bennett
Seconded Clr Barker

“THAT the minutes of the Policy and Development Committee meeting held on 10 February 2009, be confirmed as a true and correct record.”

MOTION CARRIED

5 TIMARU DISTRICT HOLDING LTD QUARTERLY REPORT (File F1/38)

The Committee considered a report from the Chief Financial Officer for the Timaru District Holdings Ltd quarterly report for the period October to December 2008.

Proposed Clr Bennett
Seconded Clr Coughlan

“THAT the Timaru District Holdings Ltd quarterly report for the period October to December 2008, be received and noted.”

MOTION CARRIED

6 TIMARU DISTRICT HOLDING LTD HALF YEAR REPORT (File F1/38)

The Committee considered a report from the Chief Financial Officer for the Timaru District Holdings Ltd half year report for the six months ended 31 December 2008.

Proposed Clr Barker
Seconded the Mayor

“THAT the Timaru District Holdings Ltd half year report for the six months ended 31 December 2008, be received and noted.”

MOTION CARRIED

7 SOUTH CANTERBURY RURAL FIRE DISTRICT DRAFT 2009/10 STATEMENT OF INTENT (File F2/28)

Proposed Clr Barker
Seconded Clr Bennett

“THAT the South Canterbury Rural Fire District Draft Statement of Intent be approved subject to Council’s decisions on the 2009/10 Budget.”

MOTION CARRIED

8 URGENT BUSINESS

Surplus Land at 52 John Street, Temuka

The Committee considered a report from the Assistant Chief Executive on a recommendation from the Temuka Community Board on options for surplus land at 52 John Street, Temuka.

The Committee noted that the Temuka Community Board requested the funds from the sale of the property be kept for future purchase of land for endowment purposes in Temuka only.

The Assistant Chief Executive explained that ‘endowment land’ must be for investment for a return, such as purchasing a commercial building where Council would receive rent. There is endowment land in Geraldine, Temuka and Timaru, which when sold must be reinvested in other properties for endowment purposes for the benefit of the Timaru District. If the sale of this land was only invested in endowment land in Temuka it would limit the amount that could be invested, therefore limiting the return.

Proposed Clr Bennett
Seconded the Mayor

“THAT the proposed disposal be notified in the forthcoming Long Term Council Community Plan.

THAT the Chief Executive be authorised to dispose of the land to the best advantage once the statutory processes have been completed.

THAT the ability to create a walkway link be retained.

THAT the proceeds of the sale be held for future purchase of land for endowment purposes.”

MOTION CARRIED

9 MINOR NATURE MATTER

Overview of Canterbury Water Strategy

The Mayor advised the Committee that the Government would now like to look at the Strategy. The Mayor requested that Councillors be available for one of the two Stakeholder meetings to bring them up to date on the Strategy. Copies of the Strategy will be circulated. The Mayor requires feedback on the Strategy as it will be discussed further at the Mayoral Forum before being submitted to the Government.

10 EXCLUSION OF THE PUBLIC

Proposed Clr Barker
Seconded Clr Coughlan

“THAT the public be excluded on the grounds contained in Section 48(1) of the Local Government Official Information and Meetings Act:

Sale of Clandeboye Hall
Section 7(2)(h)

The withholding of the information is necessary to enable the Council to carry out, without prejudice or disadvantage, commercial activities.”

MOTION CARRIED

11 RE-ADMITTANCE OF THE PUBLIC

Proposed Clr Coughlan
Seconded Clr Bennett

“THAT the public be re-admitted to the meeting.”

MOTION CARRIED

The meeting concluded at 11.30am

Chairman

POLICY AND DEVELOPMENT COMMITTEE

FOR THE MEETING OF 28 APRIL 2009

Report for Agenda Item No 6

Prepared by **Matt Ambler**
Property Manager

Land Exchange at Barton Road, Claremont (File P3/27)

Purpose of Report

The purpose of the report is to gain the Committee's recommendation to the Council that an exchange of land with the adjoining owner be agreed to.

A formal Council resolution is required in terms of the Reserves Act 1977.

Background

The land in question is held as an esplanade reserve in terms of the Reserves Act 1977. The land which adjoins the Otipua Stream is shown on the attached plan. The parcels of land to be exchanged are colour coded to show the respective parcels for the Council and the adjoining owner. The end result will be an increased area of esplanade reserve held by the Council.

The original reserve was created arising from a subdivision by the previous owner in 2005. Council acquired the reserve while the land was unfenced.

Following acquisition, the adjoining owner sold his interest, and agreement was reached with the new owner to establish a fence which accurately reflects the reserve boundary. Following the fence construction the boundary was resurveyed, and there is a change in boundary.

The exchanges of land are as follows (total areas shown):

Land to owner	784m ²	(pink)	Lot 4 DP 375042
Land to Council	1200m ²	(green)	Lot 2 DP 375042

The net increase to the Council reserve is an additional area of 416m².

Options

The survey has been completed to adjust the boundary. The suggested approach is to allow the exchange to proceed to achieve the outcome agreed to in principle between the parties. A land exchange is permitted in terms of the Reserves Act 1977.

Identification of Relevant Legislation, Council Policy and Plans

The exchange of land for reserve, and mirrored passing of land to an adjoining owner, is permitted under Section 15 of the Reserves Act 1977.

Assessment of Significance

This matter is not deemed significant under the Council's Significance Policy.

Consultation

The initial discussions concerning the fence and boundary were held between the Parks and Recreation unit and the new owner.

Following the completion of the survey, the vehicle to achieve the exchange was reviewed with the Department of Conservation and Council's solicitors.

Further discussions have been held with the Department of Conservation to establish the format of the resolution which is being sought.

Other Considerations

There are no other considerations relevant to this matter.

Funding Implications

There are no known additional funding implications in this matter.

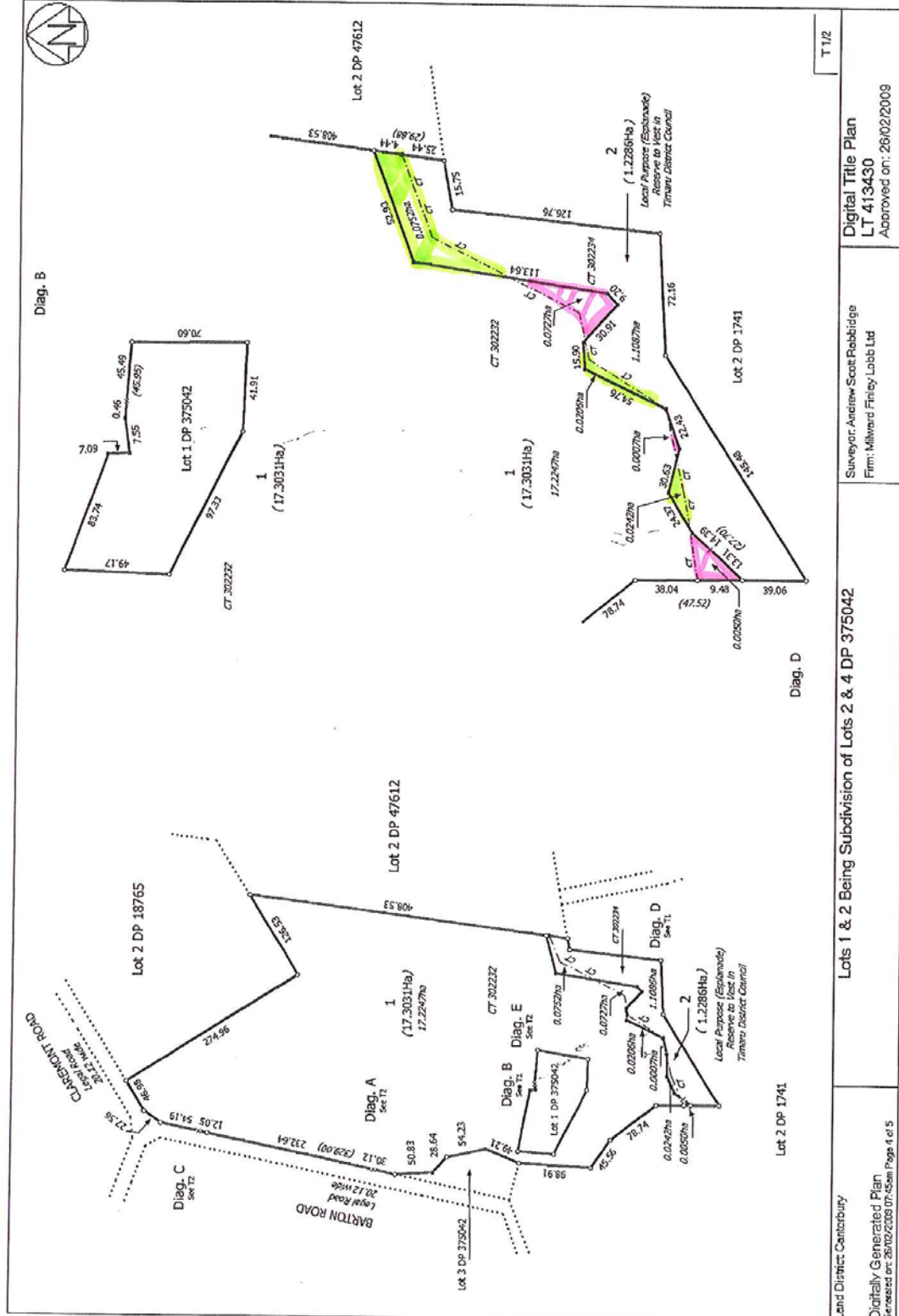
Conclusion

The additional area to the esplanade reserve will meet known requirements for the esplanade reserve, and the land exchange is seen as the optimum outcome for both parties.

The exchange will need to be approved by the Crown Minister, as the most efficient way of achieving the outcome. The Reserves Act does permit such a facility to be implemented.

Recommendation

That the Committee recommends that the Council approves the principle of the exchange of land between Council and the adjoining owner, and seeks the Minister's consent to the exchange of the respective parcels of land currently held by Council and the adjoining owner, being land described in Lots 2 and 4, DP 375042, shown on plan LT 413430.



Land District: Canterbury	Lots 1 & 2 Being Subdivision of Lots 2 & 4 DP 375042	Digital Title Plan LT 413430 Approved on: 26/02/2009
Districtally Generated Plan Generated on: 26/02/2009 07:55am Page 4 of 5	Surveyor: Andrew Scott Rabbidge Firm: Milward Finlay Lobb Ltd	

POLICY AND DEVELOPMENT COMMITTEE

FOR THE MEETING OF 28 APRIL 2009

Report for Agenda Item No 7

Prepared by **Peter Thompson**
Regulatory Services Manager

Possible Replacement of the Sunshine Coach (File C3/18)

Purpose of Report

During the course of budget round discussion the future of the Sunshine Coach arose and Councillors requested that the matter be referred to a standing committee for consideration.

Background

In 1994 the NZ Variety Club gifted to the Council a new 1993 Ford Econovan 12 seater vehicle for use by the community but administered by the Council and specifically for the use of youth under the age of 18 years.

Arrangement is that at the end of its life the vehicle must be offered back to the Variety the Children's Charity for the sum of \$1.00.

The vehicle has now travelled some 417,000km and although tidy for its age, it is approaching the end of its life.

The vehicle is serviced and maintained by Vaughan Motors on our behalf and a replacement transmission was fitted three years ago.

The vehicle recently let down a group of Timaru Boys' High School sportsmen in Rakaia and the vehicle had to be returned to Timaru on a trailer. Vaughan Motors has since been successful in returning the vehicle to an operation status.

It is however, given the high travel distances covered and the type of use being undertaken, of some concern that serious mechanical breakdown will occur, incurring considerable expense and that a group will be let down by the vehicle.

With this in mind we have arranged that before undertaking maintenance or repair work likely to cost in excess of \$500.00, discussion will be held with staff. Users have been advised that in the event of serious mechanical breakdown the vehicle will not be available and that indeed it will not be available beyond 1 December 2009.

Options

- To continue with the use of the vehicle, as at present, until 1 December 2009 or until cost prohibitive repair is required, whichever occurs first and to then cease to make available to users a vehicle of this type.

- To approach Variety the Children's Charity requesting that they replace the vehicle. This approach was taken in 2006 and at that time the Variety Club advised that a vehicle was not available. A verbal approach has been made to Variety who advised that each application is considered on its merits but that it is possible no vehicles will be available this year.
- To purchase, at Council expense, a suitable replacement vehicle and to make this vehicle available to groups as at present.
- To purchase a similar vehicle for inclusion within the Council fleet for use by Councillors, on Council business, and by staff as appropriate. This vehicle might also be available to groups as considered appropriate.

Identification of Relevant Legislation, Council Policy and Plans

There is no specific legislation, policy or plan relating directly to this activity. Council, in common with others hiring or renting vehicles, would be bound by relevant statutes.

Assessment of Significance

This matter is not deemed significant within our policy.

Consultation

No consultation has taken place with users.

Other Considerations

Nil.

Funding Implications

There has been no provision made within the 2009/10 budget for replacement of the vehicle although the vehicle has been depreciated.

Conclusion

It would seem imprudent to continue use of the current Sunshine Coach given its age and mileage.

In discussion with Variety the Children's Charity it seems that it is unlikely, but subject to application, that a replacement vehicle would be available.

In consequence it seems that any replacement vehicle would be at Council's expense.

Recommendation

That the current Sunshine Coach be withdrawn from service and offered back to Variety the Children's Charity on 1 December 2009, or at some earlier date, should substantial mechanical failure occur before 1 December and that the vehicle not be replaced.

POLICY AND DEVELOPMENT COMMITTEE

FOR THE MEETING OF 28 APRIL 2009

Report for Agenda Item No 11

Prepared by Peter Nixon
Assistant Chief Executive

Exclusion of the Public

Recommendation

That the Board resolves to exclude the public on the grounds contained in Section 48(1) of the Local Government Official Information and Meetings Act:

Confirmation of Minutes

Property Matters

Section 7(2)(h)

The withholding of the information is necessary to enable the Council to carry out, without prejudice or disadvantage, commercial activities.