

TIMARU DISTRICT COUNCIL

**MINUTES OF AN ORDINARY MEETING OF THE TIMARU DISTRICT COUNCIL
HELD IN THE COUNCIL CHAMBER, DISTRICT COUNCIL BUILDING, KING
GEORGE PLACE, TIMARU ON TUESDAY 11 AUGUST 2009 AT 2PM**

PRESENT Mayor Janie Annear (Chairman), Clrs Barker, Bennett, Bradley, Coughlan, Jack, Kennedy, Lyon, Mulvey and Oliver

APOLOGIES Clr Bowan

IN ATTENDANCE Chief Executive (WA Isaacs), Assistant Chief Executive (PH Nixon), District Services Manager (AA Harper), Regulatory Services Manager (P Thompson), Secretary (JM Brownie)
Les Double – Temuka Community Board (until 5.20pm)
Steve Bramley – SGL (Simply Great Leisure) (for aquatic centre items) (until 5.20pm)

OPENING PRAYER Andrew Starky, of the Temuka Anglican Church, offered a prayer for the work of the Council

1 PUBLIC FORUM

Aquatic Leisure Centre

Ron Bishop addressed the Council on his thoughts regarding the recession, how it is affecting our community and his concerns relating to the proposed Aquatic Leisure Centre.

2 IDENTIFICATION OF MATTERS OF A MINOR NATURE

Proposed Clr Kennedy
Seconded Clr Coughlan

“That the following issues be discussed as minor nature items at this meeting:

- itinerant traders
- LGNZ conference.”

MOTION CARRIED

3 CONFIRMATION OF MINUTES – COUNCIL MEETING 30 JUNE 2009

Proposed Clr Bennett
Seconded Clr Barker

“That the minutes of the Council meeting held on 30 June 2009, with the exclusion of the public excluded items, be confirmed as a true and correct record.”

MOTION CARRIED

4 SCHEDULE OF FUNCTIONS ATTENDED BY THE MAYOR, DEPUTY MAYOR AND COUNCILLORS

Proposed Clr Kennedy
Seconded Clr Coughlan

“That the schedule of functions attended by the Mayor, Deputy Mayor and Councillors be received and noted.”

MOTION CARRIED

5 SCHEDULE OF FUNCTIONS ATTENDED BY THE CHIEF EXECUTIVE

Proposed Clr Kennedy
Seconded Clr Oliver

“That the schedule of functions attended by the Chief Executive be received and noted.”

MOTION CARRIED

6 AFFIXING OF THE COMMON SEAL

Proposed Clr Bennett
Seconded Clr Jack

“That the affixing of the common seal to the following documents be noted:

24 June 2009	Contact 1886, Public Halls/Theatre Cleaning 2009 - 2012
24 June 2009	Contact 1888, Public Parks and Toilet Cleaning 2009 - 2012
13 July 2009	Warrant of Appointment – Kerry Cooper Reticulation Labourer
5 August 2009	Contract 1838 – Footpath Maintenance and Resurfacing, Fulton Hogan Ltd.”

MOTION CARRIED

7 CONTRACT LET BY THE CHIEF EXECUTIVE UNDER DELEGATED AUTHORITY

Proposed Clr Kennedy
Seconded Clr Bradley

“That the following information be received on a contract let by the Chief Executive under delegated authority:

Contract Number / Description	Number of Tenders	Price Range \$	Successful Tender and Price
Rating Valuation Roll Maintenance		Negotiated	\$191,500 per annum for rating valuation services \$14,500 per annum for database management services."

MOTION CARRIED

8 COUNCIL INVESTMENTS AND BORROWING AS AT 30 JUNE 2009
(File F1/10)

The Council considered a report by the Chief Financial Officer on Council Investments and Borrowing as at 30 June 2009.

Proposed Clr Barker
Seconded Clr Bradley

"That the report be received and noted."

MOTION CARRIED

9 POSSIBLE REPLACEMENT OF SUNSHINE COACH (File C3/18)

The Council considered a report, by the Regulatory Services Manager together with copies of previous reports, on the replacement of the Sunshine Coach. Considerable debate ensued on whether it is Council's role to provide a community vehicle, particularly when it is used mostly by school groups.

Proposed Clr Jack
Seconded Clr Bennett

"That the Council apply for \$35,000 external funding to replace the van and, if successful, the Council continue to operate the service."

A division was called for and the voting was as follows:

For – Clrs Barker, Bennett, Bradley, Coughlan, Jack, Oliver and the Mayor
Against – Clrs Kennedy, Lyon and Mulvey

MOTION CARRIED 7/3

10 CONSIDERATION OF MINOR NATURE ITEMS
10.1 Itinerant Traders

Clr Kennedy expressed concern at the effect itinerant traders have on retailers and requested further information on the current regulations relating to itinerant traders in the District. The Regulatory Services Manager explained the difficulties in regulating this activity as this type of trading is a permitted activity in commercial areas and could also be permitted in another zone under the District Plan if it is a one-off activity. The Regulatory Services Manager advised that the

Council makes every endeavour to enforce the rules relating to this activity. The issue is to be referred to the Regulatory Services Committee.

10.2 Local Government NZ Conference

Clr Coughlan, Clr Barker and Clr Jack reported on the recent Local Government NZ conference which was held in Christchurch in July, attended also by the Mayor and the Chief Executive.

11 CITIZENSHIP CEREMONY

The meeting adjourned for a ceremony to bestow New Zealand citizenship on the following:

Thomas Adams, Edna Adams, Heather Livesey, Sagafili Lomano, Stephen Thomas, Josiane Chevallier, Janet Harris, Mariette Heath, Sameer Singh, Anupama Singh, Nicholas Warner, Wilben Wilson, Beverley Wilson, Gareth Wilson, Nathaniel Wilson and Jarvis Wilson.

12 AQUATIC LEISURE CENTRE PROGRESS REPORT (File S5/10)

The Council considered a report by the District Services Manager on progress with the new Aquatic Leisure Centre project. The District Services Manager explained the role of the Project Management Services. A lengthy discussion took place on the progress to date and the way forward.

It was agreed to let the matter lie on the table to allow debate on the Aquatic Leisure Centre funding report.

13 AQUATIC LEISURE CENTRE FUNDING REPORT (File S5/10)

The Council considered a report by the District Services Manager on funding for the proposed Aquatic Leisure Centre. The Mayor and Chief Executive further explained the process and options in regard to securing funding for the project, in particular, the establishment of the Aoraki Foundation.

It was emphasised that it is not possible to have all the money in the bank before the project can proceed and Council cannot wait until the completion of the funding process before planning for the centre commences. The Council needs to progress to a stage where it has a project to go out to tender.

Congratulations were extended to SGL for their achievements to date.

Proposed Clr Jack
Seconded Clr Barker

- 1 "That this report be received and that the proposed external funding package as identified in the SGL report be noted and supported.
- 2 That it be noted that Timaru District Holdings Limited may need to adjust its dividend to Council in order to fund the finance costs of the short term debt by the Council, associated with variations in the external funding cash flow.
- 3 That the Aquatic Leisure Centre now proceed."

MOTION CARRIED

Clr Coughlan requested her dissenting vote be recorded.

14 AQUATIC LEISURE CENTRE PROGRESS REPORT

Councillors then continued the debate on the Aquatic Leisure Centre progress report. Comment was made that the NZ Transport Agency needs to be made aware that the Council is proceeding with the ALC and will require traffic control from early in the construction phase.

Proposed Clr Kennedy
Seconded Clr Jack

- 1 "That the report be received and noted.
- 2 That the Council be involved in the interview and selection process of the Design Services consultancy team for the Aquatic Leisure Centre.
- 3 That the Council enters into early discussion with the NZ Transport Agency requesting that the Te Weka Street traffic lights be given the highest priority within NZTA's programme."

MOTION CARRIED

15 RECEIPT OF COMMUNITY BOARD AND COUNCIL COMMITTEE MINUTES

Proposed Clr Oliver
Seconded Clr Bradley

"That the minutes of the following meetings with the exclusion of the public excluded items, be received:

Temuka Community Board	13 July 2009
Geraldine Community Board	15 July 2009
Community Development Committee	21 July 2009
Resource Planning and Regulation Committee	21 July 2009
Policy and Development Committee	21 July 2009."

MOTION CARRIED

16 EXCLUSION OF THE PUBLIC

Proposed Clr Bennett
Seconded Clr Barker

"That the Council 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
Council & Property Matter
Section 7(2)(b)(ii)

The withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.

Directorships
Section 7(2)(a)

The withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons.

Tenders Subcommittee
Section 7(2)(b)(ii)

The withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.”

MOTION CARRIED

Messrs Bramley and Double left the meeting.

17 READMITTANCE OF THE PUBLIC

Proposed Clr Bennett
Seconded Clr Coughlan

“That the public be readmitted to the public.”

MOTION CARRIED

The meeting concluded at 5.35pm.

Chairman