



# MINUTES

## Ordinary Council Meeting Tuesday, 13 August 2019

Ref: 1273289

**Minutes of Timaru District Council  
Ordinary Council Meeting  
Held at the Council Chamber, District Council Building, King George Place, Timaru  
on Tuesday, 13 August 2019 at 3pm**

**Present:** Mayor Damon Odey (Chairperson), Clr Richard Lyon, Clr David Jack, Clr Paddy O'Reilly, Clr Sally Parker, Clr Kerry Stevens, Clr Nigel Bowen

**In Attendance: Public Forum**

Fraser Ross and Linda Hughes – penguin volunteers  
Clr Peter Scott, Chief Executive Bill Bayfield - Environment Canterbury

**Community Board Members**

Lloyd McMillan – Temuka Community Board  
Jennine Maguire – Geraldine Community Board

**Council Officers**

Chief Executive (Bede Carran), Group Manager Commercial and Strategy (Donna Cross), Group Manager Infrastructure (Ashley Harper), Group Manager Community Services (Sharon Taylor), Group Manager Environmental Services (Tracy Tierney), Group Manager People and Digital (Symon Leggett), Parks and Recreation Manager (Bill Steans), Acting Art Gallery Manager (Hamish Pettengell), Chief Financial Officer (David Codyre), Development Manager (Frazer Munro), Company Secretary (Joanne Brownie)

**1 Opening Prayer**

Father Brian Fennessy of the Holy Family Catholic Parish of Timaru offered a prayer for the work of the Council.

The Mayor opened the meeting with a karakia.

**2 Apologies**

The apologies from Clr Andrea Leslie, Clr Peter Burt, Clr Steve Wills and Pleasant Point Community Board member John McDonald were accepted.

**3 Public Forum**

**3.1 Proposed Penguin Platform Caroline Bay**

Fraser Ross, representing concerns from a group of penguin volunteers, addressed the Council regarding the penguin platform that had been proposed at the port end of Caroline Bay. He outlined the group's activities to support and protect the little blue penguins, keeping visitors off the rocks and also engaging with sometimes up to 100 visitors (both locals and international). He also asked that it be noted for the record that a penguin had been killed by a dog.

The group was very concerned about not being directly consulted regarding the proposed penguin viewing platform, although the group is aware the platform is now not going to proceed. They felt upset at not being involved in the process in planning the platform as they see themselves as ambassadors for Timaru and important on-the-ground volunteers protecting the penguins. They

were not in support of the substantial structure proposed. They are now asking for Council to engage with this group should any other structure be proposed.

The Mayor explained the proposal arose from an incident with a penguin being run over, combined with becoming aware of a possible funding source to build a structure that would provide greater protection for the penguins.

### **3.2 Canterbury Water Management Strategy and Plan Change 7**

ECan Councillor Peter Scott and Chief Executive Bill Bayfield updated the Council on Plan Change 7 and outlined the process that has led to the plan change. The Canterbury Water Management Strategy (CWMS) arose out of the Mayoral Forum and involves ten local authorities and the Regional Council, working towards achieving better water quality and quantity outcomes throughout the region.

The CWMS Regional Committee was asked by the Mayoral Forum to set goals for 2025-2030 and to review the CWMS as to whether it is still fit for purpose. The goals have now been reported to the Mayoral Forum and each local authority is to be asked to note these goals as part of their Long Term Plan processes.

The areas that will help to achieve the CWMS goals include –

- Leadership and accountability – places responsibility on local authorities to build the goals into their Annual Plans
- Strengthening the role of Ngai Tahu and the runangas
- Supporting the work of the zone committees as they end their planning phase and move into the implementation phase
- Resourcing and funding
- Monitoring, reporting and reviewing
- Communication – need to build understanding of the CWMS and its value, in the community.

Mr Bayfield and Clr Scott acknowledged the Timaru District Council's partnership in this work, at both management and governance level, which is hoped will continue with the next council.

The Mayor thanked the ECan representatives for the work that has been undertaken with the Canterbury Water Management Strategy and thanked them for attending to meeting to provide the update.

#### **4 Identification of Urgent Business**

There were no items of urgent business identified.

#### **5 Identification of Matters of a Minor Nature**

There were no minor nature items identified.

#### **6 Declaration of Conflicts of Interest**

There were no conflicts of interest declared.

**7 Confirmation of Minutes****7.1 Minutes of the Council Meeting held on 25 June 2019****Committee Resolution 2019/14**

Moved: Clr Kerry Stevens

Seconded: Clr Nigel Bowen

That the Minutes of the Council Meeting held on 25 June 2019 be confirmed as a true and correct record of that meeting.

Carried

**8 Schedules of Functions Attended****8.1 Schedule of Functions Attended by the Mayor, Deputy Mayor and Councillors****Committee Resolution 2019/15**

Moved: Clr David Jack

Seconded: Clr Sally Parker

That the report be received and noted.

Carried

**8.2 Schedule of Functions Attended by the Chief Executive****Committee Resolution 2019/16**

Moved: Clr David Jack

Seconded: Clr Paddy O'Reilly

That the report be received and noted.

Carried

**9 Reports****9.1 Resurfacing Caledonian Grounds Cycling Track**

The Council considered a report on the proposed resurfacing of the cycling track at the Caledonian Grounds. The Parks and Recreation Manager advised that since the report was written, he has spoken with the Chairman of Cycling Timaru who is comfortable with Council's intention to pause the resurfacing. It would be prudent to also carry forward the funding for this project.

**Committee Resolution 2019/17**

Moved: Clr Kerry Stevens

Seconded: Clr Nigel Bowen

That the Council agrees to pause the resurfacing project of the Caledonian Grounds cycling track until an assessment of the coastal erosion hazard has been completed.

**Carried**

## **9.2 Timaru City Hub Strategy and Geraldine Community Strategic Plan**

The Council considered a report seeking the Council's support for the Geraldine Community Board's recommendation to develop a Geraldine Community Strategic Plan in conjunction with the impending Timaru City Hub Strategy.

Clr Stevens spoke in support of the proposal as he sees synergy between the Geraldine Community Strategic Plan and the Timaru City Hub Strategy – while there will be factors not common to both plans, he believes it would be a good opportunity to take advantage of the similarities of both projects. The Temuka and Pleasant Point Community Boards may also be interested in being involved.

It was noted that the original intention was for the City Hub Strategy to be developed and then assess if the model could be applied to the smaller communities over time.

### **Committee Resolution 2019/18**

Moved: Mayor Damon Odey

Seconded: Clr Kerry Stevens

1. That the Council supports the development of a Geraldine community strategic plan in conjunction with the impending Timaru City Hub Strategy and requests the City Hub Steering Group to liaise with the Geraldine Community Board to achieve this outcome within the funding and resources already allocated.
2. That the Council considers the views of the Temuka and Pleasant Point Community Boards to determine what, if any, interest they may have in the City Hub Strategy and how this may benefit their communities.

**Carried**

## **9.3 City Hub Strategy - Update**

The Council considered a report by the Development Manager updating the Council on the progress of the Project Steering Group on appointing the remaining external members, and presenting the Project Steering Group Terms of Reference for Council's approval. It was noted that the Steering Group is very aware of the importance of engaging a wide variety of stakeholders.

### **Committee Resolution 2019/19**

Moved: Clr David Jack

Seconded: Clr Richard Lyon

1. That the updated Terms of Reference be approved.
2. That Council confirm Shaun Stockman as being a member of the Project Steering Group

3. That Council delegates authority to the Chairman of the Project Steering Group to finalise the appointment of an iwi representative to the Project Steering Group.

**Carried**

#### **9.4 Aigantighe Art Gallery Strengthening Project Interim Report**

The Council considered an update regarding the Aigantighe Art Gallery Strengthening project, including a proposed high level indicative project plan and a terms of reference for a Governance Group to oversee the successful delivery of the project.

The Acting Art Gallery Manager corrected a comment made recently in the media when it was reported that the project had been delayed, but in actual fact the work was always planned for this year. The project is a very complex one requiring a significant amount of specialist advice, particularly with the building's historic nature, family involvement and community profile. Time is being taken to take the right action which will benefit the community in the long term.

Council was advised that external funding sources would be explored.

#### **Committee Resolution 2019/20**

Moved: Clr Nigel Bowen

Seconded: Clr Sally Parker

That the Aigantighe Art Gallery Strengthening Interim Report be received and noted.

**Carried**

#### **9.5 Theatre Royal Upgrade & New Heritage Facility - Project Update**

The Council considered a progress update on the Theatre Royal/Heritage Facility development. The Group Manager Commercial and Strategy provided a brief overview of the project's progress. Councillors emphasised the need to engage with external stakeholders, particular in regard to closure of the theatre. Council was assured that appropriate stakeholder engagement is in place.

That report was received and noted.

#### **9.6 Loan Raising Programme 2019/20**

The Council considered a report by the Chief Financial Officer on the proposed borrowings for the 2019/2020 financial year, seeking approval for Council Officers to negotiate and enter into new loan borrowings.

#### **Committee Resolution 2019/21**

Moved: Mayor Damon Odey

Seconded: Clr Richard Lyon

That the Council adopts the attached resolution in regards to the following loans:

1. Development Loan No.1 2019 \$20,140,830
2. Development Loan No.2 2019 (DWS) \$12,753,000

Carried

**10 Consideration of Urgent Business Items**

There were no urgent business items for consideration.

**11 Consideration of Minor Nature Matters**

There were no minor nature items.

**12 Public Forum Items Requiring Consideration**

The public forum items did not require further consideration.

**13 Resolution to Exclude the Public**

**Committee Resolution 2019/22**

Moved: Clr David Jack

Seconded: Clr Paddy O'Reilly

That the public be excluded from the following parts of the proceedings of this meeting on the grounds under section 48 of the Local Government Official Information and Meetings Act 1987 as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Plain English Reason
<b>13.1 - Timaru Library Roof Project</b>	s7(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	Commercial sensitivity
<b>13.2 - Property Matter</b>	s7(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  s7(2)(h) - The withholding of the information is necessary to enable any local authority holding the information to carry out, without prejudice or	Commercial sensitivity  To enable commercial activities  To enable commercial or industrial negotiations

	<p>disadvantage, commercial activities</p> <p>s7(2)(i) - The withholding of the information is necessary to enable the Council to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	
<p><b>13.3 - Public Excluded Minutes of the Council Meeting held on 25 June 2019</b></p>	<p>s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p> <p>s7(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</p> <p>s7(2)(c)(ii) - The withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely otherwise to damage the public interest</p>	<p>To protect a person’s privacy</p> <p>Commercial sensitivity</p> <p>Due to an obligation of confidence and to protect the public interest</p>

**Carried**

**Committee Resolution 2019/23**

Moved: Clr Kerry Stevens

Seconded: Clr Paddy O'Reilly

That Council moves out of Closed Council into Open Council.

**Carried**



**14 Public Excluded Reports**

**13.1 Timaru Library Roof Project**

**13.2 Property Matter**

**13.3 Public Excluded Minutes of the Council Meeting held on 25 June 2019**

**15 Readmittance of the Public**

The meeting closed at 5.15pm.

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Chairperson

unconfirmed