



MINUTES

Ordinary Council Meeting Tuesday, 28 June 2022

Ref: 1507909

**Minutes of Timaru District Council
Ordinary Council Meeting
Held in the Council Chamber, District Council Building, King George Place, Timaru
on Tuesday, 28 June 2022 at 3pm**

Present: Mayor Nigel Bowen (Chairperson), Clr Steve Wills, Clr Allan Booth, Clr Peter Burt, Clr Barbara Gilchrist, Clr Richard Lyon, Clr Gavin Oliver, Clr Paddy O'Reilly, Clr Stu Piddington

In Attendance: Bede Carran (Chief Executive), Andrew Dixon (Group Manager Infrastructure), Paul Cooper (Group Manager Environmental Services), Erik Barnes (Acting Group Manager Recreation & Cultural Services), Beth Stewart-Wright (Director User Experience & Community Engagement, Mark Low (Strategy & Corporate Planning Manager), Azooora Ali (Chief Financial Officer), Rosie Oliver (Development Manager), Jason Rivett (Acting Group Manager Commercial & Strategy), Nicole Timney (Manager of Property Services & Client Representative), Phil Driver (Climate Change Consultant), Andrew Feary (Governance Advisor).

1 Opening Prayer

Tewera King of Te Rūnanga o Arowhenua conducted the opening prayer.

Cr Barbara Gilchrist led the Waiata.

2 Apologies

Resolution 2022/57

Moved: Clr Gavin Oliver

Seconded: Clr Barbara Gilchrist

That apologies from Clr Sally Parker be received and accepted.

Carried

3 Public Forum

3.1 Air Quality Briefing

Paul Hopwood, Mark Barossa, Angie Scott (via Zoom), Teresa Aberkane (via Zoom) from Environment Canterbury (ECan) spoke to the Council regarding the air quality of Timaru District in particular the Timaru, Washdyke and Geraldine urban areas. ECan monitor the air quality for PM10 (Particulate Matter 10 (<10 micrometres)) and PM2.5; generally originating from wood fire heating.

There have been some significant gains in addressing the PM10 over the last few years in particular with the implementation of the Canterbury Air Regional Plan.

Ecan are seeking a collaborative approach with Timaru District Council in addressing future & ongoing air quality issues.

Attachments

- 1 Timaru District Council - Air Quality in Timaru

3.2 Smokefree Aotearoa 2025

Martin Witt of the Cancer Society of New Zealand spoke to the Council on the Smokefree Aotearoa 2025 Action Plan. All Councils in New Zealand have in some form implemented a smoke free policy. Further legislation is to come into effect from central Government with input from local authorities.

Due to the short length of time vaping has been socially prominent it is too early to identify the potential health risks to the community.

Attachments

- 1 Smokefree Aotearoa 2025
- 2 A Smoke Free Future

4 Identification of Urgent Business

No items of urgent business were received

5 Identification of Matters of a Minor Nature**5.1 Update on the Climate Change vacant position**

Clr Steve Wills sought an update on the vacant Climate Change position.

5.2 Town clock

Clr Stu Piddington sought an update on the repairs to the town clock, of which there was no progress to report.

5.3 Southern Trust Events Centre

Clr sought an update on the Southern Trust Events Centre development.

5.5 Kellands Hill - Resource Management Act decision

Clr Stu Piddington sought an update on the recent Notified Hearing under the Resource Management Act.

6 Declaration of Conflicts of Interest

No conflicts of interest were declared.

7 Confirmation of Minutes**7.1 Minutes of the Council Meeting held on 10 May 2022****Resolution 2022/58**

Moved: Deputy Mayor Steve Wills

Seconded: Clr Barbara Gilchrist

That the Minutes of the Council Meeting held on 10 May 2022 be confirmed as a true and correct record of that meeting and that the Chairperson's electronic signature be attached.

Carried

8 Schedules of Functions Attended**8.1 Schedule of Functions Attended by the Mayor, Deputy Mayor and Councillors****Resolution 2022/59**

Moved: Mayor Nigel Bowen

Seconded: Clr Stu Piddington

That the report be received and noted.

Carried

8.2 Schedule of Functions Attended by the Chief Executive**Resolution 2022/60**

Moved: Clr Paddy O'Reilly

Seconded: Clr Barbara Gilchrist

That the report be received and noted.

Carried

9 Reports**9.1 Affixing of the Common Seal**

1. To report the affixing of the Common Seal to Warrant of Appointment.
2. Names have been redacted for the privacy of the employees / contractors.

Resolution 2022/61

Moved: Mayor Nigel Bowen

Seconded: Clr Gavin Oliver

That the affixing of the Common Seal to the following documents be noted:

6 May 2022 Approval of Warrants

23 May 2022 Approval of Warrants

Carried

9.2 Adoption of the 2022/23 Annual Plan

1 The purpose of this report is to adopt the Timaru District Council 2022/23 Annual Plan and set the fees and charges for 2022/23 and (attached).

The Acting Group Manager Commercial & Strategy, Chief Financial Officer and Corporate & Strategy Planning Manager spoke to this report to adopt the Timaru District Council 2022/23 Annual Plan and set the fees and charges for 2022/23.

Minor changes have been undertaken since the last draft had been presented to Council in workshop; with an update Fees & Charges document tabled due to the deletion of an internal comment (attached).

Discussion from the Councillors included a request to fund \$20k for the Pareora area towards beautification, walkways and cycleways. The Group Manager Infrastructure confirmed the request can be absorbed from existing budgets, with the footpaths budget being the most appropriate.

There was discussion on the fund options for the Fraser Park development; Council sought a report from Officers outlining appropriate options for additional funding for the development.

Resolution 2022/62

Moved: Clr Barbara Gilchrist

Seconded: Clr Peter Burt

1. That Council:
 - (a) Receives the annual plan feedback and considers officer comments provided on the feedback
 - (b) Authorises the Chief Executive and Acting Group Manager Commercial and Strategy to make any non-material changes to the Annual Plan 2022/23 prior to publication for example to improve readability.
 - (c) Adopts the Timaru District Council Annual Plan 2022/23, in accordance with Section 95 of the Local Government Act (LGA).
 - (d) Sets the Timaru District Council Fees and Charges 2022/23.

Carried

Attachments

- 1 Fees and Charges 2022/23 adopted by Council 28 June 2022

9.3 Resolution to Set Rates 2022/23

- 1 To set the rates, due dates and penalties regime for the 2022/23 financial year.

The Acting Group Manager Commercial & Strategy, Chief Financial Officer and Corporate & Strategy Planning Manager spoke to this report to set the rates, due dates and penalties regime for the 2022/23 financial year.

That as the Annual Plan 2022/23 has been adopted and in accordance with the Funding Impact Statement (FIS) and relevant provisions of the LTP 2021/31, Council sets the rates in the following resolution, to set the following rates under the Local Government (Rating) Act 2002, on rating units in the district for the financial year commencing 1 July 2022 and ending on 30 June 2023.

Such rates shall become due and payable by instalments on the dates prescribed in clause 11 of this resolution.

All rates and charges are inclusive of Goods and Services Tax (GST).

(a) General Rate

That pursuant to Section 13(2)(b) and Section 14 of the Local Government (Rating) Act 2002 a general rate set as a rate in the dollar on the land value of all rating units within the Timaru District, assessed on a differential basis as described as follows:

Timaru District - Accommodation	\$0.01346
Timaru District - Commercial Central	\$0.01346
Timaru District - Commercial Other	\$0.01346
Timaru District - Community Services	\$0.00310
Timaru District - Industrial	\$0.01346
Timaru District - Primary	\$0.00208
Timaru District - Recreational	\$0.00310
Timaru District - Residential General	\$0.00310
Timaru District - Residential Multi Unit	\$0.00597

Differential categories are defined in the Funding Impact Statement 2022/23.

(b) Uniform Annual General Charge

That pursuant to Section 15(1)(a) of the Local Government (Rating) Act 2002 a uniform annual general charge of \$925.00 per rating unit is set and assessed on every rating unit within the Timaru District.

(c) Community Works and Services

That pursuant to Section 16(3)(b) and (4)(a) of the Local Government (Rating) Act 2002 a targeted community works and services rates set and assessed as a rate in the dollar on the land value of all rating units within each of the following community areas:

Geraldine	\$0.00122
Rural	\$0.00004
Temuka	\$0.00122
Timaru	\$0.00094

Community areas are defined in the Funding Impact Statement 2022/23.

(d) Community Board

That pursuant to Section 16(3)(b) and (4)(a) of the Local Government (Rating) Act 2002 targeted uniform annual Community Board rates set and assessed per rating unit within each of the Temuka, Geraldine and Pleasant Point communities, as follows:

Geraldine	\$5.00
Pleasant Point	\$5.00
Temuka	\$3.50

(e) **Sewer**

That pursuant to Section 16(3)(b) and (4)(a) of the Local Government (Rating) Act 2002 a targeted uniform rate for sewage disposal set per water closet or urinal connected either directly or through a private drain to a public sewerage drain subject to the proviso that every rating unit used primarily as a residence of not more than one household shall be treated as having not more than one water closet or urinal, as follows:

Sewer	\$294.67
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(f) **Waste Management**

That pursuant to Section 16(3)(b) and 16(4)(a) of the Local Government (Rating) Act 2002 a targeted rate set and assessed on all rateable and non-rateable rating units based on the extent of the waste collection which is actually provided, as follows:

- (i) \$176.00 per standard size “four bins” provided to each rating unit;
- (ii) \$229.00 per large “four bins” provided to each rating unit;
- (iii) \$44.00 per additional small (140 litres) recycling bin provided to each rating unit; and
- (iv) \$50.00 per additional large (240 litres) recycling bin provided to each rating unit; and
- (v) \$69.00 per additional small (140 litres) compost bin provided to each rating unit; and
- (vi) \$80.00 per additional large (240 litres) compost bin provided to each rating unit; and
- (vii) \$85.00 per additional small (140 litres) rubbish bin provided to each rating unit; and
- (viii) \$120.00 per additional large (240 litres) rubbish bin provided to each rating unit, and
- (ix) \$44.00 per additional small (80 litres) glass bin provided to each rating unit; and
- (x) \$50.00 per additional large (240 litres) glass bin provided to each rating unit.

(g) **Water**

That pursuant to Section 16(3)(b), (4)(b) and section 19 of the Local Government (Rating) Act 2002 targeted rates for the supply of water in the following areas are as follows:

(i) **Urban Water**

A differential annual rate of \$451.00 set and assessed per separately used or inhabited part of a rating unit for all connected rating units (excluding those supplied through a meter) and \$225.20 set and assessed per rating unit for all serviceable rating units within the Geraldine, Pleasant Point, Peel Forest, Temuka, Timaru and Winchester urban supply areas.

Definitions of “connected” and “serviceable” and of differential categories are contained in the Funding Impact Statement 2022/23.

(ii) **Rural Water**

(a) **The Rangitata-Orari Water Supply District**

A targeted rate of \$16.80 set and assessed per hectare within the rating unit.

(b) The Te Moana Downs Water Supply District

- (i) A targeted rate of \$395.00 set and assessed for each unit of water supplied;
- (ii) A targeted rate of \$826.00 set and assessed for each tank except where there is more than one tank to any rating unit as a technical requirement of the scheme, in which case only one charge will apply.

(c) The Orari Water Supply District

- (i) A targeted rate of \$349.90 set and assessed for each unit of water supplied.

(d) The Seadown Water Supply District

- (i) A targeted rate of \$28.80 set and assessed per hectare within the rating unit;
- (ii) A targeted rate of \$720.00 set and assessed per separately used or inhabited part of a rating unit for each domestic supply;

(e) Beautiful Valley Water Supply District

- (i) A targeted rate of \$16.70 set and assessed per hectare within the rating unit

(f) Downlands Water Supply District

On so much of the rating unit appearing on District Valuation Rolls number 24640, 24660, 24670, 24680, 24690, 24700, 24710, 24820, 24840, 24850, 24860, and part 25033, as is situated within the Downlands Water Supply District.

- (i) A targeted rate of \$777.00 set and assessed for each separately used or inhabited part of a rating unit within the Pareora Township and for rating units used as halls within the scheme.
- (ii) A targeted rate of \$1,332.00 set and assessed per rating unit for rating units used as schools within the Pareora Township.
- (iii) In addition a targeted rate of \$555.00 set and assessed for each separate connection (excluding Pareora Township) to the water supply except where there is more than one connection to any rating unit as a technical requirement of the scheme, in which case only one charge will apply.
- (iv) In addition to the charge assessed in (c) above, a targeted rate of \$222.00 set and assessed per unit of water or where water supplied in one half units a charge of \$111.00 set and assessed per half unit supplied.

Differential categories are defined in the Funding Impact Statement 2022/23.

(iii) Water by Meter

Targeted rates for water supply, set under Section 19 of the Local Government (Rating) Act 2002 per cubic metre of water consumed to any rating unit situated in the following areas which has been fitted with a water meter:

Seadown	\$0.98
Urban	\$0.75

(h) Community Centre

That pursuant to Section 16(3)(b) and (4)(a) of the Local Government (Rating) Act 2002, the following uniform targeted rates are set and assessed in respect of each separately used or inhabited part of a rating unit situated in the following Community Centre Areas:

Claremont Community Centre	\$19.00
Fairview Community Centre	\$29.00
Kingsdown Community Centre	\$35.00
Otipua Community Centre	\$18.00
Seadown Community Centre	\$33.00

(i) **Instalment Dates**

The above rates and charges (except for metered water) are due and payable in four equal instalments on the following dates:

All Ratepayers

Instalment	Due Date
1	20 September 2022
2	20 December 2022
3	20 March 2023
4	20 June 2023

The due dates for metered water charges are as follows:

Month invoice raised	Due Date
July 2022	22 August 2022
August 2022	20 September 2022
September 2022	20 October 2022
October 2022	21 November 2022
November 2022	20 December 2022
December 2022	20 January 2023
January 2023	20 February 2023
February 2023	20 March 2023
March 2023	20 April 2023
April 2023	22 May 2023
May 2023	20 June 2023
June 2023	20 July 2023

(j) **Penalties**

That pursuant to Section 57 of the Local Government (Rating) Act 2002 the District Council prescribes the following penalties to be added to unpaid rates:-

a) **A Penalty**

A penalty under section 58(1)(a) of 10% of the amount of the instalment that remains unpaid after the due date of that instalment will be added on or after the following dates:

Instalment	Penalty Date
1	22 September 2022
2	22 December 2022
3	22 March 2023
4	22 June 2023

b) **Further Penalties**

A further penalty under section 58(1)(b) and 58(1) (c) of 10% of the amount of any rates from previous financial years remaining unpaid on 7 July 2022 will be added on 22

September 2022. Under section 58(1)(c), an additional penalty of 10% will be added to any unpaid rates from previous financial years that remain unpaid on 22 March 2023. This penalty will be added on 22 March 2023.

Penalties will not be applied to the metered water targeted rates.

Resolution 2022/63

Moved: Cr Allan Booth

Seconded: Cr Paddy O'Reilly

That as the Annual Plan 2022/23 has been adopted and in accordance with the Funding Impact Statement (FIS) and relevant provisions of the LTP 2021/31, Council sets the rates in the following resolution.

Carried

9.4 Climate Change Governance

- 1 For the Council to consider and adopt a governance statement on Climate Change to ensure that their actions on climate change align with the governance principles.

The Group Manager Infrastructure, Development Manager and Climate Change Consultant spoke to this report for the Council to consider and adopt a governance statement on Climate Change to ensure that their actions on climate change align with the governance principles.

Resolution 2022/64

Moved: Cllr Barbara Gilchrist

Seconded: Deputy Mayor Steve Wills

That the following principles are endorsed for community comment that will guide Council's and our community's responses to Climate Change:

1. Be a climate-friendly council;
We will adapt to Climate Change and reduce greenhouse gas emissions from Council's operations wherever feasible.
2. Lead and facilitate mitigation and adaptation projects with others;
We will help enable, empower and inspire substantial climate change actions by many stakeholders in the district, including collaborations with our Tiriti partners.
3. Support others to learn and adapt;
We will guide and support communities that are most vulnerable to climate change, i.e., those who are most:
 - exposed to climate change
 - badly impacted by climate change
 - least resilient

In Favour: Mayor Nigel Bowen, Cr Steve Wills, Cr Peter Burt, Cr Barbara Gilchrist, Cr Richard Lyon, Cr Gavin Oliver, Cr Paddy O'Reilly and Cr Stu Piddington

Against: Cr Allan Booth

Carried 8/1

9.5 Presentation of Timaru District Holdings Limited Statement of Intent for 2022/23

- 1 To receive and note the Statement of Intent (Sol) for Timaru District Holdings Limited (TDHL) for 2022/23.

Resolution 2022/65

Moved: Cr Allan Booth

Seconded: Cr Barbara Gilchrist

That Council receives and notes Timaru District Holdings Limited's Statement of Intent for 2022/23.

Carried

9.6 Presentation of Timaru District Holdings Limited Quarterly Report from 1 January 2022 to 31 March 2022

- 1 To present the Timaru District Holdings Limited Quarterly Report for the period 1 January - 31 March 2022.

The General Manager and Chairman, Timaru District Holdings Limited spoke to this report to present the Timaru District Holdings Limited Quarterly Report for the period 1 January - 31 March 2022.

Discussion from Councillors included possible direction to Alpine Energy on the increase of electrical infrastructure to cater for electric vehicle charging stations in the CBD; ongoing contract negotiations regarding the south end of Stafford Street area, an update is expected momentarily.

Resolution 2022/66

Moved: Mayor Nigel Bowen

Seconded: Cr Stu Piddington

That the Timaru District Holdings Limited report for the period 1 January - 31 March 2022 be received and noted.

Carried

9.7 Presentation of Timaru District Holdings Limited Annual Report 2020/21

- 1 To receive and note audited Timaru District Holdings Limited's (TDHL) audited annual report for the financial year 1 July 2020 – 30 June 2021 (FY 2020/21).

Resolution 2022/67

Moved: Mayor Nigel Bowen

Seconded: Cr Barbara Gilchrist

That Council receives and notes the audited Timaru District Holdings Limited Annual Report for 2020/21. **Carried**

9.8 Presentation of Venture Timaru Limited Quarterly Report from 1 January 2022 to 31 March 2022

1 To present the Venture Timaru Quarterly Report for the period 1 January - to 31 March 2022.

The Mayor, in the absence of the Chief Executive of Venture Timaru Limited spoke to the Council to present the Venture Timaru Limited Quarterly Report for the period 1 January - to 31 March 2022.

Resolution 2022/68

Moved: Mayor Nigel Bowen

Seconded: Deputy Mayor Steve Wills

That the Venture Timaru Quarterly Report for the period 1 January - 31 March 2022 be received and noted.

Carried

9.9 Presentation of Venture Timaru Limited Statement of Intent for 2022/23

1 To receive and note the Statement of Intent (Sol) for Venture Timaru Limited (VT) for 2022/23.

The Mayor, in the absence of the Chief Executive of Venture Timaru spoke to the Council to present the Statement of Intent (Sol) for Venture Timaru Limited (VT) for 2022/23.

Resolution 2022/69

Moved: Mayor Nigel Bowen

Seconded: Cr Barbara Gilchrist

That Council receives and notes Venture Timaru Limited's Statement of Intent for 2022/23.

Carried

9.10 Aorangi Stadium Trust Statement of Intent for 2022/23 - Timeframes

1 To seek Council agreement to extend the deadline for the receipt of the Aorangi Stadium Trust (Trust) Statement of Intent 2022/23 by one calendar month.

The Acting Group Manager Commercial & Strategy spoke to the Council to seek Council agreement to extend the deadline for the receipt of the Aorangi Stadium Trust (Trust) Statement of Intent 2022/23 by one calendar month.

Resolution 2022/70

Moved: Mayor Nigel Bowen

Seconded: Deputy Mayor Steve Wills

That Council approves to extend the deadline for delivery of the Aorangi Stadium Trust Statement of Intent for 2022/23 from 30 June 2022 to 26 July 2022.

Carried

9.11 Presentation of Aorangi Stadium Trust Annual Report 2020/21

- 1 To receive and note the audited Aorangi Stadium Trust's audited annual report for the financial year 1 July 2020 – 30 June 2021 (FY 2020/21).

The Acting Group Manager Commercial & Strategy spoke to this report to present the audited Aorangi Stadium Trust's audited annual report for the financial year 1 July 2020 – 30 June 2021 (FY 2020/21).

Resolution 2022/71

Moved: Cr Paddy O'Reilly

Seconded: Cr Richard Lyon

That Council receives and notes the audited Aorangi Stadium Trust Annual Report for 2020/21.

Carried

10 Consideration of Urgent Business Items

No items of urgent business were received

11 Consideration of Minor Nature Matters**11.1 Update on the Climate Change vacant position**

Cr Steve Wills raised as a matter of minor nature the current vacancy of the Climate Change Advisor, this topic was addressed during item 9.4.

11.2 Southern Events Trust Centre stadium update

Cr Stu Piddington raised as a matter of minor nature an update to Council on the Southern Trust Events Centre development.

The Group Manager Infrastructure spoke to the Council on the Southern Trust Events Centre upgrade project in light of the building receiving an Earthquake Prone Building Notice. At the time of adopting the Long Term Plan, the building was deemed adequate. The Group Manager Infrastructure estimated a cost of \$5-10M to bring the building up to the required building standard.

Options to consider include a new build to meet the needs of the community which include not only sporting but cultural needs. To make an informed decision, the costs need to be identified.

Officers are awaiting on costs to be presented which is expected in several weeks' time.

Attachments

- 1 Timaru Event Centre - Brief Report to Council 28.6.22

11.3 Town clock repairs

Cr Stu Piddington raised as a matter of minor nature an update to Council on the repairs to the town clock.

The Manager of Property Services spoke to the Council regarding the town clock. Repairs are ongoing however the parts required are not available in New Zealand; costing is being undertaken with suppliers in England. Other options being considered include replacing the arms of the clocks to lighten the load on the mechanisms.

11.4 Central Business District trial costs

Cr Stu Piddington raised as a matter of minor nature an explanation of costs of the trials involving the CityHub / Timaru Citytown strategy.

The Development Manager & Group Manager Infrastructure spoke to the Council on the CBD trial cost; the budget allocated is \$185,906. The total spend on trials as at the end of May 2022 is \$80,206.80.

The purpose of the trials is to gauge community support for a project, and prepare the community for change.

11.5 Kellands Hill - Resource Management Act decision

Cr Stu Piddington raised as a matter of minor nature an update to Council on the vesting of land to Council stemming from resource consents.

The Group Manager Environmental Services spoke to the Council regarding the RMA process of gifting land to Councils. Vesting of land is a reasonably common occurrence within RMA consents to offset the negative effects on the environment that that development may cause. Vesting of land under the RMA, where the decision has been made by an independent commissioner, without governance having an input; can be regarded as quite intentional to maintain the separation of the legislative, executive and operative branches of government.

At 5:27 pm, Cr Barbara Gilchrist left the meeting.

11.6 Project Steering Groups

Mayor Nigel Bowen advised Council of his involvement with the Stadium Project Steering Group alongside Cr Piddington.

Mayor Nigel Bowen also advised of his request for Cr Lyon to participate in the Project Steering Governance Group for the Theatre Royal Heritage Centre Upgrade project.

12 Public Forum Items Requiring Consideration

The public forum items requiring consideration.

13 Resolution to Exclude the Public

Resolution 2022/72

Moved: Mayor Nigel Bowen

Seconded: Deputy Mayor Steve Wills

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
13.1 - Public Excluded Minutes of the Council Meeting held on 10 May 2022	s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons	To protect a person's privacy

Carried

At 5:30 pm, Cr Barbara Gilchrist returned to the meeting.

14 Public Excluded Reports

13.1 Public Excluded Minutes of the Council Meeting held on 10 May 2022

15 Readmittance of the Public

Resolution 2022/73

Moved: Cr Paddy O'Reilly

Seconded: Cr Stu Piddington

That the meeting moves out of Closed Meeting into Open Meeting.

Carried

The meeting closed at 5.30pm

Minutes confirmed 9 August 2022

Mayor Nigel Bowen

Chairperson