



MINUTES

Ordinary Council Meeting Tuesday, 4 October 2022

Ref: 1529626

**Minutes of Timaru District Council
Ordinary Council Meeting
Held in the Council Chamber, District Council Building, King George Place, Timaru
on Tuesday, 4 October 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 Sally Parker, Clr Stu Piddington

In Attendance: **Community Board Members:** Wayne O'Donnell (Geraldine Community Board)
Officers: Bede Carran (Chief Executive), Jason Rivett (Acting Group Manager Commercial & Strategy), Andrew Dixon (Group Manager Infrastructure), Paul Cooper (Group Manager Environmental Services), Beth Stewart-Wright (Director User Experience & Community Management), Azooora Ali (Chief Financial Officer), Mark Low (Strategy & Corporate Planning Manager), Stephen Doran (Communications Manager), Grant Hall (Drainage & Water Manager), Philip Howe (Museum Director), Adele Hewlett (Libraries Manager), Debbie Fortuin (Environmental Compliance Officer), Brendan Madley (Policy Advisor), Jess Hurst (Governance and Executive Support Coordinator),
CCOs: Nigel Davenport (Venture Timaru Chief Executive), Tony Howey (Venture Timaru Board Chairperson), Frazer Munro (Timaru District Holdings Ltd General Manager), Mark Rogers (Timaru District Holdings Ltd Chairperson)

1 Opening Prayer

Clr Paddy O'Reilly conducted the opening prayer.

Clr Barbara Gilchrist led the waiata.

2 Apologies

2.1 Apologies

Resolution 2022/59

Moved: Clr Allan Booth

Seconded: Mayor Nigel Bowen

That the apologies of Raewyn Hessel and Erik Barnes be received and accepted.

Carried

3 Public Forum

There were no public forum items.

4 Identification of Urgent Business

No items of urgent business were received

5 Identification of Matters of a Minor Nature

Mayor Nigel Bowen identified that time will be set aside at the end of this meeting to enable Clrs Richard Lyon, Steve Wills and Paddy O'Reilly to speak upon the end of their term as Councillors of the Timaru District Council.

6 Declaration of Conflicts of Interest

It was noted that Clr Sally Parker and Clr Peter Burt sit on the Timaru District Holdings Ltd Board, and Clr Allan Booth sits on the Venture Timaru Board.

7 Confirmation of Minutes**7.1 Minutes of the Council Meeting held on 6 September 2022****Resolution 2022/60**

Moved: Clr Sally Parker

Seconded: Deputy Mayor Steve Wills

That the Minutes of the Council Meeting held on 6 September 2022 be confirmed as a true and correct record of that meeting and that the Chairperson's electronic signature be attached.

Carried

7.2 Minutes of the Extraordinary Council Meeting held on 20 September 2022**Resolution 2022/61**

Moved: Deputy Mayor Steve Wills

Seconded: Clr Richard Lyon

That the Minutes of the Extraordinary Council Meeting held on 20 September 2022 be amended to clarify that Council resolves to observe South Canterbury Anniversary Day on 11 November 2022 for this year only, and to confirm 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 2022/62**

Moved: Mayor Nigel Bowen

Seconded: Clr Gavin Oliver

That the report be received and noted.

Carried

8.2 Schedule of Functions Attended by the Chief Executive

Resolution 2022/63

Moved: Mayor Nigel Bowen

Seconded: Cllr Sally Parker

That the report be received and noted.

Carried

9 Reports

9.1 Welcoming Communities Programme Endorsement

The Director User Experience & Community Management spoke to the report seeking endorsement by the Council to participate in the national Welcoming Communities programme.

There was discussion about what role Council would play in this programme and it was clarified that Council would not be providing service delivery, as this is the role of local community groups. Funding for the FTE above the \$50,000 provided by INZ per annum would be accessed from funding already existing in Council.

Resolution 2022/64

Moved: Deputy Mayor Steve Wills

Seconded: Cllr Peter Burt

That the Council endorses the submission of an Expression of Interest (EOI) to Immigration New Zealand's programme, Welcoming Communities.

Carried

9.2 Gambling Policy Review - Adoption of Statement of Proposal for Consultation

The Group Manager Environmental Services spoke to the report.

There was discussion around the Gambling Venue Policy which is currently under review. As part of legislative requirements, Council commissioned an independent consultant to undertake a Social Impact Assessment Report (SIA).

There was extensive discussion between Councillors on whether to support Option One (Adopt the draft Statement of Proposal for community consultation) or Option Two (Rollover the existing policy without consultation). The importance of transparency and engagement with the community was noted.

Motion

Moved: Clr Allan Booth

Seconded: Deputy Mayor Steve Wills

That Option Two (in the agenda, page 44) – rollover the existing policy without consultation with the community be adopted.

In Favour: Clrs Steve Wills, Allan Booth, Peter Burt and Stu Piddington

Against: Clrs Nigel Bowen, Barbara Gilchrist, Richard Lyon, Gavin Oliver, Paddy O'Reilly and Sally Parker

Lost 4/6

Resolution 2022/65

Moved: Clr Richard Lyon

Seconded: Mayor Nigel Bowen

That Council:

1. Receives this report and the attached documents: *Social Impacts of Gambling in the Timaru District: Independent Assessment (SIA)*; and the draft Gambling Venue Policy.
2. Adopts the draft Statement of Proposal for community consultation using the Special Consultative Procedure (SCP).

Carried

9.3 Timaru Water Microfiltration Plant

The Group Manager Infrastructure, and Drainage & Water Manager spoke to the report advancing the water microfiltration plant for the Claremont Water Treatment Plant.

The significance of the microfiltration project was discussed by Councillors and Officers. This plant was originally scheduled for upgrade in 2024/2025 however recent (and increasing) weather events and issues have highlighted risks and challenges to providing safe drinking water to the community, and the need to accelerate the project.

Following matters noted:

Financial implications – there are ongoing cost increases due to COVID-19 and constraints to supply lines, as well as a delay on equipment available. An additional \$14 million is required for the project, however the financial impact on ratepayers should be fairly low due to the number of people on the scheme

Life span – membranes have a 50 year life span and the construction itself approximately 100 years

Tenders and procurement – Currently looking at procurement options and this will continue as the project proceeds. There are a number of elements of the construction that will go to competitive tender

Three Waters Reform – Clr Gilchrist questioned how the implementation of Three Waters Reform may affect this project. The Group Manager Infrastructure noted the advantages of advancing the project including risk management of reliability of water supply and managing the priority of the project for the benefit of the Timaru District and not dependent on the wider priorities of Entity D.

Council has recently provided the Transition Committee with information around our work programme for the next 30 years.

The Chief Executive was asked whether it was appropriate to provide information to the Three Waters National Transition Unit. The Chief Executive noted that the information provided to date is done so under the Local Government Official Information and Meetings Act 1987.

Resolution 2022/66

Moved: Cllr Richard Lyon

Seconded: Mayor Nigel Bowen

- 1 That Council approves the acceleration of the construction of a water filtration system for the Timaru Urban drinking water supply with investigation and design to commence immediately and construction start planned for 2023/24 financial year.
- 2 That Council endorses that the plant filtration capacity meet the full daily drinking water demand of 30 ML/day and that the additional cost of up to \$14 million be noted.

Carried

9.4 Venture Timaru Financial Year 2021/22 Draft Annual Report 1 July - 30 June 2022

The Chief Executive and Board Chairperson of Venture Timaru spoke to the Council to present the Venture Timaru Draft Annual Report.

Noted that the completion of the audited annual report may be delayed to due to auditor resourcing.

Minor amendments for the draft report were recommended (attendance to meetings and more information on feedback from local businesses).

Resolution 2022/67

Moved: Mayor Nigel Bowen

Seconded: Deputy Mayor Steve Wills

1. That Council receives and notes the Venture Timaru draft Annual Report for the financial year 1 July 2021 - 30 June 2022 with particular attention to:
 - (a) the 1 July 2021 – 30 June 2022 financial results
 - (b) the non-financial performance indicator results
 - (c) the annual service highlights

Carried

9.5 Timaru District Holdings Limited Financial Year 2021/22 Annual Management Report 1 July 2021 - 30 June 2022

The Timaru District Holdings Limited (TDHL) General Manager and the Chairperson spoke to the report to provide an overview of activities for the financial year 1 July 2021 – 30 June 2022. This included a financial summary and service highlights for the year.

Clr Stu Piddington asked 'if TDHL has made a deal why can't they be upfront about sales costs.. that would have taken pressure off the Council'. The TDHL Chairperson and General Manager responded by saying that in hindsight they could have provided more information to the media for clarity and ultimately Council has the ability to release further information.

Clr Booth questioned details around Alpine Energy's current situation. A TDHL workshop will be held this year which will provide elected members with more information on Alpine Energy, including details provided from monthly reports.

Resolution 2022/68

Moved: Clr Barbara Gilchrist

Seconded: Clr Richard Lyon

1. That Council receives and notes the Timaru District Holding Limited Annual Management Report for the financial year 1 July 2021 - 30 June 2022 with particular attention to the:
 - (a) 1 July 2021 – 30 June 2022 financial results
 - (b) annual service highlights

Carried

9.6 2021/22 Financial Year Performance Report to 30 June 2022

The Chief Financial Officer spoke to their report to present a summary of the year end results for the 2021/22 financial year - year one of the 2021-31 Long Term Plan (LTP). This included the work programme, key performance indicators and financial results to 30 June 2022.

The revaluation updates are hoped to be completed by the end of October. Draft numbers will be provided to the Audit and Risk Committee Meeting on 28 November 2022. It is expected that there could be significant increases for Three Waters and Roding Assets.

Resolution 2022/69

Moved: Clr Peter Burt

Seconded: Clr Barbara Gilchrist

1. That Council receives and notes the 2021/22 financial year report to 30 June 2022 with particular attention to:
 - (a) Key performance indicators
 - (b) Council's financial performance
 - (c) Capital work programme report

Carried

9.7 Carry Forward Requests for 2021/2022

The Council considered a report by the Chief Financial Officer on carried forward expenditure.

Due to a variety of reasons three capital expenditure and/or projects remain as work in progress or not commenced at the end of the financial year.

These being:

- Aigantighe Art Gallery (House Earthquake Strengthening)
- Halls and Community Centres works & bleacher replacement
- Landfill gas systems.

Resolution 2022/70

Moved: Deputy Mayor Steve Wills

Seconded: Mayor Nigel Bowen

That the Council approves \$1,683,123 in capital carried forward expenditure outlined in this report and that the 2022-23 forecast be amended to reflect this approved expenditure (noting it does not have an impact on rates for the current financial year).

Carried

10 Consideration of Urgent Business Items

No items of urgent business were received

11 Consideration of Minor Nature Matters

Mayor Nigel Bowen acknowledged departing Councillors Richard Lyon, Steve Wills and Paddy O'Reilly – he thanked them for their service and dedication to the community.

Departing Councillors then gave their valedictory speeches -

Paddy O'Reilly – Clr O'Reilly said it had been a privilege to serve on Council for the past 6 years and that he has valued being a voice for the community. Going forward it is important to remember who Council is representing. He also thanked Council staff, his family, and his fellow counterpart and friend Clr Lyon.

Steve Wills - Clr Wills said it had been a rewarding experience representing the community, as well as a valuable learning curve. He is proud of how Council engaged with and supported the community through COVID-19. He always did his best to make informed decisions and enjoyed the engagement with people that wanted their views heard. Special mention to staff, and his wife and family for the support and encouragement – especially during the last three years.

Richard Lyon – Clr Lyon stood to make his valedictory speech, noting that he first spoke as a Councillor whilst standing and that it was appropriate to stand again after 27 years. He thanked the electors of the Pleasant Point Ward, and the combined Temuka-Pleasant Point Ward saying it was a privilege to represent them. He also passed acknowledgement to all Mayors, Chief Executive's, and Chairperson's of TDHL over his years on Council. He is proud to have had input into every decision Council has made in the last 27 years. He noted that this Council term has been a difficult one and that Council rose to the occasion. Congratulations to Michelle Pye and Scott Shannon on their success as the new Ward Councillors.

12 Public Forum Items Requiring Consideration

There were no public forum items.

13 Resolution to Exclude the Public

Recommendation

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 6 September 2022	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
13.2 - TDHL - Rotation of Independent Directors	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

13.1 Public Excluded Minutes of the Council Meeting held on 6 September 2022

13.2 TDHL - Rotation of Independent Directors

14 Public Excluded Reports

15 Readmittance of the Public

Resolution 2022/71

Moved: Mayor Nigel Bowen

Seconded: Clr Gavin Oliver

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

Carried

The meeting closed at 4.22pm.

.....
Mayor Nigel Bowen
Chairperson