

MINUTES OF THE CONTINUATION OF THE ORDINARY MEETING OF THE HURUNUI DISTRICT COUNCIL (HURUNUI COMMUNITY PLAN SUBMISSIONS HEARINGS) HELD ON THURSDAY 11^H MAY 2006 AT 9.30 a.m. IN THE COUNCIL CHAMBERS, AMBERLEY

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PRESENT

Mayor G Jackson, Councillors J Meikle, A Smart, V Daly, W Dalley, W Doody, K Prenter, Cr R Black and Cr M Malthus

APOLOGIES:

Lateness: Cr McFadden

THAT THE APOLOGIES BE ACCEPTED

Jackson/Doody

IN ATTENDANCE:

Mr P Clifford (Chief Executive Officer), Mr B Yates (Manager Engineering Services), Mr P Croucher (Council Secretary)

Part meeting: Mr Feierabend, Mr G Elliott (Manager Financial Services), Mr A Feierabend (Manager Environmental Services), Ms A van der Monde (Manager Human Resources and Community Policy)

BUSINESS:

URGENT BUSINESS

- Supplementary Agenda – 1 Report
- Letter from Mayor to Canterbury Waste Subcommittee

THAT THE COUNCIL ACCEPTS THE MATTERS OF URGENT BUSINESS AND AGREES TO DEAL WITH THEM.

Jackson/Smart

CARRIED

1. MINUTES

1.1. COUNCIL MINUTES

THAT THE MINUTES OF THE ORDINARY COUNCIL MEETING OF 6 APRIL 2006, AS CIRCULATED, ARE TAKEN AS READ AND NOW CONFIRMED, SUBJECT TO THE FOLLOWING AMENDMENTS:

Page 10: para 3: "reviewed by URS"

Page 15: 8.1 – change "two Councillors" to "one Councillor"

Pages 8 – 18

Doody/Smart

CARRIED

1.2. MATTERS ARISING

Matters arising from the previous minutes.

1.2.1. POSSIBLE NATURAL HAZARDS AT MT LYFORD

Mayor Jackson advised a working draft of the GNS report had been received and circulated to Councillors

Ms van der Monde joined the meeting at 9.41 a.m.

Full and final report to be circulated for the 1 June meeting. This will not be a confidential document. GNS believe Environment Canterbury and the Council had no option but to act in the way they did.

Clarified that Dr. Yetton had been contracted by Environment Canterbury, but their interest in the issue related back to Council discussions with them in 2004.

1.2.2. CANTERBURY MUSEUM REQUEST FOR ADDITIONAL FUNDING

A letter went to the Museum Trust Board as a submission to their Annual Plan. The Mayor and Manager Financial Services, along with representatives from Christchurch City, Selwyn and Waimakariri District Councils, met with Mr Wright and his financial advisor. No conclusion reached. The Mayor made a plea for a robust business plan. A further meeting with the full Trust Board is now likely.

2. ACTION LIST

Matters outstanding included on the action list were provided for the Council's information.

Pages 19 – 20

2.1. HANMER SPRINGS TOILETS

Exact figures not available yet. Walls and roof framing went up this week.

3. MISCELLANEOUS ITEMS

Notices of Sale were tabled for the Council's information.

4. MAYOR'S DIARY

Diary arrangements and media releases from the Mayor for the period 20 March to 30 April 2006.

Pages 21 - 22

5. CORPORATE

5.1. RATING VALUATION SERVICES – TENDER

The Manager Financial Services reported that a registration of interest for the Council's Rating Valuations Services were requested, which resulted with 2 expression of interest being registered. These firms where asked to tender. After the evaluation of the tender responses, it

was recommended that Quotable Value be awarded the contract for the period 1 July 2006 to 30 June 2009

Pages 23 – 24

Mr Elliott joined the meeting at 8.57 a.m.

Mr Elliott spoke to the report. Noted there were additions to the price quoted by the non-recommended tender (i.e. extra cost for sending out rating demands). Quotable Value is an all inclusive quote, as requested in the tender documents.

Current cost is approximately \$75,000 per annum (\$225,000 for the 3-year period). Clarified that Quotable Value was a State Owned Enterprise (SOE).

THAT THE TENDER FROM QUOTABLE VALUE FOR \$255,450 FOR THE PERIOD 1 JULY 2006 TO 30 JUNE 2009, BE ACCEPTED

Smart/Meikle

CARRIED

5.2. AMBERLEY WARD COMMITTEE MEMBERSHIP

The Council Secretary requested Council to approve the co-option of an additional member of the Amberley Ward Committee, for the remainder of the current term and an increase in membership to 13 to ensure that member has full voting rights.

Pages 25 – 27

Cr Smart spoke to the report and supported the recommendation.

THAT COUNCIL APPROVE THE CO-OPTION OF GARRY COOPER TO THE AMBERLEY WARD COMMITTEE FOR THE REMAINDER OF THE COMMITTEE'S CURRENT TERM; AND THAT THE MEMBERSHIP OF THE AMBERLEY WARD COMMITTEE BE INCREASED TO THIRTEEN.

Black/Smart

The motion was discussed. Cr Malthus suggested a formalisation of certain numbers for each area of community interest would be appropriate. Mayor Jackson recommended the Ward Committee can review along those lines if they wish. There was a precedent with the Amuri Ward Committee for this action.

The motion was put and

CARRIED

5.3. LOCAL GOVERNMENT NEW ZEALAND CONFERENCE 2006

Report by Chief Executive Officer - The Local Government New Zealand Conference 2006 is being held in Wellington from Sunday afternoon 16 July, commencing with Technical Tours, to Wednesday 19 July. Council is asked to appoint delegates and determine any accommodation requirements. A budget provision has been made for the Mayor and three Councillors to attend. Council also needs to decide on arrangements for the LGNZ AGM

Pages 28 – 33

Clarified that the per person cost was about \$2,000 per person (fee, flight, accommodation for 3 nights). The minimum to attend would be 1 with a maximum of 4. There was general opinion that this was an opportunity to save on expenses by reducing the number of attendees.

THAT COUNCIL:

DETERMINE ATTENDANCE AT THE LOCAL GOVERNMENT NEW ZEALAND CONFERENCE AS THE MAYOR AND ONE COUNCILLOR

Smart/Black

The motion was discussed. Cr Meikle noted the importance of networking with MPs at these conferences. Queen Mary Hospital was one such example where direction had been given by MPs from outside the Hurunui. This view was supported by Cr Doody. Cr Dalley supported the direct approach with Ministers as access to MPs was limited and possibly ineffective.

The motion was put and

CARRIED
(Against Cr Doody)

THAT MAYOR JACKSON BE APPOINTED AS PRESIDING DELEGATE TO LOCAL GOVERNMENT NEW ZEALAND'S AGM

Dalley/Black

CARRIED

THAT CR DALLEY BE APPOINTED AS ALTERNATE DELEGATE TO LOCAL GOVERNMENT NEW ZEALAND'S AGM

Smart/Black

The motion was discussed. Cr Doody expressed an interest in attending with Cr Meikle as a back up if needed. Cr Dalley withdrew his nomination. The motion was therefore void

THAT CR DOODY BE APPOINTED AS ALTERNATE DELEGATE TO LOCAL GOVERNMENT NEW ZEALAND'S AGM

Meikle/Malthus

CARRIED

THAT THE CHIEF EXECUTIVE OFFICER BE APPOINTED AS ALTERNATE DELEGATE TO LOCAL GOVERNMENT NEW ZEALAND'S AGM

Smart/Dalley

CARRIED

THAT COUNCIL CONSIDER POSSIBLE REMITS ON MAJOR ISSUES THAT CAN BE SUPPORTED, INCLUDING:

- THE AUDITING OF LTCCPS

ADVISE LGNZ OF THESE DECISIONS AND DETERMINE ACCOMMODATION REQUIREMENTS

Mayor

CARRIED

The meeting recessed from 10.30 to 10.45 a.m.

5.4. MINUTES OF THE RURAL SECTOR MEETING: 3 MARCH 2006

Report by Council Secretary - A meeting of LGNZ Rural Sector was held in Wellington on Friday 3 March 2006. A copy of the minutes of that meeting were attached for information. Our Council was represented by Mayor Jackson, Councillors Doody and Mr Clifford.

Pages 34 – 58

THAT THE INFORMATION BE RECEIVED

Jackson/Smart

CARRIED

Cr Meikle tabled her report from the LGNZ Zone 5/6 meeting held over 27 – 28 April 2006.

Cr Prenter spoke on walking access and the implied costs. Mr Clifford advised serious concern had been expressed to the rural sector about the infringement of private property rights and the cost. Noted that Cr Meikle's tabled paper included comment on this.

5.5. ENTERPRISE NORTH CANTERBURY TRUSTEE APPOINTMENTS

Report by Chief Executive Officer - To confirm appointments of Enterprise North Canterbury Trustees.

Noted that Mr Kepes' nomination resulted from a recruitment drive. Mr Kepes was Chairperson of the Waipara Residents Association and a trustee on the Kate Valley Community Trust and was highly regarded locally.

THAT THE FOLLOWING ENTERPRISE NORTH CANTERBURY TRUSTEES BE CONFIRMED IN OFFICE FOR THE FOLLOWING TERMS

1. TONY HALL TO 30 JUNE 2008
2. DENIS HAZLETT TO 30 JUNE 2008
3. BEN KEPES TO 30 JUNE 2009

Jackson/Prenter

CARRIED

Agreed to invite Mr Kepes to attend the 1 June Council meeting during the ENC presentation.

6. ENGINEERING

6.1. TEMPORARY ROAD CLOSURE FOR BIVOUAC MT. ISOBEL CHALLENGE MTB RACE

Report by Asset Roading Engineer- The Council has received an application from the organisers of the BIVOUAC MOUNT ISOBEL CHALLENGE for the temporary closure of the following sections of Clarence Valley Road, Molesworth Road and Jollies Pass Road for the running of The Bivouac Mount Isobel Challenge MTB Race on the date and during the times shown below: There were no objections received by closing date of 28 April 2006.

Pages 59 – 62

THAT APPROVAL BE GIVEN SUBJECT TO CONDITIONS ATTACHED TO THE CLOSURE OF CLARENCE VALLEY ROAD, HANMER SPRINGS, FROM JACKS PASS ROAD TO MOLESWORTH ROAD, MOLESWORTH ROAD FROM ITS INTERSECTION WITH CLARENCE VALLEY ROAD, TO ITS INTERSECTION WITH JOLLIES PASS ROAD. JOLLIES PASS ROAD FROM ITS INTERSECTION WITH CEMETERY ROAD TO ITS INTERSECTION WITH MOLESWORTH ROAD ON SATURDAY 27 MAY 2006 9.30 AM TO 2.00 PM TO HOLD A MTB RACE.

Malthus/Meikle

CARRIED

6.2. BRODIES ROAD STOPPING & LEGALISATION LAND EXCHANGE

Report by Asset Roading Engineer – Council have been approached by Broomfield estate in respect on Brodies Road not being in the legal alignment. They were happy to exchange land to legalise the existing road. Also the road encroached onto Arthur's property and they agreed to be compensated for this land. The legalisation Plan has been drawn up and is awaiting Council resolution to consent to the exchange of land.

THE COUNCIL GIVES CONSENT TO:

- THE LAND IN THE FIRST SCHEDULE BEING STOPPED PURSUANT TO SECTION 116 OF THE ACT AND VESTED IN PATRICK GARY HOGAN AND MERCY MARIE HOGAN BEING THE REGISTERED PROPRIETORS OF THE LAND CONTAINED IN THE CERTIFICATE OF TITLE CB19B/885 AND AMALGAMATED WITH THE LAND IN THE SAID CERTIFICATE OF TITLE PURSUANT TO SECTION 117 OF THE ACT.
- THE LAND IN THE SECOND SCHEDULE BING TAKEN AS ROAD PURSUANT TO SECTION 114 OF THE ACT AND VESTED IN THE HURUNUI DISTRICT COUNCIL.
- THE LAND IN THE FIRST SCHEDULE (“SEC 1” ON SO PLAN 28603) BEING TAKEN AS ROAD PURSUANT TO SECTION 114 OF THE ACT VESTED IN THE HURUNUI DISTRICT COUNCIL.

Smart/Black

CARRIED

7. ENVIRONMENTAL

Nil

8. PROPERTY

8.1. ILLEGAL FELLING OF TREES – WAIKARI BOWLING CLUB RESERVE

Report by Property Administration Officer - In the recent Disputes Tribunal hearing between the Hurunui District Council and the person responsible for the illegal felling of trees on the Waikari Bowling Club Reserve. The person responsible was examined as to his means to pay the remaining of the outstanding fine of \$900.00 in respect to the order made in May 2004. The result of this hearing was that no order was made for the person responsible to pay the outstanding fine as the debtors (person responsible) expenses exceed his income.

Pages 72 – 75

Noted the Council had to determine if the principle at stake was worth the expense of collection.

THAT THE DECISION BE DEFERRED AND STAFF BE INSTRUCTED TO OBTAIN MORE INFORMATION REGARDING ASSETS FROM THE COLLECTION OFFICER; TO BE REPORTED BACK TO COUNCIL

Jackson/Black

CARRIED

8.2. 69 PRINCES STREET, WAIKARI

Report by Property Administration Officer - The lessee of the Council building situated at 69 Princes Street, Waikari has given two months notice to terminate the lease agreement in accordance with Clause 16 of the lease agreement.

The Hurunui Ward Committee resolved in its meeting held on 26th April 2006, *"THAT THE HURUNUI WARD COMMITTEE RECOMMENDS TO COUNCIL TO BEGIN THE PROCESS TO SELL THE PROPERTY AT 69 PRINCES STREET, WAIKARI"*

Pages 76 – 78

THAT THE COUNCIL OBTAIN A MARKET VALUATION OF THE PROPERTY AND OFFER TO SELL THE PROPERTY TO THE ADJOINING PROPERTY OWNER AT THE MARKET VALUE.

IF THE ADJOINING PROPERTY DECLINES THE OFFER THEN THE PROPERTY IS ADVERTISED FOR SALE BY TENDER

Smart/Dalley

CARRIED

9. GENERAL BUSINESS

9.1. DRAFT LETTER TO CANTERBURY WASTE COMMITTEE

Mayor Jackson tabled a draft letter to this group. This concerned the financial projections of Transwaste which were much greater than previously forecast. The letter requests an explanation for this increase in profit margin moving ahead of revenue (28% revenue 38% earnings before tax [EBT]).

Indicative dividends to shareholding Councils do not show a similar increase. There is a declining relationship between these dividends and the EBT.

Contracting out of the Landfill operations to Canterbury Waste Services noted. Objective and performance targets noted a customer relations strategy – the question was, did this service meet a model of measuring the service by market testing? Requesting the Subcommittee to urge Transwaste to require some form of open market test on the rates.

Cr Black noted a significant increase in proposed gate charges over those agreed in the Environment Court. Council did not anticipate this increase.

AGREED THAT THE DRAFT LETTER BE TABLED AT THE CANTERBURY WASTE COMMITTEE MEETING

Jackson/Dalley

CARRIED

10. PUBLIC EXCLUDED SESSION

THE GENERAL SUBJECT OF THE MATTER TO BE CONSIDERED WHILE THE PUBLIC IS EXCLUDED, THE REASON FOR PASSING THIS RESOLUTION IN RELATION TO THE MATTER AND THE SPECIFIC GROUNDS UNDER SECTION 48 (1) OF THE LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987 FOR THE PASSING OF THIS RESOLUTION ARE AS FOLLOWS:

General subject of each matter to be considered

Reason for passing this resolution in relation to each matter

Grounds under section 48 (1) for the passing of this resolution

Item 1

Public excluded Council minutes of the ordinary meeting of 6th April 2006

Minutes contain information which if released would affect the privacy of natural persons.

Section 48 (1) (a) (i)

Item 2

Official Information Request

Minutes contain information which if released would affect the privacy of natural persons.

Section 48 (1) (a) (i)

This resolution is made in reliance on section 48 (1) (a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 7 of that Act, which would be prejudiced by the holding of the relevant part of the proceedings of the meeting in public as follows:

Item 1

To protect the privacy of natural persons, including deceased natural persons. Section 48 (1) (a) (i) of the Local Government Official Information and Meetings Act (1987).

Page 79 – 80

Item 2

To protect the privacy of natural persons, including deceased natural persons. Section 48 (1) (a) (i) of the Local Government Official Information and Meetings Act (1987).

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Malthus/Meikle

CARRIED

THAT THE MEETING RESUME IN OPEN SESSION AND THAT THE MATTERS DISCUSSED IN PUBLIC EXCLUDED SESSION REMAIN CONFIDENTIAL

Prenter/Doody

CARRIED

This part of the continued meeting closed at 11.38 p.m.

Confirmed: _____ Date: _____