

Minutes of an ordinary meeting of the Gore District Council, held in the Council Chambers, 29 Bowler Avenue, Gore, on Tuesday 2 August 2016, at 7.30pm

Present His Worship the Mayor (Mr Tracy Hicks, JP), Crs Beale, Bolger, Davis, Dixon, Gover, P Grant, Page, Highsted and Sharp.

In Attendance The Chief Executive (Mr Stephen Parry), General Manager District Assets (Mr Paul Withers), Parks and Recreation Manager (Mr Ian Soper), Transport Manager (Mr Peter Standing), Policy and Planning Officer (Miss Emma Williams) and 17 members of the public in the gallery.

Apologies Crs Byars and D Grant apologised for absence.

1. NEW ZEALAND CITIZENSHIP CEREMONY (SC0256)

His Worship conferred New Zealand citizenship on Richard Pendlebury, a British citizen and Martina Blondell, a Czech citizen. Both read the relevant Oath or Affirmation of Allegiance and were presented with a New Zealand kowhai.

The regional Town Crier read a message to the new citizens.

The meeting adjourned at 7.41pm and resumed at 7.54pm with three members of the public in the gallery. The regional Town Crier departed the meeting at 7.50pm.

His Worship called for any conflicts of interest.

2. CONFIRMATION OF MINUTES

RESOLVED on the motion of Cr Gover, seconded by Cr Davis, THAT the minutes of the ordinary meeting of the Gore District Council, held on Tuesday 28 June 2016, as presented, be confirmed and signed by the Mayor as a true and complete record.

3. YOUTH COUNCIL

Max Balloch and Ali Musalov from the Youth Council were in attendance and provided comment on the Council agenda including the submissions to the Local Government Act 2002 Amendment Bill (No 2) Bill and the Southland Water and Land Plan. They advised the Gore Youth Awards would be held on 10 December.

4. GORE DISTRICT RESIDENTS SURVEY – 2016 (SC1406)

A memo from the Chief Executive had been received together with a copy of the annual survey of Gore District residents. A new service provider in the form of Research First had been engaged this year. A total of 521 respondents had been contacted including 126 who had voluntarily completed the survey online.

The results were broadly consistent with what had been experienced in previous years. The key priorities identified by residents for the Council to concentrate on over the next 12 months were water issues, roading and footpaths.

Liz Morley, a senior Researcher at Research First was in attendance at the meeting and provided a presentation to the Council.

His Worship suggested a staff report be provided to a future meeting from individual departments with comments and any suggestions for improvement in performance.

Cr Davis thought it was a well presented survey and felt members of the public would be interested in the results.

RESOLVED on the motion of Cr Bolger, seconded by Cr Davis, THAT the annual resident survey for 2016 be received,

AND THAT a staff report profiling individual departmental comments be provided to the next Council meeting.

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The Planning and Policy Officer and Ms Morley departed the meeting at 8.15pm

5. SUBMISSIONS TO LOCAL GOVERNMENT ACT 2002 AMENDMENT BILL (No 2) (SC1313)

A memo had been received from the Chief Executive advising that the Local Government Act 2002 Amendment Bill (No 2) had been introduced to the House on 9 June and received its first reading on 15 June. The Bill had been referred to the Local Government and Environment Select Committee with submissions due on 28 July. The aim of the bill was to implement a set of reforms to enable improved service delivery and infrastructure provision arrangements at the local government level. The Bill also increased the powers of both the Minister and Local Government Commission to influence and if necessary, override the wishes of a democratically elected Council.

The Bill was the subject of strong concern within the local government sector. Draft submissions from Local Government New Zealand and the Society of Local Government Managers had been prepared and had been circulated with the agenda.

His Worship felt the way the Bill had been written was a direct attack on democracy. To have a single organisation like the Local Government Commission control some

decisions made by a Council definitely went against democracy as it currently stood. The submissions of both Local Government New Zealand and the Society of Local Government Managers had been well written and should be supported.

His Worship said the Bill was a feature of the recent Local Government New Zealand conference. Both the Prime Minister and Minister for Local Government had referred to it and were bullish about the progress of the Bill, however, at the end of the conference had announced an agreement between the Minister and Local Government New Zealand for a working group to review the concerns raised by it and SOLGM.

Cr Davis supported the Council being represented at the Select Committee. She was very concerned at the proposed direction in the Bill and felt it could have disadvantages for a rural authority like Gore.

Cr Bolger said it was clear from the Bill that central Government saw water and waste water as a priority which was also a focus of the Council. He thought the Council's approach was a more measured and democratic one.

The Chief Executive said the Bill continued a trend that central Government appeared to favour amalgamation.

RESOLVED on the motion of Cr Gover, seconded by Cr Page, THAT the Council endorse submissions made by Local Government New Zealand and the New Zealand Society of Local Government Managers to the Local Government Act 2002 Amendment Bill (No 2).

2016/77

6. SOUTHLAND WATER AND LAND PLAN – SUBMISSIONS (SC1296)

A memo had been received from the Chief Executive advising that the proposed Southland Water and Land Plan had been released by Environment Southland for public submission on 3 June. The plan provided a comprehensive regulatory framework for Environment Southland to manage and govern activities that may adversely affect the quality of the region's fresh water. The plan was a step towards the implementation at a regional level of the National Policy Statement for Fresh Water Management 2014.

The draft Water and Land Plan potentially had significant effects for the three territorial local authorities in Southland who administered water, waste water and stormwater systems. A decision was made at an operational level to combine resources and thinking to prepare a joint submission to the Regional Council, with technical assistance from MWH.

A copy of the joint submission from the Gore District, Invercargill City and Southland District had been circulated with the agenda, together with a separate submission from the Gore District Council.

RESOLVED on the motion of Cr Highsted, seconded by Cr Davis, THAT the Council note and endorse the combined Southland territorial Council submission and the separate submission from the Gore District Council made in response to the draft Southland Water and Land Plan released by Environment Southland.

2016/78

7. LANDLOCKED LAND EAST GORE (21.4)

A memo had been received from the Planning Consultant advising that land in East Gore owned by Dr Jack Phillips was separated from McDougall Street by a small strip of land 2.01 metres wide. Plans showing the land had been circulated with the agenda. The strip was created in 1963 when the adjoining land had been subdivided and ultimately transferred to the Gore Borough Council as “road reserve.” There now appeared to be no need to control access to the land owned by Dr Phillips and the Council was asked to formally dedicate the land as road reserve. There was no cost associated with the request.

RESOLVED on the motion of Cr P Grant, seconded by Cr Davis, THAT for the purpose of Section III of the Reserves Act 1977, the Gore District Council hereby certifies that all that parcel of land described as and comprising:

- (i) 0.0300ha more or less being Lot 17, DP 6429 and transferred to the Gore District Council as road reserve (and formally held in cancelled title CR SL5B/617,**

be dedicated as legal road.

2016/79

8. VARIATION TO GORE PAKEKE LIONS CLUB RESOURCE CONSENT (SC0493)

A memo had been received from the Planning Consultant advising that the Gore Pakeke Lions Club’s recycling activities on the corner of Hokonui Drive and Norton Street had been authorised by way of a resource consent issued in 2002. The Club had lodged an application to amend two conditions of the 2002 consent relating to the storage of material outdoors and enabling activities to take place on the site throughout the day. All persons who could reasonably claim to be affected by the change in conditions had given their written approval and the application was to be processed on a non-notified basis.

The Club had asked the Council to waive the fee for the processing of the application. Fees were charged on a cost recovery basis and in this case, were likely to be in the order of \$600 including GST.

RESOLVED on the motion of Cr Beale, seconded by Cr Sharp, THAT the Council waive the fee for processing the current resource consent application by the Gore Pakeke Lions Club, to vary the conditions of its 2002 consent.

2016/80

9. TRADE WASTE BYLAW (SC0107)

A memo from the Policy and Planning Officer had been receiving advising that in accordance with section 160A of the Local Government Act 2002, the Council's Trade Waste Bylaw 2008 had been automatically revoked in 2015 due to the absence of a review.

Section 148 of the Local Government Act 2002 placed specific requirements on a local authority in respect of the making of bylaws relating to trade wastes. The Minister of Health had to be consulted and prior to that, the Council was required to give two months public notice of its intention to make a Trade Waste Bylaw.

A copy of the draft Trade Waste Bylaw had been circulated with the agenda, together with a Statement of Proposal for the Bylaw which would be utilised as part of the consultation process required under the Act.

In response to Cr Bolger, the General Manager advised there had been minor changes to the previous document based on a review of other Trade Waste Bylaws from around the country.

The Chief Executive said a summary of the key changes could be included in the public notification process.

RESOLVED on the motion of Cr Bolger, seconded by Cr Page, THAT the Council approve the draft Trade Waste Bylaw and accompanying Statement of Proposal for public consultation, pursuant to Sections 148(2) and 156 of the Local Government Act 2002.

2016/81

10. SCHEDULE OF LANDUSE CONSENTS

A schedule of subdivision and landuse consents issued to 21 June 2016 had been circulated with the agenda.

RESOLVED on the motion of Cr Gover, seconded by Cr Dixon, THAT the information be received.

2016/82

11. REPORT FROM RURAL HALLS AND DOMAINS SUB-COMMITTEE (SC1402)

A copy of the report from the meeting of the Rural Halls and Domains Sub-Committee held on Monday 25 July 2016 had been circulated with the agenda.

RESOLVED on the motion of Cr P Grant, seconded by Cr Bolger, THAT the report be received,

AND THAT the grants listed in the report be approved for payment.

2016/83

12. LOCAL ALCOHOL POLICY – ADOPTION (SC1468)

A memo had been received from the Chief Executive advising that the combined Local Alcohol Policy covering the three territorial authorities had been adopted on 31 May 2016. A copy of the adopted Plan had been circulated with the agenda. In order for the policy to take effect, all three participating Councils needed to resolve to make it operational. Regulation 19 of the Sale and Supply of Alcohol Regulations 2013 required the Council to give notice of the adoption of the Local Alcohol Policy. Notice would be given in the Southland Times on 20 August and 27 August and the Ensign on 24 August 2016.

Section 90(6) of the Sale and Supply of Alcohol Act 2012 required that Policy B1 of the Local Alcohol Policy, which pertained to trade hours, take effect three months after the balance of the policy became operative. For the ease of implementation a date of 7 December 2016 was nominated.

RESOLVED on the motion of Cr Gover, seconded by Cr Page, THAT the Council resolve to make the Local Alcohol Policy operational as at 30 August 2016,

AND THAT the Council resolve to make Policy B1 (relating to trade hours) of the Local Alcohol Policy operational as at 7 December 2016.

2016/84

13. REPORTS FROM COUNCILLORS

The Council perused reports received from His Worship the Mayor, Crs Beale, Gover and Davis.

The meeting concluded at 8.34pm