

Minutes of an ordinary meeting of the Gore District Council, held in the Council Chambers, 29 Bowler Avenue, Gore, on Tuesday 7 August 2018, at 6.37pm

Present His Worship the Mayor (Mr Tracy Hicks, JP), Crs Beale, Bolger (from 7.02pm), Gardyne, P Grant, Highsted, Phillips, Reid and Sharp.

In Attendance The Chief Executive (Mr Stephen Parry), General Manager Infrastructure (Mr Ramesh Sharma), General Manager Regulatory and Planning (Mr Ian Davidson-Watts), HR/Administration Manager (Susan Jones), Project Manager Infrastructure (Mr Hashem Ramezan-zadeh), Communications-Marketing Manager (Sonia Gerken), Parks and Recreation Manager (Mr Ian Soper), Transport Manager (Mr Peter Standing), 3 Waters Asset Manager (Mr Matt Bayliss) and seven members of the public in the gallery.

Apologies Cr Bolger for lateness and Crs Davis, Dickson and D Grant for absence.

1. CONFIRMATION OF MINUTES

RESOLVED on the motion of Cr Reid, seconded by Cr Phillips, **THAT** the minutes of the ordinary meeting of the Gore District Council, held on Tuesday 26 June 2018, as presented, be confirmed and signed by the Mayor as a true and complete record.

2. PRESENTATION ON SOUTHLAND MUSEUM AND ART GALLERY

The Chairperson of the Southland Museum and Art Gallery Trust Board had advised the Chief Executive that she had no update to report at this stage.

A copy of a report prepared by the Invercargill City Council on a proposed governance review of the museum had been circulated with the agenda, for the Council's information.

3. YOUTH COUNCIL

Laura Heads, Leah Murray and Olivia Crawford were in attendance and gave an update on recent activities undertaken by the Youth Council and a preview of the planning

that had commenced for the 2018 Youth Awards. The Council was updated on some of the recent achievements of Youth Councillors together with a report on the Youth Hui held in Christchurch and attended by three Youth Councillors.

A copy of the minutes of the Youth Council meetings held on 7 May and 25 June had been circulated.

RESOLVED on the motion of Cr Reid, seconded by Cr Gardyne, THAT the information be received.

2018/80

The Youth Councillors departed the meeting at 6.52pm

4. THE SOUTHLAND ECONOMIC PROJECT – URBAN AND INDUSTRY REPORT (SC0528)

A memo had been received from the 3 Waters Asset Manager advising that between 2016 and 2018 the four Southland Councils had been working on the joint Southland Economic Project – Urban and Industry report. The report would be used as a resource during limit setting for water quality in Southland.

A joint workshop to brief Councillors and senior management on the findings of the report had been held on 5 July. A copy of the report along with a covering report written by Emma Moran, Senior Policy Analyst/Economist with Environment Southland had also been circulated.

Ms Moran was in attendance at the meeting and explained the report to the Council.

In response to His Worship asking what the challenges and limitations were, Ms Moran advised the focus to date had been producing the reports. Over the next year or so the group would commence a project involving the community about water in the region. She thought the reports would be used as a basis for some of those discussions to be held.

Cr Gardyne asked if there were any costs available in order for the Council and ratepayers to comply with the report.

Ms Moran advised the limits had not been yet set but the intention was for the documents to feed into that process. Setting the objectives was very important and they would also feed through to the limit setting and policies. She offered to hold a workshop with the Council if it wished.

Cr Bolger attended the meeting from 7.02pm

The 3 Waters Asset Manager advised the Council had an executive summary as opposed to the entire report on its agenda. The full report was available electronically and some hard copies would be produced.

Ms Moran said the territorial Councils needed to be congratulated as nothing like the report had been achieved anywhere else in New Zealand.

RESOLVED on the motion of Cr Gardyne, seconded by Cr Highsted, THAT the Council note the draft Urban and Industry report as a joint Council report and a key output from the Southland Economic Project that will be used during community processes for the setting of limits for water in the region.

2018/81

Ms Moran departed the meeting at 7.05pm

5. SOUTHLAND LEISURE STRATEGY – REVIEW (SC2268)

A memo had been received from the Parks and Recreation Manager seeking Council support and agreement to the terms of reference for a review of the 2003 Southland Leisure Strategy. The process was inclusive of all Southland territorial authorities, community funders, Sport New Zealand and Sport Southland.

Mr Nathan Burdon from Sport Southland was in attendance at the meeting and gave an overview of the review to be undertaken.

A copy of the terms of reference for the review and the 2003 Southland Leisure Strategy had been circulated with the agenda.

Cr Reid asked with the increasing aging population, how would the review consider that?

Mr Burdon said leisure was an interesting word from 2003 and the most finite resource at the time was people's leisure time. The initial document had also included arts and culture and the review would focus on sport and recreation. The aging population was acknowledged along with ensuring community wellbeing and ensuring social connectivity. One of Sport Southland's objectives was to target low participation areas. The word "sport" could often put people off from being or getting involved.

RESOLVED on the motion of Cr P Grant, seconded by Cr Phillips, THAT the Council support the review of the 2002 Southland Leisure Strategy,

AND THAT the Council nominate the Parks and Recreation Manager to be its representative and contact person in the review process.

2018/82

Mr Burdon departed the meeting at 7.14pm

6. RURAL SPORT TRAVEL FUND

A copy of the report from the Rural Travel Fund Sub-Committee meeting held on 12 July had been circulated with the agenda. The report detailed the recipients of funding from the 2018 summer funding round.

RESOLVED on the motion of Cr Phillips, seconded by Cr Reid, THAT the information be received.

2018/83

7. MATAURA COMMUNITY BOARD REPORT

A copy of the report of the meeting of the Mataura Community Board held on 2 July 2018 had been circulated with the agenda.

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

AND THAT the recommendations contained within the report be ratified.

2018/84

8. BACTERIAL COMPLIANCE REQUIREMENTS FOR DRINKING WATER STANDARDS FOR NEW ZEALAND (SC2236)

A report had been received from the 3 Waters Asset Manager advising that the Ministry of Health Drinking Water Assessors undertook an annual survey of all drinking water supplies to determine compliance with the Drinking Water Standards of New Zealand 2005 – revised 2008. Each scheme was assessed for compliance with protozoa, bacterial, cyanotoxin, chemical and radiological both at the treatment plant and in the distribution network:

In response to Cr Bolger, the Manager said samples taken had a 24 hours turnaround timeframe and the lab contacted the Council straight away if there was an E.coli detection.

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

AND THAT the Council acknowledge there will be an increase in annual compliance monitoring costs of approximately \$12,000 for the water department.

2018/85

9. QUARTERLY DEBT REPORT (SC1903)

A memo had been received from the Chief Financial Officer together with a copy of the quarterly debt report prepared by Bancorp.

RESOLVED on the motion of Cr Bolger, seconded by Cr Highsted, THAT the report be received.

2018/86

10. CLEAN AIR LOANS QUARTERLY REPORT (SC2014)

A memo had been received from the Chief Financial Officer together with a quarterly report from Environment Southland on clean air loans. During the past six months, one new application had been received and six loans had been issued. Principal repayments were on track.

Cr Reid questioned whether the criteria meant that it was too difficult for people to access the loan funding.

Cr Highsted said the Council's input related only to the insulation portion of the scheme. Environment Southland had set its criteria for the heating component.

The Chief Executive said the Council may be able to influence a change in criteria but Environment Southland needed to ensure that it was fair and equitable to both Gore and Invercargill.

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

2018/87

11. REVIEW OF LONG GRASS/OVERHANGING FOLIAGE BYLAW 2008 AND REVOCATION OF FIRE PREVENTION (VEGETATION) BYLAW 2008 (SC0107)

A memo had been received from the senior Regulatory Officer advising that the Long Grass/Overhanging Foliage Bylaw 2008 had been reviewed and the Fire Prevention (Vegetation) Bylaw 2008 had been revoked due to the new Fire and Emergency New Zealand Act 2017 which placed all fire prevention responsibilities under the control of Fire and Emergency New Zealand (FENZ).

The Long Grass/Overhanging Foliage Bylaw 2008 had been amended to remove any reference to fire hazards. The Bylaw's main purpose remained the control and regulation of overgrown vegetation in the urban area.

The General Manager Regulatory and Planning said FENZ had a call centre based in Auckland and it used a risk matrix to determine whether it responded to issues. The revised Bylaw would continue to apply to properties with grass longer than 0.5m or other overgrown vegetation that may be aesthetically displeasing, harbour vermin or had overgrown vegetation that encroached onto or over a public place.

RESOLVED on the motion of Cr Sharp, seconded by Cr Beale, THAT the Council determine pursuant to Section 155 of the Local Government Act 2002, that a bylaw is the most appropriate way of addressing the perceived problem and does not give rise to implications under the New Zealand Bill of Rights Act 1990,

AND THAT the Council approve the proposed amended Long Grass and Overhanging Vegetation Bylaw 2018 and adopt it by publically notified resolution, pursuant to Sections 156(2)(a) and 157 of the Local Government Act 2002.

2018/88

12. SALE AND SUPPLY OF ALCOHOL ACT 2012 – DELEGATION (SC2028)

A memo had been received from the senior Regulatory Officer advised that the Council was able to delegate some of its powers relating to decisions on certain alcohol licensing applications. The delegation was suggested in the interests of improving efficiency and cost to applicants.

The Southern Enforcement Agency Liaison Group (SEAL) was made up of staff from the Gore District, Southland District and Invercargill City Councils, Police, Public Health South and Fire and Emergency New Zealand. The SEAL group had a range of service improvements currently being undertaken, including the development of procedures for staff to process late applications for special licences rather than wait for the District Licensing Committee or Chair of the Committee to determine the application. Legal advice had been sought from Barry Slowley and Michael Garbutt from Anderson Lloyd to confirm the approach and both opinions confirmed that the Committee was able to make such a delegation.

RESOLVED on the motion of Cr Phillips, seconded by Cr D Grant, THAT the report titled “Sale and Supply of Alcohol Act 2012 – Delegation” dated 19 July 2018 be received,

THAT the Council determine that this matter or decision be recognised as not significant in terms of Section 76 of the Local Government Act 2002,

AND THAT the Council make the following delegation under clause 32, Schedule 7 Local Government Act 2002: All of the functions or powers listed in the following table are delegated to the staff indicated in the table. The delegated officers do not have the power to sub-delegate.

| Key | |
|------|--|
| CEO | Chief Executive Officer |
| GMRP | General Manager – Planning and Regulatory |
| LI | Licensing Inspector |
| RAAL | Regulatory Administrator – Alcohol Licensing |

| Legislation | Summary of Function/Power Delegated | Delegated Officer |
|--|---|---------------------|
| Sale and Supply of Alcohol Act 2012 | | |
| Section 187(a) | To consider and determine applications for special licences | CEO, GMRP, LI, RAAL |
| Section 187(a) | To consider and determine applications for manager’s certificates | CEO, GMRP, LI, RAAL |
| Section 187(b) | To consider and determine applications for renewal of licences | CEO, GMRP, LI, RAAL |

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| Section 187(b) | To consider and determine applications for renewal of manager's certificates | CEO, GMRP, LI, RAAL |
| Section 187(c) | To consider and determine applications for temporary authority | CEO, GMRP, LI, RAAL |
| Section 137(2) | Accept late application for special licence | CEO, GMRP, LI, RAAL |
| Section 208 | To waive certain omissions | CEO, GMRP, LI, RAAL |
| Limitations | <p>These delegations are subject to these limitations which staff cannot decide:</p> <ul style="list-style-type: none"> a) Consider or decide on any opposed applications, or applications subject to public objection. b) Consider or decide on any waivers that do not meet any agreed criteria within the SEAL reference document. c) Decline, suspend, or cancel any application or licence or certificate. d) Vary any licence without the consent of the licence holder. e) Reduce the term of renewal of any certificate of licence. f) Decide on an application that any reporting agency requests to be considered by the District Licensing Committee. g) Any application which the GM – Regulatory and Planning decides should be considered by the District Licensing Committee. | |

2018/89

13. REVIEW AND UPDATE OF STAFF WARRANTS AND AUTHORISATIONS (P/F)

A memo had been received from the General Manager Regulatory and Planning advising that Ms Samantha Beer had recently joined the Council as a part-time (after hours) Animal Control Officer and was required to be appointed and warranted by the Council as an Enforcement Officer under the Local Government Act 2002 and as a Dog Control Officer under the Dog Control Act 1996.

In response to Cr Sharp, the General Manager explained the number of staff currently employed to cover the animal control function.

RESOLVED on the motion of Cr Gardyne, seconded by Cr Reid, THAT the Council appoint and authorise Samantha Beer as an Animal Control Officer to undertake various enforcement related duties in line with her role for the Council.

2018/90

14. CONTRACT 550 RIGHT OF EXTENSION (SC0706)

A memo had been received from the Transport Manager about the contract discussions that had progressed regarding the contract extension and sought support for the recommendations from the discussions. The Waste Advisory Group (WAG) sought the Council's approval to extend the collection and transfer station services contract it had with Bond Contracts Ltd for a further term of eight years. The contract

expiry date was 30 June 2019 and included an option to extend the term for a further eight year term.

The Waste Advisory Group had met on 27 June to discuss the right of extension for contract 550. Details of the negotiations, issues and options and considerations had been included in the report.

RESOLVED on the motion of Cr P Grant, seconded by Cr Gardyne, THAT the Council accept the Waste Advisory Group's recommendation to offer Bond Contracts Limited an 8-year contract extension term in good faith,

THAT the Waste Management Group be delegated authority to undertake and finalise contract negotiations with Bond Contracts Limited on any non-financial aspects of the contract extension,

AND THAT negotiations be finalised by 31 March 2019 to enable formal acceptance of the contract extension prior to 30 June 2019.

2018/91

15. VENTURE SOUTHLAND QUARTERLY REPORT (SC2030)

A copy of the quarterly report from Venture Southland to 31 March 2018 had been circulated with the agenda.

RESOLVED on the motion of Cr Bolger, seconded by Cr Phillips, THAT the report be received.

2018/92

In response to Cr Beale, Cr Bolger said an update on the aeromagnetic survey was imminent. He added gathering the information was not the end of the project and there was a significant amount of time required to analyse it.

16. LONG TERM PLAN 2018-2025 DEBRIEF (SC1863)

A memo had been received from the Chief Financial Officer, together with notes of a debrief meeting held with the staff involved with the production of the Long Term Plan (LTP) 2018-2028 and the associated consultation document.

His Worship felt the consultation document had been a good one as had having it delivered to each household. He believed there would be advantages in the future of having elected members available at certain places to discuss the content of the plan with residents and ratepayers.

Cr Gardyne said some submitters had expressed concern about the lack of financial information in the consultation document.

The Chief Executive said everything that was required to be provided to the public had been included in the consultation document. The content also had to be audited before it was released for consultation. In past years, there had been an enormous amount of financial information included which had not met with support from ratepayers. The Council was bound to profile three or four key projects as opposed to including all financial information.

In response to Cr Reid, His Worship agreed giving potential elected members an indication of the number of hours involved would be a good idea before the next election. He added the Council had never put much of an information pack together for potential candidates and perhaps that needed to be considered.

RESOLVED on the motion of Cr Reid, seconded by Cr Beale, THAT the debrief notes be received.

2018/93

17. COUNCIL POLICY ON ELECTIONEERING SIGNS (SC0110)

A memo had been received from the Chief Executive advising that the Council's Policy on Electioneering Signs provided for the payment of \$20 for the lodgement of any application for a permit to erect an electioneering sign. A copy of the current policy had been circulated with the agenda. The Council's policy had last been critiqued in 2014 following approaches received from both the Labour and National parties in the run up to that year's general election. Neighbouring Councils did not impose a fee for electioneering signage.

Cr Beale did not see any difference between electioneering signs and organisations such as Gold Guitars and Field Days who had to pay an application fee for signage.

His Worship saw them both differently. Community organisations were targeting people to attend their events. Individuals were standing for election.

Cr Sharp moved THAT the Council Policy on Electioneering Signs be amended to remove the requirement to pay an application fee of \$20.00 for each electioneering sign being erected/installed by a candidate.

The motion was seconded by Cr P Grant.

In response to Cr Highsted, the Chief Executive said the administrative work required for electioneering signage was minimal.

The motion was put and it was carried.

2018/94

The meeting concluded at 8.07pm