



ORDINARY COUNCIL MINUTES

MINUTES OF THE ORDINARY COUNCIL MEETING OF WESTLAND DISTRICT COUNCIL HELD IN THE COUNCIL CHAMBERS, 36 WELD STREET, HOKITIKA AND VIA ZOOM ON 27th AUGUST 2020 COMMENCING AT 1PM

The Committee Meeting was live streamed to the Westland District Council Youtube Channel and presentations are available on the council website.

1. KARAKIA TĪMATANGA OPENING KARAKIA

The opening Karakia was read by Kw Madgwick.

2. MEMBERS PRESENT

Chairperson	His Worship the Mayor	
Members	Cr Carruthers (Deputy)	
	Cr Davidson	Cr Hart
	Cr Hartshorne (via Zoom)	Cr Kennedy
	Cr Keogan (via Zoom at 1.02pm)	Cr Martin
	Cr Neale	Kw Madgwick
	Kw Tumahai (via Zoom)	

NGĀ WHAKAPAAHA APOLOGIES

NIL

STAFF PRESENT

S.R. Bastion, Chief Executive; T. Cook, Regulatory Services Manager; L. Crichton, Group Manager: Corporate Services; F. Scadden, Planning and Customer Services Manager; L. Sparks, Group Manager District Assets; D. Maitland; Executive Assistant, E. Rae, Strategy and Communications Advisor, M. Smith; Committee Secretary.

3. WHAKAPUAKITANGA WHAIPĀNGA DECLARATIONS OF INTEREST

The Interest Register had been circulated via Microsoft Teams and available on the Council table. The below updates are noted:

Cr Davidson

- Westland Sports Hub User Group - Non-pecuniary – Potential conflict

Cr Hart (updated via Microsoft Teams)

- Kokatahi-Kowhitirangi Community Committee (Chair) - Non-pecuniary – Potential conflict

- NZ Minerals to Materials Research Institute (Chief Financial Officer) – Non-pecuniary – Potential conflict

Cr Kennedy

- Okarito Community Association (Member) - Non-pecuniary – Potential conflict

Cr Martin (*updated via Microsoft Teams*)

- Lions Club of Hokitika (Treasurer) - Non-pecuniary – Perceived conflict
- Institute of Directors (Member) - Non-pecuniary – Perceived conflict
- Westland High School (MDI Funds)(Trustee) - Non-pecuniary – Perceived conflict
- Techspace, West Coast Technology Education Trust (Trustee) - Non-pecuniary – Perceived conflict
- Marlborough-Nelson, West Coast Regional Executive of the New Zealand Schools Trustee Association (NZSTA) (Chair) - Non-pecuniary – Perceived conflict
- Lottery Grants Board West Coast, Nelson-Marlborough Distribution Committee (Member) - Non-pecuniary – Perceived conflict
- Ministry of Business, Innovation and Enterprise West Coast Skills Leadership Group - Non-pecuniary – Perceived conflict

Cr Neale

- West Coast Riding for the Disabled (Committee) – Non-pecuniary – Potential conflict
- West Coast Riding for the Disabled (Contractor) – Pecuniary – Potential conflict
- Westland Riding Club (Member) – Non-pecuniary – Potential conflict
- Driftwood and Sand (Trustee) – Non-pecuniary – Potential conflict
- Westland A & P Show (Secretary)– Non-pecuniary – Potential conflict
- WestREAP (Employee) – Pecuniary – Potential conflict

Kw Madgwick

- Greymouth Star and Hokitika Guardian (Editor) - Non-pecuniary – Perceived conflict
- Te Runanga o Te Rūnanga o Makaawhio (Chairman) - Non-pecuniary – Perceived conflict
- Poutini Waiora (Trustee) – Non-pecuniary – N/A
- One District Plan Committee (Member) – Non-pecuniary – N/A

4. NGĀ TAKE WHAWHATI TATA KĀORE I TE RĀRANGI TAKE URGENT ITEMS NOT ON THE AGENDA

There were no urgent items of business not on the Council Agenda.

5. NGĀ MENETI O TE HUI KAUNIHĒRA MINUTES OF MEETINGS

The Minutes were circulated separately via Microsoft Teams.

- **Ordinary Council Meeting Minutes – 23rd July 2020**

Moved Deputy Mayor Carruthers, seconded Cr Neale and **Resolved** that the Meeting Minutes of Council held on **23 July 2020** be confirmed as a true and correct record of the meeting.

6. ACTION LIST

The Chief Executive spoke to the Action List and provided the following updates:

- **Kaniere School Students – Cycle trail**
The signs and footpath construction will commence soon following the fibre cable installation by local network contractor in the footpath area.

Action – Cr Martin has requested that the plans be made available to the committee.

- **Speed Limits**

Public consultation to formally adopting any speed limit changes into the revised bylaw to follow the LTP consultation by end of September 2020. Mandatory agencies have been informed (Police, NZTA, AA, Road Transport Association, DHB)

- **Transfer of Pensioner Housing to Destination Westland**

A Consultant has been appointed and work underway on the Strategy Document.

- **Carnegie Building Project**

Awaiting requested funding from the Culture and Heritage Fund. This item will remain open until the funding decision is received.

Kw Madgwick advised that in discussion with the Community, there seemed to be confusion around the repairs to the Carnegie Building and the purchase of the Mountain Jade property. That if the Mountain Jade building was purchased then Council would not be repairing the Carnegie Building. An either or perception.

The Chief Executive advised that Council were committed to the repairs at the Carnegie Building

- **Fox Landfill**

The Provincial Growth Fund Funding application is supporting the relocation of the landfill material to Butlers Landfill plus funding to do a final sweep of Fox River for any visible remaining material. Draft condition contracts have been received.

- **Iwi representation around the Council table**

Communication has been received from the Department of Internal Affairs. Further discussions to be completed on the next steps. A future remit may need to be drafted.

- **Rimu-Woodstock Lookout**

Maintenance/Repairs:

- Graffiti has been removed and the shed cleaned.
- The damaged interpretation panels removed, repaired and refitted at the site. The three signs lost are with a local printer and being reproduced.
- The valley photo display was damaged beyond repair. This is to be reprinted with a replacement photo.
- The Rimu Lightning Walking Trail maintenance repairs required due to past flood damage. Council in consultation with contractors and DOC assisting with planned trail repairs.

Moved Cr Hart, seconded Cr Keogan and **Resolved** that the updated Action List be received.

7. **NGĀ TĀPAETANGA PRESENTATIONS**

NIL

8. PŪRONGO KAIMAHI STAFF REPORTS

- **Harold Creek Raw Water Supply – Hari Hari**

The Group Manger: District Assets spoke to this item and advised the purpose of this report is to inform the Mayor and Councillors of the complications regarding the raw (i.e. untreated) water supply at Harold Creek in Hari Hari that provides water to a handful of households.

Mr J. Sullivan, landowner, spoke to the situation, the history of the water supply, and his families' part in supplying water services to the affected households. The Mayor thanked Mr Sullivan for speaking and for providing water access to the affected homes.

Action - *Cr Neale requested a letter be sent to Mr Sullivan acknowledging his statement and thanking him for his contribution.*

Councillors provided their input into whether they supported the recommendations as tabled.

Moved Cr Keogan, seconded Cr Hartshorne and **Resolved** that:

- A) Council receive the report.
- B) That the following engagement and consultation is undertaken:
 - Hold a community meeting in Hari Hari with the affected households, outlining the options available and allowing time for questions and answers.

- **Three Waters Service Delivery Reform Programme Report**

The Group Manger: District Assets spoke to this item and advised the purpose of this report is to seek Council approval to sign a Memorandum of Understanding (MoU) with the Crown agreeing to participate in the initial stage of a Central/Local Government Three Waters Service Delivery Reform Programme.

Moved Cr Kennedy, seconded Cr Hartshorne and **Resolved** that:

- A) Council receive the report.
- B) Council agree to signing the Memorandum of Understanding and Funding Agreement as tabled.
- C) Council agree to nominate the Chief Executive as the primary point of communication for the purposes of the MoU and reform programme – as referred to on page 6 of the MoU.
- D) Council agree to delegate decisions about the allocation of regional funding to the Chief Executive, with the understanding that the minimum level of funding to the Council be based upon the formula used to calculate the direct council allocations, and noting that participation by two-thirds of territorial authorities within the West Coast Region is required to access the regional allocation.

- **Financial Performance: July 2020**

The Group Manager: Corporate Services spoke to this item and advised the purpose of this report is to provide an indication of Council's financial performance for July 2020.

Moved Cr Neale, seconded Cr Hart and **Resolved** that the Financial Performance Report for July 2020 from the Group Manager: Corporate Services be received.

- **Interim Audit Management Report Year Ended 30 June 2020**

The Group Manager: Corporate Services spoke to this item and advised the purpose of this report is to present the Interim Audit Management Report as tabled for the year ended 30 June 2020.

Moved Cr Hart, seconded Cr Davidson and **Resolved** that the Interim Audit Management Report year ended 30 June 2020 from the Group Manager: Corporate Services be received.

- **Policy – Appointments to District Licensing Committee Report**

The Regulatory Services Manager spoke to this item and advised the purpose of this report is to obtain a decision from Council on adopting a policy for the appointment of members of the Westland District Council District Licensing Committee (DLC).

Council would like to record their appreciation of the work done by Timmy Teen who passed away and his contribution to the District Licensing Committee.

Moved Cr Martin, seconded Cr Kennedy and **Resolved** that:

- A) Council adopt the Appointment of Members of the District Licensing Committee Policy.
- B) Council endorses the DLC Appointments Committee comprising of the Mayor, Deputy Mayor, Chief Executive, and District Licensing Committee Secretary.

- **Annual Dog Control Policies and Practices Report**

The Regulatory Services Manager spoke to this item and advised the purpose of this report is to adopt the Annual Report on Dog Control Policies and Practices for the year ending 30 June 2020.

Cr Keogan advised that when the fee structure is due for review, she would like to be involved in this discussion.

Cr Kennedy left the room at 2.54pm and returned at 2.55pm.

Moved Cr Neale, seconded Cr Davison and **Resolved** that:

- A) Council adopt the Annual Dog Control Policy and Practices Report for the year ended 30 June 2020.
- B) The adoption of the Annual Dog Control Policy and Practices Report for the year ended 30 June 2020 is publicly notified, and made publicly available on Council's website, and

C) The Secretary for Local Government is advised that it has been published in accordance with Section 10A of the Dog Control Act 1996, and Section 5(1) of the Local Government Act 2002.

9. KA MATATAPU TE WHAKATAUNGA I TE TŪMATANUI RESOLUTION TO GO INTO PUBLIC EXCLUDED

(to consider and adopt confidential items)

Moved Cr Neale, seconded Cr Martin and **Resolved** that Council confirm that the public were excluded from the meeting in accordance with Section 48, Local Government Official Information and Meetings Act 1987 at 2.56 pm.

Cr Martin and Cr Davidson left the room at 2.56pm and returned and 2.57pm.

The general subject of the matters to be considered while the public are excluded, the reason for passing this resolution in relation to each matter and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of the resolution are as follows:

Item No.	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
1.	Confidential Minutes – 23 rd July 2020	Good reasons to withhold exist under Section 7	That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason or withholding exists. Section 48(1)(a)

This resolution is made in reliance on sections 48(1)(a) and (d) of the Local Government Official Information and Meetings Act 1987 and the particular interests 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 are as follows:

Item No.	Interest
1	Protect the privacy of natural persons, including that of deceased natural persons (Section 7(2)(a))
1	Protect information where the making available of the information: (i) would disclose a trade secret; and (ii) would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information (Schedule 7(2)(b)).
1	Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) (Schedule 7(2)(i))

Moved Deputy Mayor Carruthers, seconded Cr Kennedy and **Resolved** that the business conducted in the 'Public Excluded Section' be confirmed and accordingly, the meeting went back to the open part of the meeting at 3.02pm.

**DATE OF NEXT ORDINARY COUNCIL MEETING –
THURSDAY, 24TH SEPTEMBER 2020
COUNCIL CHAMBERS, 36 WELD STREET, HOKITIKA AND VIA ZOOM**

MEETING CLOSED AT 3.02 PM

Confirmed by:

A handwritten signature in blue ink, appearing to read 'B. Smith', is written over a light blue rectangular background.

Mayor Bruce Smith
Chair

Date: 24.09.20