



MINUTES OF AN ORDINARY MEETING OF THE GORE DISTRICT COUNCIL HELD IN THE COUNCIL CHAMBERS, 29 CIVIC AVENUE, GORE ON TUESDAY 17 SEPTEMBER 2013 AT 7.30pm.

PRESENT His Worship the Mayor (Mr Tracy Hicks, JP), Crs Bolger, Beale, Davis, Dixon, Gover, D Grant, P Grant, Highsted, Redhead, Sharp and Watt.

IN ATTENDANCE The General Manager District Assets (Mr Paul Withers), General Manager Corporate Services (Mr Russell Duthie), Parks and Recreation Manager (Mr Ian Soper), HR/Administration Manager (Susan Jones), Communications Coordinator (Sonia Gerken), IT Manager (Mr Tony Shepherd), and 29 members of the public in the gallery.

APOLOGY The Chief Executive apologised for absence.

1. CITIZENSHIP CEREMONY

His Worship conferred New Zealand citizenship on Gina Tindugan, Roberto Navarete and Rogene Elizabeth Ivy Castro, Filipino citizens, Jan Marthinus, Catherine Jane, Alme and David de Klerk, South African citizens, Jacob Johannes, Lani Carlien, Bernard and Jayden Diederiks, South African citizens, Sasikan Yossomsak, a Thai citizen and Stephen John Allen, a British citizen. All read the relevant declaration and each family was presented with a New Zealand kowhai tree.

His Worship extended best wishes on behalf of the Council to the new citizens.

The meeting adjourned at 7.43pm, and resumed at 8:02pm with one member of the public in the gallery.

The Community Development Officer (Mrs Melissa Smith) and Roading Manager (Mr Murray Hasler) now attended the meeting.

His Worship congratulated Crs Dixon and Sharp on being re-elected unopposed and extended best wishes to all others standing for election.

Cr Highsted declared a possible conflict with agenda item 10 – Ronald McDonald House due to being a director of Gore Health.

2. CONFIRMATION OF MINUTES

RESOLVED on the motion of Cr Gover, seconded by Cr Watt, **THAT** the minutes of the ordinary meeting of the Gore District Council, held on Tuesday 6 August 2013, as presented, be confirmed and signed by the Mayor as a true and complete record.

RESOLVED on the motion of Cr Dixon, seconded by Cr P Grant, **THAT** the report of the meeting of the Community Services Committee, held on Tuesday 27 August 2013, as presented, be confirmed and signed by the Mayor as a true and complete record.

RESOLVED on the motion of Cr Davis, seconded by Cr Dixon, **THAT** the recommendations contained within the report of the Community Services Committee, held on Tuesday 27 August 2013, as presented, be ratified.

RESOLVED on the motion of Cr Davis, seconded by Cr Watt, **THAT** the report of the meeting of the Operations Committee, held on Tuesday 27 August 2013, as presented, be confirmed and signed by the Mayor as a true and complete record.

RESOLVED on the motion of Cr Watt, seconded by Cr Gover, **THAT** the recommendations contained within the report of the Operations Committee, held on Tuesday 27 August 2013, as presented, be ratified.

RESOLVED on the motion of Cr Highsted, seconded by Cr D Grant, **THAT** the report of the meeting of the Regulatory and Planning Committee, held on Tuesday 27 August 2013, as presented, be confirmed and signed by the Mayor as a true and complete record.

RESOLVED on the motion of Cr Redhead, seconded by Cr Sharp, **THAT** the recommendations contained within the report of the Regulatory and Planning Committee, held on Tuesday 27 August 2013, as presented, be ratified.

RESOLVED on the motion of Cr Bolger, seconded by Cr Watt, **THAT** the report of the meeting of the Finance and Policy Committee, held on Tuesday 27 August 2013, as presented, be confirmed and signed by the Mayor as a true and complete record.

RESOLVED on the motion of Cr Bolger, seconded by Cr Davis, **THAT** the recommendation contained within the report of the Finance and Policy Committee, held on Tuesday 27 August 2013, as presented, be ratified.

3. REPORT FROM YOUTH COUNCILLORS

Youth Councillors Sian Davis and Devin Kubala were in attendance and provided an update on activities being undertaken by the Youth Council. The representatives

advised the Youth Council had considered the following items on the Council agenda - free swimming lessons, road naming policy, iPads for elected members and the Ronald McDonald family room.

The Youth Councillors and the Community Development Officer departed the meeting.

4. FUNDING OF FREE SWIMMING LESSONS FOR PRIMARY SCHOOL CHILDREN (SCO222)

A memo had been received from the Parks and Recreation Manager advising that the first year of the free swimming lesson programme for primary school children had been completed. In association with the Mataura Licensing Trust, a total of 1,005 children had been through year one of a three year programme. A new application for the 2013-14 financial year needed to be lodged.

RESOLVED on the motion of Cr P Grant, seconded by Cr Gover, THAT the Gore District Council resolve to apply to the Trusts Community Foundation for the purpose of seeking financial assistance in the sum of \$30,000 as the second instalment of the three year programme to enable free swimming tuition to be offered to primary school students in the Gore District.

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5. SCHEDULE OF BUILDING CONSENTS

A schedule of building consents issued for August 203 together with a comparison of the previous two years had been circulated.

RESOLVED on the motion of Cr Highsted, seconded by Cr D Grant, THAT the information be received.

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6. ROAD NAMING POLICY (SCO110)

A memo had been received from the Chief Executive together with a suggested new policy in accordance with the request from the Regulatory and Planning Committee at its meeting in August.

Cr Watt moved THAT the Council approve the Gore District Road Naming Policy, subject to minor wording changes in part B, clause 2.3 and clauses 7.1 and 7.2.

The motion was seconded by Cr Davis.

The motion was put and it was carried.

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7. AMENITY HIRE FEE WAIVER – ANNUAL REPORT (SCO867)

A memo had been received from the Chief Executive together with a schedule detailing fees waived by the sub-committee comprising Cr Bolger and the Chief Executive, for the financial year ending 30 June 2013.

In response to Cr D Grant, His Worship said the figures were exclusive of GST.

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

AND THAT a report on those applications declined be included with future annual reports.

2013/115

8. RONALD McDONALD FAMILY ROOM, SOUTHLAND HOSPITAL (SCO869)

A memo had been received from the Chief Executive following a submission made at the 2013/14 Annual Plan hearing for funding from Ronald McDonald House, South Island. The funding request was declined, and the resolution of the Council at the time was that the concept of a fundraising initiative being supported by local service groups and matched with a contribution from the Council be investigated and reported back to the Council.

Letters were subsequently forwarded to local service groups and the Gore Pakeke Lions had advised that it had agreed to contribute the sum of \$10,000 towards the new family room at Southland Hospital.

A copy of a letter from Ronald McDonald House confirming the donation had been circulated.

Cr Redhead said the Youth Council had discussed the item and were very keen to support it. It had suggested a fundraiser through the two local secondary schools rather than the Council having to make a contribution.

Cr P Grant suggested holding it over for discussion at the 2014-15 annual plan.

Cr Davis was still waiting for information she had requested from Ronald McDonald House and was reluctant to commit ratepayer funds without the information being received.

His Worship agreed with the comments around the lack of information forthcoming. He said perhaps if the information was available at the next annual plan process then the Council may be in a position to assist.

Cr Highsted said the local hospital would certainly enjoy support for family rooms.

Cr Sharp supported the project, but did not think the ratepayers should be paying. It was a good cause. He added the Council gave away about \$1.1 million in grants over the past three years. It was a better project for Pakeke Lions and Rotary. The Council had some big bills coming in the future.

His Worship said the grants budget needed to be quantified and the regional heritage and Venture Southland grants were mostly returned to the District.

Cr P Grant moved THAT the Council request the information again from Ronald McDonald House and any consideration to making a contribution be made as part of the 2014-15 annual plan process.

The motion was seconded by Cr Davis.

Cr Watt suggested the generous contribution of Pakeke Lions should be acknowledged in writing.

The motion was put and it was carried.

2013/116

9. GORE DISTRICT COUNCIL ELECTED MEMBER ELECTRONIC COMMUNICATIONS POLICY
(SCO110)

A memo had been received from the Chief Executive following the 6 August Council meeting when an updated policy on usage and provision of communications devices from the Remuneration Authority was considered.

Cr Redhead asked how a policy would work if an elected member used their own electronic devices.

His Worship thought there was a gap in the policy about usage of privately owned devices. He asked whether that needed to be recognised. He imagined any data plan in place for Councillors would have a pre-set limit that would be what would be required for Council business and if the device was used for private business then it would be up to the individual Councillor to arrange that.

Cr Highsted asked if it was contemplated Councillors would have 3G or use their own internet connection.

The IT Manager said it was still to be determined.

Cr Davis thought the policy would be a living document and should be reviewed annually to take account of any changes in practice. What was not in the draft policy was included in the Remuneration Authority determination.

Cr D Grant asked what sort of device was preferred.

The IT Manager said it would be over to elected members. If people were familiar with one device over another, then the Council would be comfortable with supporting those.

Cr Gover was also concerned if Councillors were using their own devices then she did not think the policy could be binding on a Councillor.

Cr Beale said if each Councillor had a Council issued device, then it would be a restricted item and due care would be exercised.

Cr D Grant concurred and said everyone would have the same anti-virus software etc available and the same training. He thought everyone should have the same device.

Cr Highsted agreed but said his current iPad was his diary and where all his emails were accessed. He preferred everything in one place and on one device. He was a responsible elected member and did not want to have to change from one device to the other depending on what meeting he was attending.

Cr Davis said the Chairs had discussed a lead-in time for electronic devices especially for those who were not used to them. She added there would still be some paper used especially maps.

RESOLVED on the motion of Cr Davis, seconded by Cr Watt, THAT the Elected Member Electronic Communications Policy be approved in principle and referred back to the Council to account for the points raised.

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The IT Manager departed the meeting.

10. RMA DELEGATIONS TO SENIOR PLANNER (SCO301)

A memo had been received from the Planning Consultant advising that the recently appointed senior Planner, Howard Alchin, would take up his role at the end of the

month. A number of delegations under the Resource Management Act 1991 were required in order to allow him to undertake his duties effectively and efficiently.

RESOLVED on the motion of Cr P Grant, seconded by Cr D Grant, **THAT** the following delegations be approved to Howard Alchin under section 34A(1) of the Resource Management Act 1991:

POWER TO ACT [A delegation made under RMA S34A(2)]

Matters under the Resource Management Act

1. Determination of existing uses [RMA S10]
2. Provide the Minister with information requested [RMA S27]
3. Fix and require the payment of a charge in addition to the Council's scale of fees [RMA S36(3)]
4. Waive and/ or extend time limits [RMA S37]
5. Protection of Sensitive Information [RMA S42]
6. Directions to provide evidence prior to a hearing [RMA S41B]
7. Waive compliance regarding distribution of reports [RMA S42A(5)]
8. Determining an application incomplete and returning to the applicant [RMA S88(3)]
9. Determining not to proceed with notification or hearing of an application pending lodging of further consents [RMA S91]
10. Requiring further information for any resource consent application, postpone until information received, request explanation of alternatives, consultation etc and commission reports [RMA S92].
11. Determining whether notification is required [RMA S95A].
12. Determining whether limited notification is required and persons served [RMA S95B].
13. Publicly notifying of consents after a request for further information of a report [RMA S95C]
14. Determining persons affected by a resource consent [RMA S95E].
15. Giving written approval to a resource consent application [RMA S95E(3)(a)]
16. Determining whether a person is an affected order holder [RMA S95F].
17. Determining whether a prehearing meeting is held [RMA S99]
18. Determining whether mediation is held on a resource consent [RMA S99A]
19. Determining whether a hearing on an application for a resource consent is necessary [RMA S100].
20. Delegation of powers to hear and determine a notified resource consent to a Hearing Commissioner [RMA S100A]
21. To make decisions on the holding of joint hearings with other authorities. [RMA S102]
22. To determine whether two or more applications are sufficiently unrelated so

- that it is unnecessary to hear and decide the applications together [RMA S103]
23. In relation to controlled activities, and restricted discretionary activities where all necessary written approvals have been given or no submissions have been lodged, to decide whether to grant or not grant a resource consent, and where granting consent to include any conditions [RMA S104 and S108]
 24. Imposing and amending bonds [RMA S108A]
 25. Refund of financial contributions [RMA S110]
 26. Fix a longer period where any resource consent lapses [RMA S125]
 27. Cancelling a resource consent [RMA S126]
 28. Determining whether an application for the change or cancellation of any condition of consent needs to be notified [RMA S127]
 29. Changing or cancelling any condition of resource consent [RMA S127]
 30. To determine whether to serve notice on a consent holder of Council's intention to review the conditions of consent [RMA S128]
 31. To exercise the Council's discretions relating to the notification, submissions and hearing of a review of any resource consent [RMA S130]
 32. Making minor amendments to a consent decision [RMA S133A]
 33. Refuse to accept surrender of whole or part of a consent [RMA S138]
 34. Consider a request for a Certificate of Compliance [RMA S139]
 35. Processing matters where directed by the Environmental Protection Agency [RMA S149Y]
 36. Requesting further information and processing requirements [RMA S169]
 37. Discretion to include a requirement in the District Plan [RMA S170]
 38. Outline Plan waivers [RMA S176A]
 39. Consider a requirement to alter a designation to minor extent [RMA S181(3)]
 40. Refusal to amend the District Plan to remove a designation that is more than minor [RMA S182(5)]
 41. Fix a longer period for the expiry of a designation [RMA S184]
 42. Requesting further information and processing a requirement for a heritage protection order [RMA S190]
 43. Consider and determine a request to make a minor modification to a heritage protection order [RMA S195A(3)]
 44. Refusal to remove a heritage order from the District Plan if more than minor [RMA S196]
 45. Processing a requirement and heritage protection order at the direction of the Environment Court [RMA S198J]
 46. Issue of certificates requiring that the provision of Section 321 Local Government Act shall not apply and consultation with District Land Registrar [RMA S220]
 47. The issue of a consent notice [RMA S221(2)]
 48. Vary or cancel a condition specified in a consent notice [RMA S221(3)]
 49. The issue of a completion certificate including extension of a period for the completion of work [RMA S222]

50. The approval of a Survey Plan including the cancellation of covenants and conditions relating to easements [RMA S223]
51. Issue of completion certificates including the approval of any bonds [RMA S224]
52. The issue of certification that any allotment on a Survey Plan is in compliance with the District Plan [RMA S226]
53. Cancellation of amalgamation conditions and restrictive covenants [RMA S240, S241]
54. Consent to the surrender, merging or variation of an easement or to the revoking of any condition [RMA S243]
55. Seek and/or respond to an enforcement order [RMA S314, S316]
56. Seek and/or respond to an interim enforcement order [RMA S320]
57. Seek and/ or respond to a change or cancellation of an enforcement order [RMA S321]
58. Decide to serve or cancel an abatement notice [RMA S322]
59. Decide to cancel an abatement notice [RMA S325A]
60. Issue an excessive noise direction [RMA S327]
61. Power to take preventative or remedial action (Emergency Work) [RMA S330]
62. Power of entry for inspection [RMA S332]
63. Power of entry for survey [RMA S333]
64. Power to return property [RMA S336(2)]
65. Issuing of Infringement Notices [RMA S343C]
66. Consideration of objections to fees and charges [RMA S357B]

Other Legislation

67. Procedural matters relating to road stopping in terms of the Tenth Schedule [LGA 1974]
68. Certificates under the Overseas Investment Act 1995
69. Certificates of Compliance under the Sale of Liquor Act 1989 for the purpose of an application under that Act.

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11. TRANSITIONAL DELEGATIONS (SCO467)

A memo had been received from the Planning Consultant advising that in June 2012 the Council had appointed a Hearing Committee comprising Crs Bolger, Highsted and Davis to consider and make decisions on submissions lodged for district plan changes 5-18. With local authority elections taking place in October, it was prudent to provide those Councillors with a delegation as Hearing Commissioners so that they could finalise their decisions following the last Council meeting for the term.

RESOLVED on the motion of Cr Gover, seconded by Cr D Grant, THAT the Council acting under section 34A(1) of the Resource Management Act 1991 appoint

Councillors Bolger, Highsted and Davis as Hearing Commissioners to consider submissions made to plan changes 5-18 and delegate to them authority to make decisions on those submissions.

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12. SCHEDULE OF LAND USE CONSENTS

A memo had been received from the Planning Consultant together with a schedule of land use and subdivision consents issued as at 3 September 2013.

RESOLVED on the motion of Cr Watt, seconded by Cr Redhead, THAT the information be received.

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13. REPORTS FROM COUNCILLORS

Cr Beale reported on the quiz and auction night held on 6 September fundraising for the East Gore Art Centre. Approximately 140 people had attended and about \$15,000 was raised, with an expected \$12,000 to be cleared after expenses. It had been a very successful evening.

Cr Gover advised the AGM of the Gore Counselling Centre would be held on 19 September.

The meeting concluded at 8:51pm