

MINUTES OF THE STATUTORY MEETING OF THE MATAURA COMMUNITY BOARD, HELD IN THE ELDERLY CITIZENS CENTRE, McQUEEN AVENUE, MATAURA, ON MONDAY 19 NOVEMBER 2007, AT 5:34 pm

PRESENT His Worship the Mayor (Mr Tracy Hicks JP), Board members-elect Michael Appleby, Peter Crake, Bill Lee and Neville Phillips.

IN ATTENDANCE Crs Dixon and McLennan, the Chief Executive (Mr Steve Parry), General Manager, District Assets (Mr Neil Jorgensen), Parks and Recreation Manager (Mr Ian Soper), Asset Manager, Utilities (Mr Ross Haslemore), Corporate Support Officer (Mrs Jo Waddell), Matura Service Centre Co-ordinator (Miss Pam Courtney), Matura Librarian (Mrs Valmai Redhead) and six members of the public in the Gallery.

1. DECLARATIONS (46.36.2)

His Worship took declarations from Michael Appleby, William Peter Crake, William Patrick Lee and Neville Gordon Phillips.

His Worship extended his congratulations to each member. He noted that the Board still required one member but in the interim, it would carry on. He felt it would be beneficial for the new members to set aside a day for planning and could be a good opportunity to make use of experienced Community Board members from around the country. It would also include a presentation from the Council's senior staff to bring new members up to speed.

2. ELECTION OF CHAIRPERSON (46.36.2)

His Worship called for nominations.

N Phillips advised he would nominate Cr McLennan as a temporary Chairperson until after the by-election.

N Phillips moved THAT Cr McLennan be appointed as interim Chairperson.

There being no further nominations, Cr McLennan was declared duly elected.

3. ELECTED MEMBER'S REMUNERATION (46.18.2)

A memo had been received from the Chief Executive with details from the most recent interim determination of the Remuneration Authority dated 1 August. The interim determination was:

Community Board Chair	\$2,630
Community Board Member	\$750

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The Remuneration Authority would soon issue a new determination and those new salaries would be backdated to the date that the new Board was officially declared elected.

RECOMMENDED on the motion of P Crake, seconded by B Lee, THAT the information be received.

4. MEETING SCHEDULE (46.6.2)

A proposed meeting schedule for the 2008 year, as follows, was tabled.

January 2008

Monday 28 January (4th Monday)

March 2008

Monday 17 March

May 2008

Monday 19 May

July 2008

Monday 21 July

September 2008

Monday 15 September

November 2008

Monday 17 November

P Crake asked if the meeting in January could be held on Tuesday 29 as it clashed with another meeting he needed to attend.

RECOMMENDED on the motion of P Crake, seconded by N Phillips, THAT the above schedule be adopted, subject to an amendment for the January meeting which would be held on Tuesday 29 January.

5. STATUS, ROLE AND POWERS OF COMMUNITY BOARDS (46.36.2)

A memo had been received from the Chief Executive, together with excerpts from the Local Government Act 2002, about the status, role and powers of the Mataura Community Board. In addition to the limitations contained in the Act, the Gore District Council resolved at its meeting on 24 April 2003 to delegate the following specific authority to the Board.

THAT the Board be delegated power to act, subject to any limitations contained within the Local Government Act 2002, in regard to those Council activities that are,

AND THAT the Board be delegated power to recommend in regard to those activities that are not exclusively funded from the Mataura Community Board.

The Chief Executive added that the Board was the eyes and ears of the Council in the Mataura Ward and it had the ability to generate issues for discussion to advocate on behalf of the community. He hoped the induction would help the Board to see the advantages and possibilities that existed within the current framework and advised it was not always about roading, rubbish and rates.

RECOMMENDED on the motion of N Phillips, seconded by B Lee, THAT the report be received.

6. MODEL STANDING ORDERS (46.17)

A memo had been received from the Chief Executive advising it was a requirement of Clause 27 (1) of Schedule 7 of the Local Government Act 2002 that every local authority adopted a set of standing orders for the conduct of its meetings and those of its Committees.

The previous Council had resolved to retain the casting vote for chairpersons. The rationale behind the decision was that whilst the casting vote ideally should be a rarely used mechanism, it was necessary when there were deep-seated and divergent views on an issue within a Council which circumstances demanded prompt resolution.

RESOLVED on the motion of P Crake, seconded by M Appleby, THAT the New Zealand Model Standing Orders NZS 9202:2003 be adopted at the Gore District Council's Standing Orders, effective from 24 October 2007, subject to the following amendments:

Clause 2.5.1(a)(ii) shall be amended to include the words “and voting” and shall read “the majority of members that are present and voting” (Clause 24(1), Schedule 7, LGA)

Clause 3.14.1 shall be amended to include the words “and voting” and the last line shall read “... and the majority of members that are present and voting.” (Clause 24(1), Schedule 7, LGA)

Clause 2.5.2 shall be amended by the deletion of the word “not” and the deletion of the last sentence therein, and shall now read “... the Mayor or Chairperson ... presiding at the meeting has a deliberative vote and in the case of equality of votes, does have a casting vote.” (Clause 24(1)(b), 2(a) and 4(b), Schedule 7, LGA)

Clause 2.6 be amended by deleting all words after “determine by resolution that a person [to whom this Standing Order applies] be elected or appointed ...” and replace with “by using one of the following systems of voting:

(a) The existing system described as System A.

(b) The voting system described as System B.

System A –

“(a) requires that a person is elected or appointed if he or she received the votes of a majority of the members of the local authority or Committee present and voting; and

“(b) has the following characteristics:

- (i) there is a first round of voting for all candidates; and**
- (ii) if no candidate is successful in that round there is a second round of voting from which the candidate with the fewest votes in the first round is excluded; and**
- (iii) if no candidate is successful in the second round there is a third, and if necessary, subsequent round of voting from which, each time, the candidate with the fewest votes in the previous round is excluded; and**
- (iv) in any round of voting, if two or more candidates tie for the lowest number of votes, the person excluded from the next round is resolved by lot.”**

System B –

“(a) requires that a person is elected or appointed if he or she receives more votes than any other candidate; and

“(b) has the following characteristics:

- (i) there is only one round of voting; and**
- (ii) if two or more candidates tie for the most votes, the tie is resolved by lot.”**

(Clause 25, Schedule 7, LGA)

Clause 3.14.2 shall be amended by the deletion of the word “not” and the deletion of the last sentence therein, and shall now read “ ... the Chairperson at any meeting has a deliberative vote and in the case of equality of vote, does have a casting vote.” (Clause 24(1)(b), 2(a) and 4(b), Schedule 7, LGA)

Clause 2.10.1 (3) shall be amended by the addition of the words “... provided that where an officer has delegated a responsibility to another officer, the latter officer shall not have the power to further delegate the responsibility.”

(Clause 32(1), (2) and 3, and Clause 32B(1), Schedule 7, LGA)

7. GENERAL EXPLANATIONS (46.12.9)

Clause 21 (5), Schedule 7 of the Local Government Act 2002 required that at the first meeting of the Board following the election, a general explanation must be given of the Local Government Official Information and Meetings Act 1987, and appropriate provisions of:

- (a) The Local Authorities (Members' Interests) Act 1968;
- (b) Sections 99, 105 and 105A of the Crimes Act 1961;
- (c) The Secret Commissions Act 1910; and
- (d) The Securities Act 1978.
- (e) Gore District Council Code of Conduct

The Chief Executive offered verbal explanations to the written information provided in the agenda.

P Crake advised he was President of the Mataura Rugby Club and wondered about his position when it came to debating the Mataura Community Centre issue.

The Chief Executive advised it would depend on the nature of the debate.

His Worship said if in doubt, he should step away during any such discussion.

The meeting concluded at 6:11 pm