

## **SOUTHLAND DISTRICT COUNCIL**

### **COUNCIL MEETING**

**30 SEPTEMBER 2009**

MINUTES of a COUNCIL MEETING of the SOUTHLAND DISTRICT COUNCIL held at the Council Chambers, 15 Forth Street, Invercargill on THURSDAY, 30 SEPTEMBER 2009 at 1.00 PM.

**PRESENT:** Mayor F Cardno, (Chairperson) Crs L A Bailey, J D Copland, R A Dobson, J Douglas, B J Dillon, B W Drummond, P Duffy, B Ford, G Harpur, W Jack, G MacPherson and A D Ridley.

**IN ATTENDANCE:** Messrs D P Adamson, P Culling, C McIntosh (until 2.00 pm), L McKenzie and Mrs J O'Shannessy.

Mr E Roy, Member of Parliament for Invercargill Electorate, was in attendance for Item 6.1.

Mr B Halligan - Manager, Resource Management - In attendance for Item 6.2,

Mr R Capil - Venture Southland - In attendance for Item 8.1.

Mrs V Dillon - In attendance for Items C2.1 and C2.2,

Mr K McNaught - In attendance for Items C2.1 and C2.2,

Miss L Jackson and Ms A Robson - in attendance for Item C3.1.

#### 1.0 **APOLOGIES**

No apologies were recorded.

#### 2.0 **NOTIFICATION OF URGENT BUSINESS**

Moved Cr Harpur, seconded Cr Jack and RESOLVED THAT SUBJECT TO 46A OF THE LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987 THE FOLLOWING ITEM BE CONSIDERED AS A MATTER OF URGENT BUSINESS:

LEGALISATION OF OUETOTA ROAD

Report by Mr M W Voss dated 25 September 2009.

It was agreed that the item should be considered in order that any action required could be effected prior to the next meeting.

### 3.0 **PUBLIC FORUM**

Moved Cr Copland, seconded Cr Jack  
and RESOLVED THAT STANDING ORDERS BE SUSPENDED TO ALLOW A  
PUBLIC FORUM TO BE HELD.

#### Mr Mark Wells - Chief Executive YHA New Zealand

Mr Wells explained the concept of the development of a Learning Centre and Eco-Hostel on Stewart Island. He then gave a powerpoint presentation to the meeting - refer appendix I.

The purpose of the presentation (both to this Council and others in the area) was to obtain formal support so when applications were made to funders, it could be stated there was a high level of support for the project.

Cr Ridley asked if the project would still proceed if the YHA were unsuccessful in obtaining outside funding. Mr Wells replied that YHA was committed to the development. There was a targeted opening date of 1 November 2012.

In response to a question regarding the amount of accommodation already available on the Island, Mr Wells said he believed there was an "un-met need" and the YHA were responding to an opportunity. YHA was a non-profit organisation, he concluded.

The meeting then sought clarification on the per night price range. Mr Wells advised the YHA would be looking mainly at the Backpacker market.

Folders containing supplementary information were left at the meeting to be distributed to members.

Mr Wells left the meeting at 1.26 pm.

Moved Cr Ridley, seconded Cr Macpherson  
and RESOLVED THAT STANDING ORDERS BE REINSTATED.

### 4.0 **MISCELLANEOUS ITEMS**

Mr Adamson advised he had received a letter of thanks from members of the Selwyn District Council who had recently visited Southland District with the purpose of looking at the Community Board structure.

### 5.0 **MINUTES**

#### 5.1 **COUNCIL**

##### 5.1.1 **SOUTHLAND DISTRICT COUNCIL MEETING DATED 26 AUGUST 2009** Minutes for Confirmation.

Moved Cr Ridley, seconded Cr Jack  
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL  
MEETING DATED 26 AUGUST 2009 BE CONFIRMED AS A TRUE AND CORRECT

## 5.2 COMMITTEES OF COUNCIL

### 5.2.1 SOUTHLAND DISTRICT COUNCIL ACTIVITIES PERFORMANCE AUDIT COMMITTEE MEETING DATED 26 AUGUST 2009

Minutes for Adoption.

Moved Cr Bailey, seconded Cr Douglas  
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL  
ACTIVITIES PERFORMANCE AUDIT COMMITTEE MEETING DATED  
26 AUGUST 2009 BE ADOPTED.

### 5.2.2 SOUTHLAND DISTRICT COUNCIL ACTIVITIES PERFORMANCE AUDIT COMMITTEE MEETING DATED 9 SEPTEMBER 2009

Minutes for Adoption.

Moved Cr Bailey, seconded Cr Douglas  
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL  
ACTIVITIES PERFORMANCE AUDIT COMMITTEE MEETING DATED  
9 SEPTEMBER 2009 BE ADOPTED.

### 5.2.3 SOUTHLAND DISTRICT COUNCIL POLICY REVIEW COMMITTEE MEETING DATED 9 SEPTEMBER 2009

Minutes for Adoption.

Moved Cr Duffy, seconded Cr Macpherson  
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL  
POLICY REVIEW COMMITTEE MEETING DATED 9 SEPTEMBER 2009 BE  
ADOPTED.

### 5.2.4 SOUTHLAND DISTRICT COUNCIL RIVERTON HARBOUR COMMITTEE MEETING MINUTES DATED 2 JUNE 2009

Minutes for Adoption.

Moved Cr Dobson, seconded Cr Harpur  
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL  
RIVERTON HARBOUR COMMITTEE MEETING MINUTES DATED 2 JUNE 2009 BE  
ADOPTED.

### 5.2.5 SOUTHLAND DISTRICT COUNCIL RIVERTON HARBOUR COMMITTEE MEETING MINUTES DATED 1 SEPTEMBER 2009

Minutes for Adoption.

Moved Cr Dobson, seconded Cr Harpur  
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL  
RIVERTON HARBOUR COMMITTEE MEETING MINUTES DATED  
1 SEPTEMBER 2009 BE ADOPTED.

## 5.3 SUBCOMMITTEES OF COUNCIL

### 5.3.1 COLAC BAY COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING MINUTES DATED 2 JULY 2009

Minutes to be received.

Moved Cr Dobson, seconded Cr Harpur  
and RESOLVED THAT THE MINUTES OF THE COLAC BAY COMMUNITY  
DEVELOPMENT AREA SUBCOMMITTEE MEETING MINUTES DATED 2 JULY  
2009 BE RECEIVED.

5.3.2 OREPUKI COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING MINUTES DATED 30 JUNE 2009

Minutes to be received.

Moved Cr Dobson, seconded Cr Harpur and RESOLVED THAT THE MINUTES OF THE OREPUKI COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING MINUTES DATED 30 JUNE 2009 BE RECEIVED.

5.3.3 STEWART ISLAND JETTIES SUBCOMMITTEE MEETING MINUTES DATED 6 JULY 2009

Minutes to be received.

Moved Cr Ford, seconded Cr Copland and RESOLVED THAT THE MINUTES OF THE STEWART ISLAND JETTIES SUBCOMMITTEE MEETING MINUTES DATED 6 JULY 2009 BE RECEIVED.

5.3.4 THORNBURY COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING MINUTES DATED 2 JULY 2009

Minutes to be received.

Moved Cr Dobson, seconded Cr Macpherson and RESOLVED THAT THE MINUTES OF THE THORNBURY COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING MINUTES DATED 2 JULY 2009 BE RECEIVED.

5.3.5 OHAI NIGHTCAPS AND DISTRICTS DOCTORS HOUSE AND SURGERY SUBCOMMITTEE MEETING MINUTES DATED 16 JUNE 2009

Minutes to be received.

Moved Cr Drummond, seconded Cr Jack and RESOLVED THAT THE MINUTES OF THE OHAI NIGHTCAPS AND DISTRICTS DOCTORS HOUSE AND SURGERY SUBCOMMITTEE MEETING MINUTES DATED 16 JUNE 2009 BE RECEIVED.

5.4 JOINT COMMITTEES OF COUNCIL

Although some Joint Committee Meetings had been held during the past month, minutes were not available when this agenda was prepared.

5.5 ACTION SHEET

5.5.1 SOUTHLAND DISTRICT COUNCIL ACTION SHEET

For Adoption.

Moved Cr Douglas, seconded Cr Macpherson and RESOLVED THAT THE SOUTHLAND DISTRICT COUNCIL ACTION SHEET BE ADOPTED.

## 6.0 REPORTS

Moved Cr Ford, seconded Cr Jack  
and RESOLVED THAT THE ITEM LISTED AS 6.3 ON THE ORDER PAPER  
(STEWART ISLAND VISITOR LEVY) BE CONSIDERED AT THE START OF THE  
MEETING.

### 6.1 STEWART ISLAND VISITOR LEVY

140/20/2/1

r/09/9/14566 [mc]

Report by Mr W Heerdegen dated 22 September 2009.

Mr E Roy Member of Parliament for the Invercargill Electorate, was in attendance for this item.

Moved Cr Dobson, seconded Cr Harpur  
and RESOLVED THAT THE REPORT ON A STEWART ISLAND VISITOR LEVY BE  
RECEIVED.

At the request of the Stewart Island Community Board, the report proposed a levy on visitors to Stewart Island for the purpose of meeting the infrastructure, amenity and services costs attributable to visitors to the Island. Stewart Island received a high number of short term visitors that placed pressure on local infrastructure which was currently paid for by a very small rate base. The rating base was unable to capture the benefits from visitors due to a significant portion of those economic benefits leaking to goods and service providers based in Invercargill. The underlying problem was that local infrastructure and amenities were a non-excludable good with few or no incentives on users (visitors) or non Stewart Island based beneficiaries to provide or fund them.

The supply, development and maintenance of infrastructure, amenities and services was important for not just the social and economic well-being of Stewart Island but also to minimise impacts to the environment, thereby contributing to improving the conservation estate.

Analysis had been undertaken assessing the options to address the problem. Options considered included general rates, targeted rates, voluntary contributions from business, direct Government funding and visitor levies. The options included variations such as a bed tax, user charges, tolling (roads), development contributions, Government subsidies and diversion of GST.

The assessment of those options revealed that there were limitations to charging those who directly benefited from visitors to the Island, either by a targeted rate, voluntary contributions or sub-variation such as a bed tax or user charge. Those could, in theory, be a first best option, however, the administrative costs to identify all beneficiaries on and off Stewart Island accurately, and in particular to enforce the funding mechanism on beneficiaries who were outside of the Southland District, meant this would not be efficient, equitable or effective. Additionally, the costs of day trippers to Stewart Island would not be recovered. The next best options were a levy or direct Government funding.

An increase in the general rate would not be appropriate due to the significant increase in costs on all ratepayers which would not be commensurate to the benefits received. However, to afford negative incentives, such as ratepayers shifting costs on to visitors, it was recommended that any levy be set in a transparent and open manner.

Direct Government funding, via grants, subsidy or diversion of Government tax revenue was an option that could be explored further although there were some disadvantages.

Mr Heerdegen suggested establishing a levy on visitors was the most efficient, equitable and effective means of recovering infrastructure, amenity and service costs.

The two methods by which a levy could be implemented included:

- \* By voluntary agreement with tourism/transport operators.
- \* By compulsory levy established by legislation.

A voluntary levy had been explored in some depth over the last five years, however, the latest attempt had been unsuccessful due to difficulty in obtaining agreement with all tourism/transport providers.

A poll of the Stewart Island community had revealed strong support for a visitor levy.

The establishment of a compulsory visitor levy would require legislation to be passed by Parliament to provide the District Council, on behalf of the Stewart Island community, with the legal mechanisms to receive and expend revenue obtained from a levy.

To administer the levy, it was proposed that the Council establish a subcommittee consisting of two representatives from the tourism industry, two Community Board members, two District Councillors of which one would be the local Councillor for Stewart Island, the other an independent Councillor, and a representative of the Department of Conservation. It was recommended that the Committee chair would be the independent Councillor.

Legislation would be introduced to Parliament by way of a Local Bill or a Government Bill.

Mr Heerdegen explained that he and Mr Roy had discussed the possibility of following an "Order in Council" process. Although there would still have to be a period of public consultation, it may result in speeding up the process. He was optimistically hoping the Bill would be in place by the end of June 2010.

Mr Roy said he was impressed with the proposed Bill and reminded the meeting that Parliament had given approval for Local Authorities to fund local initiatives in the past. He also warned that "urgency" may delay the process.

The meeting discussed the "policing" of the levy as well as the exemptions that would apply to local residents travelling between the Island and the Mainland.

Mr Heerdegen said he had been notified there would be 5 cruise boats visiting the Island during the coming summer season with a possible increase the following year, so it was important to get the levy in place.

Cr Dobson said he was in favour of the levy as he had come across similar systems in various places he had travelled to.

Mr Roy said he would seek approval at the next caucus meeting.

Moved Cr Ford, seconded Cr Copland  
and RESOLVED THAT COUNCIL APPROVES THAT STAFF CONTINUE THE  
PROCESS OF ESTABLISHING A LOCAL BILL FOR THE STEWART ISLAND  
VISITORS LEVY INCORPORATING MINOR AMENDMENTS AS DISCUSSED.

Mr Roy left the meeting at 2.10 pm.

## 6.2 SUGGESTED PROTOCOL FOR HEARING COMMISSIONERS

360/15/1/5

r/09/8/11838 [mc]

Report by Mr B Halligan dated 12 August 2009 advising that from time to time, Council appointed Hearing Commissioners to hear resource consent applications under the Resource Management Act 1991. This generally occurred when the Council was the consent applicant or where the Council could be seen to have some other potential conflict of interest which could create the perception that the Resource Management Committee's objectivity in reaching a decision was questionable.

Moved Cr Dobson, seconded Cr Jack  
and RESOLVED THAT THE REPORT ON THE SUGGESTED PROTOCOL FOR  
HEARING COMMISSIONERS BE RECEIVED.

A suggested protocol for the Council's consideration for adoption, had been attached to the report. It had been suggested Hearing Commissioners could follow in the performance of their decisionmaking function. It addressed matters such as conflict of interest, timeliness of decisionmaking, and timing of site visits.

Current Commissioners and any future prospective Commissioners on being approached to be appointed by Council would be asked to adopt the protocol that was set out and if adopted, it would be a condition of their appointment:

Council's legal adviser had reviewed the protocol prior to it being placed before the Council for consideration.

Moved Cr Ridley, seconded Cr Duffy  
and RESOLVED:

- (a) THAT THE SOUTHLAND DISTRICT COUNCIL ENDORSE THE ATTACHED PROTOCOLS AS GOOD PRACTICE FOR HEARING AND DETERMINING CONSENT APPLICATIONS. REFER APPENDIX II.
- (b) THAT HEARING COMMISSIONERS ARE ASKED TO ADOPT THE PROTOCOLS AS A CONDITION OF BEING APPOINTED TO A HEARINGS PANEL.

## 6.3 APPOINTMENT OF CHIEF EXECUTIVE

240/10/1/1

r/09/9/14522 [dc]

Report by Her Worship the Mayor, Frana Cardno, dated 22 September 2009.

The Local Government Act 2002 requires Council to advertise the position of Chief Executive at the end of the current term (January 2011). Due to the close proximity of the end of Mr Adamson's contract and the date of the Local Government Elections, advice was sought from Mr Mike Stenhouse from Sheffield Consulting, on the timelines to be followed.

A Memo from Mr Stenhouse dated 30 June 2009 was included with the report and the following two options were explained:

Option 1

Advertise the vacancy before the Local Government Elections in 2010. The process would allow Council to satisfy the requirements of Schedule 7, 35.2 of the Local Government Act. In June 2010, Council would complete the CEO Annual Performance Review for the 2009/2010 year. The CEO's Employment Agreement required that 6 months notice of termination may be given by the Council or himself.

By 20 July 2010, the Chief Executive should be given notice that the extension on his contract would conclude on 20 January 2011.

The vacancy could be advertised to occur in July and August to which the Chief Executive may or may not apply.

Option 2

Advertise after the elections.

Mr Stenhouse advised that in his experience, advertising close to Christmas for any senior appointment raised major risks in terms of not attracting appropriate candidates, tight timeframes and potentially exposing Council to a period where it was without a Chief Executive for a significant period of time. The process would have the advantage of involving any new members of Council in the appointment process.

The memo concluded by recommending Council consider advertising the CEO appointment no later than July 2010 to provide some certainty to the incumbent CEO, Council and staff as it moved towards the election time and end of the current term.

The meeting was advised that the Executive Committee had discussed the two options and had stated their preference for Option 1.

Moved Cr Copland, seconded Cr Ridley

and RESOLVED THAT COUNCIL ADOPT THE RECOMMENDATION OF MIKE STENHOUSE OF SHEFFIELD CONSULTING TO ADVERTISE THE POSITION OF CHIEF EXECUTIVE BY NO LATER THAN JULY 2010.

6.4 SOUTHLAND DISTRICT COUNCIL SUBMISSION ON GOVERNMENT ROAD SAFETY DISCUSSION DOCUMENT 'SAFER JOURNEYS'

14/20/3/1

R/09/9/14714 [MC]

Report by Mr Wayne Heerdegen dated 23 September 2009 advising the Government discussion document 'Safer Journeys' had been released for public consultation and submissions would close on Friday 2 October 2009.

Southland District Council had the opportunity to ensure its views are considered in the design of a new road safety strategy.

Moved Cr Dillon, seconded Cr Drummond

and RESOLVED THAT THE REPORT ON THE COUNCIL SUBMISSION ON THE GOVERNMENT ROAD SAFETY DISCUSSION DOCUMENT "SAFER JOURNEYS" BE RECEIVED.

The meeting discussed the following points and supported their inclusion in the submission:

- Making safer roads, including variable speed limits;
- Improving driver culture and education;
- Encouraging safer vehicles; and
- Targeted enforcement on problem drivers,

Further discussion took place and opposition recorded against the following:

- Proposal to raise the driving age from 15 to 17; and
- Lowering the blood alcohol limit.

For full copy of submission refer to Appendix III.

Moved Cr Dillon, seconded Cr Dobson  
and RESOLVED THAT THE COUNCIL APPROVES THE MAKING OF A  
SUBMISSION ON THE 'SAFER JOURNEYS' DISCUSSION DOCUMENT THAT  
FOCUSES ON:

- RETAINING THE EXISTING DRIVING AGE.
- SUPPORT GREATER DRIVER EDUCATION AND TRAINING.
- SUPPORT FOR POSITIVE INCENTIVES TO IMPROVE VEHICLE FLEET
- SUPPORT FOR SAFER ROADS AND VARIABLE SPEED LIMITS
- SUPPORT FOR TARGETED ENFORCEMENT ACTIVITY ON PROBLEM  
DRIVERS
- RETENTION OF CURRENT BLOOD ALCOHOL LEVEL

## 7.0 **MEMORANDA**

### 7.1 **MAYOR'S MONTHLY UPDATE**

240/10/7/2

?????

Memorandum by Mayor F Cardno dated 21 September 2009.

Moved Cr Drummond, seconded Cr Harpur  
and RESOLVED THAT THE MEMORANDUM ON THE MAYOR'S MONTHLY  
UPDATE BE RECEIVED AS INFORMATION.

### 7.2 **MANAGEMENT REPORT**

140/45/2/1

r/09/9/13632 [dc]

Memorandum by Mr D Adamson dated 7 September 2009.

Moved Cr Bailey, seconded Cr Douglas  
and RESOLVED THAT THAT THE MEMORANDUM BEING THE SEPTEMBER 2009  
MANAGEMENT REPORT BE RECEIVED.

Mayor Cardno referred to the recent visit by members of the Selwyn District Council.  
They had attended Community Board meetings at Wallacetown and Te Anau and  
also visited Winton and Stewart Island and spoken to the Board Chairmen.

**7.3 BUILDING CONSENTS AND VALUES FOR AUGUST 2009**

300/40/1/3

r/09/9/13447 [dc]

Memorandum by Mr K O'Connor dated 2 September 2009.

Moved Cr Macpherson, seconded Cr Dobson  
and RESOLVED THAT THE MEMORANDUM ON BUILDING CONSENTS AND  
VALUES FOR AUGUST 2009 BE RECEIVED AS INFORMATION.

**7.4 NON-NOTIFIED RESOURCE CONSENTS - AUGUST 2009**

360/15/3/5

r/09/9/13501 [dc]

Memorandum by Miss J Green dated 2 September 2009.

Moved Cr Dillon, seconded Cr Harpur  
and RESOLVED THAT THE MEMORANDUM ON THE NON-NOTIFIED RESOURCE  
CONSENTS PROCESSED BY THE RESOURCE MANAGEMENT DEPARTMENT  
STAFF UNDER DELEGATION FROM THE COUNCIL DURING AUGUST 2009 BE  
RECEIVED AS INFORMATION.

**8.0 VENTURE SOUTHLAND****8.1 ACTIVITY UPDATE**

930/15/2/3

r/09/9/14712

Memorandum by Mr Jeff Troon dated 22 September 2009.

Mr Capil was in attendance for this report and reported on the following:

- \* Southland Cycle Trail and Round the Mountain Cycle Trail.
- \* Kingston Flyer.
- \* Wireless Technology.
- \* Food Network South - Organic Production.
- \* Kiwi Advanced Research and Education Network.
- \* Square Kilometre Array.
- \* Geo Eye.
- \* Oil, gas and minerals.
- \* Coal Seam Gas.
- \* Living Cell Technologies.
- \* Enterprise Training Programme.
- \* Conferences and associated events.
- \* Brand Programme.
- \* Tourism.
- \* Community Activities and Initiatives.

Mr Capil referred to a recent meeting he and the Mayor had attended in Wellington regarding the Cycle Trail initiatives.

Approximately 40 people had attended a meeting in Mossburn and around 60 had attended a similar meeting in Lumsden. It was anticipated the Cycle Trail business case would be completed within the next 6 weeks.

## 9.0 **LATE REPORT**

### 9.1 **LEGALISATION OF OUETOTA ROAD**

R1950/1/1 and R1961/1/1

r/09/9/14712

Report by Mr M Voss dated 25 September 2009.

At their meeting in June 2009, Council had received a report that provided options concerning the legalisation of Ouetota Road following the discovery that the road was not within the road boundary after a request from the land owners to Council to indicate where stock yards were placed in relation to the road.

Moved Cr Drummond, seconded Cr Dobson  
and RESOLVED THAT THE REPORT ON THE LEGALISATION OF OUETOTA ROAD BE RECEIVED FOR INFORMATION.

Ouetota Road served the stockyards and one property (the Maori Land block) and as there was legal access via the shoreline, Council had the options of either acquiring the land the physical road was located on or do nothing. Council had no legal obligation to provide vehicular access to property.

The proposed legalisation of Ouetota Road would be dependent upon the removal of the stockyards. However this proved to be where the negotiations stalled as Council was not in a position to fund the relocation of the stockyards.

Council had indicated in its meeting of June 2009 that it would be willing to improve the carparking in the vicinity of the boat ramp. This was considered a good step forward and eventually led to the preferred outcome being:

- \* That Council purchases Ouetota Road.
- \* That the road be legalised.
- \* That Council upgrades the parking facilities in the area of Ouetota Road.
- \* That the Maori Trustees negotiate with the landowners over the relocation of the stockyards.

Council indicated when discussing the June report that purchasing and legalising of Ouetota Road was the preferred option and that it allowed further future development of that area for coastal activities. This option was completely dependent upon the proposal to the landowners from the Maori Trustees and until their proposal was tabled and accepted by the landowners, Council was not in a position to make offers or considerations unless Council was willing to alone bear any costs arising from such actions.

## 10.0 **EXCLUSION OF PUBLIC**

Moved Cr Duffy, seconded Cr Dillon  
and RESOLVED THAT PURSUANT TO SECTION 48(1) OF THE LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987 THAT THE PUBLIC BE EXCLUDED FROM THE MEETING WHILE THE FOLLOWING BUSINESS IS TRANSACTED:

SOUTHLAND DISTRICT COUNCIL MEETING CONFIDENTIAL MINUTES DATED  
26 AUGUST 2009  
SECTIONS 7(2)(f), 7(2)(i), AND 7(2)(j)

SOUTHLAND DISTRICT COUNCIL ACTIVITIES PERFORMANCE AUDIT  
COMMITTEE MEETING CONFIDENTIAL MINUTES DATED 26 AUGUST 2009  
SECTIONS 7(2)(f), 7(2)(i), AND 7(2)(j)

SOUTHLAND DISTRICT COUNCIL ACTIVITIES PERFORMANCE AUDIT  
COMMITTEE MEETING CONFIDENTIAL MINUTES DATED 9 SEPTEMBER 2009  
SECTIONS 7(2)(f), 7(2)(i), AND 7(2)(j)

RENT REVIEW - E ALDERSON - COMMUNITY HOUSING LAND, WALLACETOWN  
SECTIONS 7(2)(f), 7(2)(i), AND 7(2)(j)

RIVERTON HARBOUR COMMITTEE MEETING CONFIDENTIAL MINUTES DATED  
2 JUNE 2009  
SECTIONS 7(2)(f), 7(2)(i), AND 7(2)(j)

RENT REVIEW - E ALDERSON - COMMUNITY HOUSING LAND, WALLACETOWN  
SECTIONS 7(2)(a) AND 7(2)(i)

PROPOSED LEASE OF RIVERTON DEPOT - FULTON HOGAN LTD  
SECTIONS 7(2)(f), 7(2)(i), AND 7(2)(j)

MANAGEMENT OF RATE ARREARS  
SECTIONS 7(2)(a)

- 7(2)(a) PROTECT THE PRIVACY OF INDIVIDUALS, INCLUDING THAT OF ANY DECEASED PERSON.
- 7(2)(f) MAINTAIN THE EFFECTIVE CONDUCT OF PUBLIC AFFAIRS ARISING DIRECTLY FROM THE NEED TO PROTECT MEMBERS AND STAFF FROM IMPROPER PRESSURE OR HARASSMENT.
- 7(2)(i) ENABLE THE COUNCIL TO CARRY OUT NEGOTIATIONS WITHOUT PREJUDICE OR DISADVANTAGE (INCLUDING COMMERCIAL AND INDUSTRIAL NEGOTIATIONS);
- 7(2)(j) PREVENT THE DISCLOSURE OR USE OF OFFICIAL INFORMATION FOR IMPROPER GAIN OR ADVANTAGE.

#### 10.1 **EXCLUSION OF PUBLIC - STAFF**

Moved Cr Duffy, seconded Cr Dillon  
and RESOLVED THAT THE COUNCIL OFFICERS AND PUBLIC LISTED BELOW  
BE PERMITTED TO REMAIN AT THE MEETING AFTER THE PUBLIC HAVE BEEN  
EXCLUDED BECAUSE OF THEIR KNOWLEDGE OF

- (a) MEETING PROCEDURE AND/OR
- (b) THE SUBJECT MATTER UNDER CONSIDERATION.

CHIEF EXECUTIVE  
GROUP MANAGER CUSTOMER AND FINANCIAL SERVICES  
GROUP MANAGER REGULATORY SERVICES  
GROUP MANAGER SERVICES AND ASSETS  
SENIOR ADMINISTRATION OFFICER

**11.0 CONFIDENTIAL DECISION RECORDED IN OPEN MEETING**

- 11.1 PROPOSED LEASE OF RIVERTON DEPOT - FULTON HOGAN LTD  
RESOLVED THAT COUNCIL APPROVE THE ISSUE OF A LEASE OVER THE RIVERTON DEPOT SITE LOCATED AT 114 HAVELOCK STREET, RIVERTON DESCRIBED AS PART SECTION 9, SECTION 8 AND PART OF SECTION 15, BLOCK III, TOWN OF RIVERTON (CERTIFICATES OF TITLE 154/109, 159/141, 188/200) TO FULTON HOGAN LIMITED FOR A TERM OF TWO YEARS FROM 1 OCTOBER 2009 AT AN ANNUAL RENTAL OF \$7,855 PLUS GST.

**12.0 LEAVE OF ABSENCE**

Moved Cr Dillon, seconded Cr Macpherson  
and RESOLVED THAT CR DOBSON BE GRANTED LEAVE OF ABSENCE FROM COUNCIL FOR THE COMMITTEE DAY MEETINGS TO BE HELD ON 14 OCTOBER 2009.

There being no further business, the meeting was declared closed at 3.15

C O N F I R M E D:

CHAIRPERSON:

DATE: