

SOUTHLAND DISTRICT COUNCIL

COUNCIL MEETING

29 APRIL 2009

MINUTES of a COUNCIL MEETING of the SOUTHLAND DISTRICT COUNCIL held at the Council Chambers, 15 Forth Street, Invercargill on WEDNESDAY, 29 APRIL 2009 at 1.05 PM.

PRESENT: Mayor F Cardno, (Chairperson) Crs L A Bailey, J 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, R Hawkes, C McIntosh, L McKenzie and Mrs J O'Shannessy.

Messrs W Heerdegen and K McNaught.

1.0 **APOLOGIES**

No apologies were received.

2.0 **PUBLIC FORUM**

There were no requests to speak at the Public Forum.

3.0 **NOTIFICATION OF URGENT BUSINESS**

No items of Urgent Business were recorded.

4.0 **MISCELLANEOUS ITEMS**

The following miscellaneous items were tabled for members' information:

- * Citizens Advice Bureau Management Meeting Minutes 25 March 2009.
- * Life Education Trust - Thank you letter for Annual Grant and AGM Minutes from 31 March 2009.
- * Royal NZ Foundation of the Blind - Thank you letter for Annual Grant and copy of official magazine.

5.0 MINUTES**5.1 SOUTHLAND DISTRICT COUNCIL MEETING DATED 25 MARCH 2009**

Minutes for Confirmation.

Moved Cr Copland, seconded Cr Jack
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL
MEETING DATED 25 MARCH 2009 BE CONFIRMED AS A TRUE AND CORRECT
RECORD.

**5.2 ACTIVITIES PERFORMANCE AUDIT COMMITTEE MEETING DATED
25 MARCH 2009**

Minutes for Adoption.

Moved Cr Copland, seconded Cr Jack
and RESOLVED THAT THE MINUTES OF THE ACTIVITIES PERFORMANCE
AUDIT COMMITTEE MEETING DATED 25 MARCH 2009 BE ADOPTED.

**5.3 ACTIVITIES PERFORMANCE AUDIT COMMITTEE MEETING DATED 16 APRIL
2009**

Minutes for Adoption.

Moved Cr Dillon, seconded Cr Jack
and RESOLVED THAT THE MINUTES OF THE ACTIVITIES PERFORMANCE
AUDIT COMMITTEE MEETING DATED 16 APRIL 2009 BE ADOPTED.

5.4 POLICY REVIEW COMMITTEE MEETING DATED 11 MARCH 2009

Minutes for Adoption.

Moved Cr Duffy, seconded Cr Douglas
and RESOLVED THAT THE MINUTES OF THE POLICY REVIEW COMMITTEE
MEETING DATED 11 MARCH 2009 BE ADOPTED.

**5.5 BROWNS COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING
DATED 17 FEBRUARY 2009**

Minutes for Adoption.

Moved Cr Bailey, seconded Cr Harpur
and RESOLVED THAT THE MINUTES OF THE BROWNS COMMUNITY
DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 17 FEBRUARY 2009
BE ADOPTED.

**5.6 COLAC BAY COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING
DATED 5 FEBRUARY 2009**

Minutes for Adoption.

Moved Cr Dobson, seconded Cr Macpherson
and RESOLVED THAT THE MINUTES OF THE COLAC BAY COMMUNITY
DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 5 FEBRUARY 2009

**5.7 DIPTON COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE DATED 9
FEBRUARY 2009**

Minutes for Adoption.

Moved Cr Bailey, seconded Cr Douglas

and RESOLVED THAT THE MINUTES OF THE DIPTON COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 9 FEBRUARY 2009 BE ADOPTED.

- 5.8 EASTERN BUSH AND OTAHU FLAT WATER SUPPLY SUBCOMMITTEE ORDINARY/ESTIMATES MEETING DATED 20 FEBRUARY 2009
Minutes for Adoption.

Moved Cr Harpur, seconded Cr Copland
and RESOLVED THAT THE MINUTES OF THE EASTERN BUSH AND OTAHU FLAT WATER SUPPLY SUBCOMMITTEE ORDINARY/ESTIMATES MEETING DATED 20 FEBRUARY 2009.

- 5.9 LIMEHILLS/CENTRE BUSH COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 17 FEBRUARY 2009

Moved Cr Bailey, seconded Cr Douglas
and RESOLVED THAT THE MINUTES OF THE LIMEHILLS/CENTRE BUSH COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 17 FEBRUARY 2009 BE ADOPTED.

- 5.10 MOSSBURN COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 19 FEBRUARY 2009
Minutes for Adoption.

Moved Cr Douglas, seconded Cr Ridley
and RESOLVED THAT THE MINUTES OF THE MOSSBURN COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 19 FEBRUARY 2009 BE ADOPTED.

- 5.11 NIGHTCAPS COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 10 FEBRUARY 2009
Minutes for Adoption.

Moved Cr Drummond, seconded Cr Macpherson
and RESOLVED THAT THE MINUTES OF THE NIGHTCAPS COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 10 FEBRUARY 2009 BE ADOPTED.

- 5.12 OHAI COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 3 FEBRUARY 2009
Minutes for Adoption.

Moved Cr Drummond, seconded Cr Macpherson
and RESOLVED THAT THE MINUTES OF THE OHAI COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 3 FEBRUARY 2009 BE ADOPTED.

- 5.13 OHAI NIGHTCAPS WAIRIO WATER SUPPLY SUBCOMMITTEE MEETING DATED 10 FEBRUARY 2009
Minutes for Adoption.

Moved Cr Drummond, seconded Cr Macpherson
and RESOLVED THAT THE MINUTES OF THE OHAI NIGHTS WAIRIO WATER SUPPLY SUBCOMMITTEE MEETING DATED 10 FEBRUARY 2009 BE ADOPTED.

5.14 ORAWIA WATER SUPPLY SUBCOMMITTEE MEETING DATED 13 FEBRUARY 2009

Minutes for Adoption.

Moved Cr Harpur, seconded Cr Dobson and RESOLVED THAT THE MINUTES OF THE ORAWIA WATER SUPPLY SUBCOMMITTEE MEETING DATED 13 FEBRUARY 2009 BE ADOPTED.

5.15 OREPUKI COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 5 FEBRUARY 2009

Minutes for Adoption.

Moved Cr Dobson, seconded Cr Jack and RESOLVED THAT THE MINUTES OF THE OREPUKI COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 5 FEBRUARY 2009 BE ADOPTED.

5.16 THORNBURY COMMUNITY DEVELOPMENT ARE SUBCOMMITTEE MEETING DATED 5 FEBRUARY 2009

Minutes for Adoption.

Moved Cr Dobson, seconded Cr Jack and RESOLVED THAT THE MINUTES OF THE THORNBURY COMMUNITY DEVELOPMENT ARE SUBCOMMITTEE MEETING DATED 5 FEBRUARY 2009 BE ADOPTED.

5.17 TOKANUI COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 23 FEBRUARY 2009

Minutes for Adoption.

Moved Cr Duffy, seconded Cr Copland and RESOLVED THAT THE MINUTES OF THE TOKANUI COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 23 FEBRUARY 2009 BE ADOPTED.

5.18 SOUTHLAND DISTRICT COUNCIL ACTION SHEET

For Adoption.

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

6.0 **REPORTS**

6.1 RESULTS OF A STUDY INTO THE USE OF PROSECUTIONS UNDER THE RESOURCE MANAGEMENT ACT 1991

360/15/2/1

r/09/4/4969 [dc]

Report by Mr B Halligan dated 8 April 2009.

Attached for Councillors' information was the Executive Summary from a recent study into the use of prosecutions under the Resource Management Act 1991.

Moved Cr Copland, seconded Cr Jack
and RESOLVED THAT THE REPORT INTO THE USE OF PROSECUTIONS
UNDER THE RESOURCE MANAGEMENT ACT 1991 BE RECEIVED.

6.2 VACANCY - MOSSBURN CDA SUBCOMMITTEE

240/20/17/2

r/09/3/4059 [sm]

Report by Mrs S A Millard dated 18 March 2009.

Mr Peter Swann had tendered his resignation as a member of the Mossburn Community Development Area Subcommittee, creating a vacancy on this Subcommittee.

The Mossburn CDA submits that Mr John Colin MacKenzie would be a suitable candidate to fill the vacancy.

Moved Cr Douglas, seconded Cr Dobson
and RESOLVED THAT THE MOSSBURN COMMUNITY DEVELOPMENT AREA
SUBCOMMITTEE RECOMMEND JOHN COLIN MACKENZIE BE ELECTED TO
FILL THE VACANCY ON THAT SUBCOMMITTEE, AND THAT COUNCIL
CONFIRM SUCH RECOMMENDATION.

7.0 MEMORANDA

7.1 MAYOR'S MONTHLY UPDATE

240/10/7/2

Memorandum by Mayor F Cardno dated 21 April 2009.

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

Mayor Cardno referred to the following matters that had been addressed in her memorandum:

- * Signing of Sister City with Cinque Terre.
- * LGNZ - National Council Meeting.
- * Te Anau Airport - Public Meeting.
- * Fiordland Conservation Trust Activities.
- * Attendance at Lumsden Lions Club monthly meeting.
- * Briefing with South Link Health - Proposed PHO.
- * Alive Programme.
- * National Cycle Way Meeting.
- * Turnbull's Sherwood Forest QEII National Trust Field Day.

Cr Duffy advised Council received the "runner up" award at the Sister City Conference for the Cinque Terre relationship.

7.2 MANAGEMENT REPORT

140/45/2/1

Memorandum by Mr D Adamson dated 20 April 2009.

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

Mr Adamson referred to the following matters:

- * Resource Planning.
- * Southern Rural Fire Authority.
- * Building Control
- * Dog and Animal Control.
- * Areas covered by the Area Engineers.
- * Civil Defence.
- * Information Management and External IT Review.
- * Road Controlling Authority Forum.
- * Southland Lifestyle Magazine.
- * Te Anau Airport Meeting.
- * Meeting with Federated Farmers.
- * South Link Health Incorporated Primary Health Organisation.
- * Chief Executives meeting with GDC, ICC and ES.
- * Attendance at the welcoming ceremony of the latest intake of the Alive Programme.
- * Management Challenge, and
- * Staff Forum.

7.3 BUILDING CONSENTS AND VALUES FOR MARCH 2009

300/40/1/3

r/09/4/5039 [dc]

Memorandum by Mr K O'Connor dated 8 April 2009.

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

7.5 NON-NOTIFIED RESOURCE CONSENTS - MARCH 2009

360/15/3/5

r/09/4/4774 [dc]

Memorandum by Miss J Green dated 1 April 2009.

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

8.0 VENTURE SOUTHLAND

8.1 There were no reports from Venture Southland.

9.0 EXCLUSION OF PUBLIC

Moved Cr Harpur, 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 CONFIDENTIAL MINUTES DATED
25 MARCH 2009
SECTIONS 7(2)(f), 7(2)(i), AND 7(2)(j)

ACTIVITIES PERFORMANCE AUDIT COMMITTEE CONFIDENTIAL MINUTES

DATED 25 MARCH 2009

SECTIONS 7(2)(f), 7(2)(i), AND 7(2)(j)

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.

9.1 **EXCLUSION OF PUBLIC - STAFF**

Moved Cr Harpur, 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
PROPERTY MANAGER
SENIOR ADMINISTRATION OFFICER

There being no further business, the meeting was declared closed at 1.40 pm.

C O N F I R M E D:

CHAIRPERSON:

DATE: