



MINUTES

Ordinary Council Meeting

18 August 2020

**MINUTES OF WAIMATE DISTRICT COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE WAIMATE EVENT CENTRE, PAUL STREET, WAIMATE
ON TUESDAY 18 AUGUST 2020 COMMENCING AT 9.30AM**

PRESENT: Chair Craig Rowley, Deputy Mayor Sharyn Cain, Cr Fabia Fox, Cr Sandy McAlwee, Cr Miriam Morton, Cr Tom O'Connor, Cr David Owen, Cr Colin Pankhurst, Cr Sheila Paul

IN ATTENDANCE: Paul Cooper (Regulatory and Compliance Group Manager), Fiona Hester-Smith (Human Resources Manager), Carolyn Johns (Community and Strategy Group Manager), Michelle Jones (Executive Support Manager), Dan Mitchell (Asset Group Manager), Paul Roberts (Water and Waste Manager), Tina Stevenson (Corporate Services Group Manager), Melissa Thomson (Accountant), Karalyn Reid (Committee Secretary)

STAFF APOLOGY: Stuart Duncan (Chief Executive)

OPENING

1 COUNCIL PRAYER

Pastor Jim DeLor, of Calvary Chapel, opened the Council Meeting with a prayer and lit the Ministers' Association candle.

2 PUBLIC FORUM

There were no speakers at the Public Forum.

3 APOLOGIES

NIL

4 VISITORS

11.00am – Waimate 50

5 CONFLICTS OF INTEREST

The Chair called for Conflicts of Interests. There were no Conflicts of Interest identified.

6 IDENTIFICATION OF MAJOR (URGENT) OR MINOR ITEMS NOT ON THE AGENDA

There were no major/minor items identified.

MINUTES

7 CONFIRMATION OF MINUTES

7.1 MINUTES OF THE COUNCIL MEETING HELD ON 23 JUNE 2020

RESOLUTION 2020/28

Moved: Deputy Mayor Sharyn Cain

Seconded: Cr Sheila Paul

That the Minutes of the Council Meeting held on 23 June 2020 be adopted as a true and correct record.

CARRIED

8 RECEIPT OF MINUTES

Nil

REPORTS

9 MAYOR'S REPORT

9.1 MAYOR'S REPORT

RESOLUTION 2020/29

Moved: Chair Craig Rowley

Seconded: Cr Fabia Fox

That the Mayor's Report is accepted.

CARRIED

10 DEPUTY MAYOR'S REPORT

10.1 DEPUTY MAYOR'S REPORT

RESOLUTION 2020/30

Moved: Deputy Mayor Sharyn Cain

Seconded: Chair Craig Rowley

That the Deputy Mayor's Report is accepted.

CARRIED

11 COUNCILLORS' REPORTS**11.1 COUNCILLORS' REPORT****RESOLUTION 2020/31**

Moved: Cr Miriam Morton

Seconded: Cr Sheila Paul

That the Councillors' Report is accepted.

CARRIED**Note:****Cr David Owen**

10 June 2020 – Waimate Total Mobility Meeting – Waimate

16 June 2020 – Winter Air Briefing with Environment Canterbury staff – Council

9 July 2020 – Waimate Total Mobility Meeting – Waimate

21 July 2020 – Joint Councillor Workshop on Waste Contract – Timaru

29 July 2020 – Department of Internal Affairs Three Waters Roadshow – Timaru

Cr Miriam Morton

21 July – Joint Councillor Workshop on Waste Contract – Timaru

12 CHIEF EXECUTIVE'S REPORT

Nil

13 COUNCIL ACTIONS REPORT**13.1 OUTSTANDING COUNCIL ACTIONS REPORT - PUBLIC****RESOLUTION 2020/32**

Moved: Deputy Mayor Sharyn Cain

Seconded: Cr David Owen

That the Outstanding Council Actions Report – Public is accepted.

CARRIED**14 HUMAN RESOURCES REPORT****14.1 HUMAN RESOURCES REPORT****RESOLUTION 2020/33**

Moved: Cr Fabia Fox

Seconded: Cr David Owen

That the Human Resources Report is accepted

CARRIED**Note:**

Council commented on the resignation of the Parks & Reserves Manager Graeme Watts and asked that his long service be recognised with a tree to be planted at Knottingley Park.

15 HEALTH AND SAFETY REPORT**15.1 HEALTH AND SAFETY REPORT****RESOLUTION 2020/34**

Moved: Cr Miriam Morton

Seconded: Cr Tom O'Connor

That the Health and Safety report is accepted.

CARRIED

16 AUDIT AND RISK COMMITTEE REPORT

Nil

17 GENERAL REPORTS**17.1 THREE WATERS SERVICE DELIVERY REFORM - STIMULUS PROGRAMME 2020**

Council considered 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, and authorise the Chief Executive to enter into the Funding Agreement, to accept a grant from the Crown to spend on operating and/or capital expenditure relating to three waters infrastructure and service delivery.

RESOLUTION 2020/35

Moved: Chair Craig Rowley

Seconded: Cr Sheila Paul

That the Three Waters Service Delivery Reform - Stimulus Programme 2020 report is accepted.

MOTION

Moved: Chair Craig Rowley

Seconded: Deputy Mayor Sharyn Cain

That Council resolves to sign the Memorandum of Understanding (MoU) of the Government three waters reform programme and include a signed letter outlining our Council's situation at the present time and questions and concerns regarding the process.

Cr Paul voted against the motion.

MOTION

Moved: Chair Craig Rowley

Seconded: Cr Sandy McAlwee

That Council agrees to nominate the Chief Executive, or an alternative, as the primary point of communication for the purposes of the MoU and reform programme – as referred to on page 6 of the MoU.

Cr Paul abstained from voting.

MOTION

Moved: Chair Craig Rowley
Seconded: Deputy Mayor Sharyn Cain

That Council agrees to delegate decisions about the allocation of regional funding to the Chief Executive, or an alternative, 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 with a suggestion for a portion of the regional funding be allocated for funding of data collection, and investigation into a combined regional water collective prior to disbursement.

Cr Paul abstained from voting.

MOTION

Moved: Chair Craig Rowley
Seconded: Cr Fabia Fox

That Council agrees to a workshop on the required Delivery Plan prior to submission before the 30 September 2020 deadline.

CARRIED

17.2 ANNUAL REPORT TO THE ALCOHOL REGULATORY AND LICENSING AUTHORITY

Council reviewed the annual report to the Alcohol Regulatory and Licensing Authority.

RESOLUTION 2020/36

Moved: Cr Fabia Fox
Seconded: Cr Tom O'Connor

That Council receives and adopts the Annual Report to the Alcohol Regulatory and Licensing Authority.

CARRIED

17.3 DOG CONTROL ANNUAL REPORT 2019/20

Council reviewed dog control activities during the period 1 July 2019 to 30 June 2020.

RESOLUTION 2020/37

Moved: Cr Tom O'Connor
Seconded: Cr Sheila Paul

1. That the Dog Control Annual Report 2019/20 be accepted; and
2. That, as required by the Act, Council adopts and publically notifies the report and forward to the Secretary for Local Government.

CARRIED

The meeting was adjourned at 10.30am for morning tea.

The meeting was reconvened at 10.46am for the Public Excluded items: 19.1, 19.2, 19.4 and 19.5.

The meeting returned to the Public section at 11.00am.

17.4 PRESENTATION: WAIMATE 50 - 11.00AM

Waimate 50 Chairman Rob Aikman along with members Lynette Aikman, Tony McKenzie and Jim Little, presented on the economic impact of the annual Waimate 50 event, and updated Council that this year's Waimate 50 plans have been cancelled due to the current Covid-19 situation.

18 CONSIDERATION OF MAJOR (URGENT) OR MINOR ITEMS NOT ON THE AGENDA

Nil

PUBLIC EXCLUDED**19 EXCLUSION OF THE PUBLIC REPORT****RESOLUTION TO EXCLUDE THE PUBLIC****RESOLUTION 2020/38**

Moved: Cr Sheila Paul

Seconded: Cr Miriam Morton

That the public be excluded from the following parts of the proceedings of this meeting.

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

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48 for the passing of this resolution
19.1 - Public Excluded minutes of the Council Meeting held on 23 June 2020	s6(a) - the making available of the information would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial	s48(1)(a)(i) - 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 for withholding would exist under section 6 or section 7
19.2 - Outstanding Council Actions Report - Public Excluded	s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	s48(1)(a)(i) - 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 for withholding would exist under section 6 or section 7

19.3 - Waste Minimisation and Management Services Procurement	s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities	s48(1)(a)(i) - 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 for withholding would exist under section 6 or section 7
19.4 - Forestry Projects	s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities	s48(1)(a)(i) - 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 for withholding would exist under section 6 or section 7
19.5 - Appointment of Non-Executive Director - Alpine Energy	s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities	s48(1)(a)(i) - 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 for withholding would exist under section 6 or section 7
CARRIED		

20 RE-ADMITTANCE OF THE PUBLIC REPORT**RESOLUTION 2020/39**

Moved: Deputy Mayor Sharyn Cain

Seconded: Cr Sheila Paul

That Council moves out of Closed Council into Open Council.

CARRIED

FROM THE PUBLIC EXCLUDED SECTION OF THE AGENDA:**19.3 WASTE MINIMISATION AND MANAGEMENT SERVICES PROCUREMENT**

Council considered the Proposal (RFP) for the provision of Waste Minimisation and Management Services for the South Canterbury Councils (Mackenzie District Council, Timaru District Council and Waimate District Council).

RESOLUTION 2020/40

Moved: Deputy Mayor Sharyn Cain

Seconded: Cr Fabia Fox

1. That the Waste Minimisation and Management Services Procurement report be accepted; and
2. That EnviroWaste Services Limited be awarded the contract Waste Minimisation and Management Services (Contract number 21/20) for the value of \$15,944,152.47 excl. GST (including \$1,510,903.95 of provisional items); and
3. That EnviroWaste Services Limited be notified that they have been successful immediately following the 18 August 2020 Ordinary Council meeting; and that there be an accompanying joint media release between Mackenzie, Timaru and Waimate District Councils; and
4. That the decision on 17.1: Three Waters Service Delivery Reform – Stimulus Programme 2020 be taken into the public section of this meeting.

CARRIED

Note:

Council stressed it will be important that a good public education and media campaign supports the new services, and thanked the staff for their work.

MEETING CLOSURE

There being no further business, the Chair declared the meeting closed at 12.30pm.

The minutes of this meeting are to be confirmed at the Ordinary Council Meeting scheduled on 13 October 2020.

.....
CHAIRPERSON