

## **MACKENZIE DISTRICT COUNCIL**

### **MINUTES OF A MEETING OF THE MACKENZIE DISTRICT COUNCIL HELD AT THE THE COUNCIL CHAMBERS, FAIRLIE, ON TUESDAY OCTOBER 27, 2015, AT 10.03AM**

#### **PRESENT:**

Claire Barlow (Mayor)  
Cr Graham Smith  
Cr Murray Cox  
Cr Russell Armstrong  
Cr Noel Jackson  
Cr Evan Williams  
Cr James Leslie

#### **IN ATTENDANCE:**

Wayne Barnett, Chief Executive  
Paul Morris, Finance Manager  
Garth Nixon, Community Facilities Manager  
Bernie Haar, Asset Manager  
Geoff Horler, Utilities Manager  
Suzy Ratahi, Roding Manager  
Arlene Goss, Committee Secretary  
Michael Burtscher, Coldwater Ltd  
Jan McPherson, Fairlie in Focus Photography Group  
Keith Water, Fairlie in Focus Photography Group  
Chris Hyde, Reporter Timaru Herald

#### **OPENING:**

The Mayor welcomed everyone to the meeting.

#### **APOLOGIES:**

There were no apologies.

#### **DECLARATIONS OF INTEREST:**

There were no declarations of interest.

#### **BEREAVEMENTS:**

The Mayor noted the following bereavements:

- Anne Forsythe, died October 5, wife of Rob, late of Sawdon Station.
- Steven Skinner, died October 5, husband of Denise, late of Twizel.
- Anthony Lewis Mathias, died October 5, husband of Betty, late of Fairlie.
- Brian Phillips, died October 5, father in law of Magaret and Peter Smith, late of Twizel.

A moment of silence was observed.

#### **PUBLIC EXCLUDED RESOLUTION:**

Resolved that the public be excluded from the following part of the proceedings of this meeting namely:

- Presentation from Michael Burtscher.

<b>General subject of each matter to be considered</b>	<b>Reason for passing this resolution in relation to each matter</b>	<b>Ground(s) under section 48(1) for the passing of this resolution</b>
Presentation from Michael Burtscher	Commercial sensitivity	48(1)(a)(i)

This resolution is made in reliance on Section 48(1)(a)(i) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public are as follows: *Presentation from Michael Burtscher under section 7(2)(b)(ii)*,

**Cr Smith/Cr Williams**

*The Council continued in open meeting.*

*Community Facilities manager Garth Nixon joined the meeting at 10.39am.*

## **REPORTS:**

### **MAYOR'S ACTIVITIES REPORT:**

This was the report of the Mayor's activity from September 29 to October 26, 2015. Cr Williams asked about the Waitaki shoreline committee meeting. The Mayor said this meeting covered a whole lot of issues including signage and public toilets. There was a discussion about the zone committee and their requirement that more toilets be placed around the lakes. The zone committee is doing more work on this.

The meeting with Sam Lees on October 2 was about the incredible edible initiative they have started in Geraldine. This initiative uses public spaces for edible plants, with people able to help themselves. The Mayor is keen to get a group of people together to see if she can implement this in the district.

The meeting with Randall Froude was about boundary issues.

Resolved that the report be received.

**Cr Cox/Cr Leslie**

### **CHIEF EXECUTIVE'S ACTIVITIES REPORT:**

This was the report of the Chief Executive's activity from September 16 to October 27, 2015. Cr Smith asked about the new requirements for local authorities under section 17a of the Local Government Act. The chief executive said he would be reporting to council on the requirements of the new legislation and how it impacts on Council. Cr Smith also asked about a meeting the chief executive had with Audit New Zealand. The chief executive said this meeting was a general meeting in relation to the end of year audit.

Cr Leslie asked if the Cinta survey was part of assessing the needs of the community and can he see the results. Yes. The chief executive explained that the section 17A review had a different focus to the Cinta survey. Cr Leslie also asked about the meeting with Grant Hocken on the 22 October. This was regarding the booster pump at The Drive.

Resolved that the report be received.

**Cr Williams/Cr Smith**

#### QUARTERLY REPORT FROM AORAKI BUSINESS DEVELOPMENT AND TOURISM:

This was to update Council on economic development activity carried out by ABDT.

Resolved that the report be received.

**Cr Cox/Cr Armstrong**

*The meeting adjourned at 10.49am for morning tea and reconvened at 11.01am.*

*Jan MacPherson and Keith Water from the Fairlie in Focus Photography Group joined the meeting.*

#### FAIRLIE IN FOCUS GRANT REQUEST:

The purpose of this report was for Council to consider a grant request to develop the Fairlie In Focus Photography Group display.

The Mayor welcomed Jan MacPherson and Keith Water, and invited Jan MacPherson to speak. Jan MacPherson provided an introduction to the Fairlie in Focus Photography group and current projects. They struggle to find venues to present exhibitions in Fairlie. While looking for a location they came up with the idea of a permanent outdoor exhibition. She thinks it will be attractive to the town and showcase the Mackenzie District. They have provided a quote to Council for the frames and graphics. A sample of a photograph was shown. Local organisations could lease space on the boards to promote community events.

The Mayor asked what controls there would be on people using the boards for advertising. Jan MacPherson said local businesses could advertise on the back of the boards. Images can be sponsored. Keith Water said it is not about selling images but promoting the area.

Cr Smith asked about ongoing costs of maintenance and he assumes the organisation will take care of that, and also take care of damage caused by graffiti or vandalism. Keith Water said the only maintenance of the frames will be when they are re-painted. The surface will be anti-scratch.

Cr Leslie asked if this could be repeated in Tekapo and Twizel. It was up to Council if they wanted to fund it. Keith Water said it would be great to have something at Twizel and Tekapo but if under the Fairlie in Focus banner, they would like some control over the images.

The Mayor asked how many boards. 14. That is a lot to put into that area. Cr Jackson said this might congest what we have there now. He thinks the green area opposite the BP station would stand out more and encourage people to stop.

The Mayor asked Garth Nixon regarding financials. She asked who would miss out on funding as noted in his report. He pointed out the need to build the Tekapo Domain. Cr Smith suggested doing this grant from grant money rather than from the subdivision reserve. He would not like to set a precedent.

Cr Cox asked if money had been sought elsewhere from other grant organisations. No. Cr Jackson suggested they also apply for outside funding.

The Mayor said the application is for \$10,000 plus GST. She asked regarding the cost of voluntary labour as listed in the application. Clarification of the amount required was given by Jan MacPherson. There was also discussion on whether the amount included or was exclusive of GST. A suggestion that council purchase the frames and claim back the GST was generally approved.

Cr Williams said this is a community board matter rather than council matter. It was explained that using money from the land subdivision reserve requires council approval. Cr Armstrong asked why the display boards could not be made double sided. The backs will be facing the trees.

The Mayor suggested using space in the council courtyard or village green for some of the boards. Jan MacPherson said the group would be happy to work with the community board to find the best location.

Cr Armstrong suggested funding a couple of frames to see how it goes. The Mayor said this would be more costly than buying the full number at one time. Councilors supported the idea but would like the location of the display to go back to the community board for further consideration.

Resolved:

1. That the report be received.

**Cr Armstrong/Cr Williams**

2. That Council Grant \$8,858.87 from the Land subdivision Reserve to the Fairlie in Focus Group to supply and install 14 photo display panels in Riddle Street, subject to design detail being approved by the Fairlie Community Board.

**Cr Smith/Cr Cr Leslie**

*Jan MacPherson and Keith Water from the Fairlie in Focus Photography Group left the meeting.*

**REPORT FROM RULES REDUCTION TASK FORCE:**

This was to inform Council of the outcome of work conducted by the government's Rules Reduction Task Force.

Resolved that the report be received.

**Cr Armstrong/Cr Jackson**

**ADDITIONAL FEE RECOVERY PROPOSAL BY AUDIT NZ IN RELATION TO LONG TERM PLAN 2015-2025:**

This was to inform Council as to the proposed additional fee recovery in relation to the audit of Council's Long Term Plan.

Paul Morris said this was a new process for Audit New Zealand. They have recognised this factor and offered to write off some of the additional costs. The budget was set under the old rules in 2012.

The Mayor asked which factors Council was responsible for. Council was not prepared as well as it could be for the Long Term Plan. Things changed, such as the NZTA level of funding. There were 10 versions of the consultation document. Supporting documents were not available on time.

The chief executive said this was a new process and Council didn't slam dunk it. He made a commitment to produce supporting documents internally and underestimated the time taken to do this. This means when audit arrived the supporting documents were not available. This disrupted their process and caused audit to put in more resources than they would have had to. We have taken learnings from the process.

Paul Morris said the current audit process has been very good. Auditors have finished and there have been no issues to correct of a major nature.

Resolved that the report be received and the information noted.

**Cr Williams/Cr Armstrong**

#### SALE OF SURPLUS LAND AT ARGYLL STREET, FAIRLIE:

This was to seek Council direction in relation to the sale of Lots 43-44 DP193 Argyll Street, Fairlie. The chief executive said there is about a \$10,000 difference in valuations. He also noted there is not a lot of extra value for council in closing the road and adding that land to the section. If there is a walkway retained on the closed road, this would provide access to the domain.

The Mayor asked if the process is valid given that Mr Hunter is an elected member and chairman of the community board. The chief executive said Council is not dealing with this differently to another sale. There is a complicating factor of the different valuations. The decision is being made in an open meeting and there is no attempt to hide it.

Resolved:

1. That the report be received.

**Cr Williams/Cr Jackson**

2. That Council instruct staff to accept Mr Hunter's conditional offer to purchase the Argyll Street section and adjacent portions of road, for \$65,000 (incl GST if any).

**Mayor/Cr Williams**

*Bernie Haar and Geoff Horler joined the meeting at 11.52am.*

#### TWIZEL RESERVOIR LINER REFURBISHMENT:

This was to confirm the council preference to cover the Twizel raw water reservoir. The Mayor asked how much was budgeted for this in the Long Term Plan. Bernie Haar said there was \$210,000 budgeted for the cover and the lining was about \$80,000. This needs to go out for tender.

The consultants did not suggest covering the reservoir in the first place because this was raw water and treatment came after. However further investigations have shown it does need to be covered due to the growth of algae. To replace the filters costs \$10,000 each time. These are getting blocked by the algae. Discussion was held on the hexa cover as one of the options. Covering the reservoir will stop the algae growing, the wind blown dust, and pollens.

Resolved:

1. That the report be received.

**Cr Leslie/Cr Smith**

2. That the Twizel raw water reservoir be covered and staff be instructed to proceed with the project.

**Cr Leslie/Cr Smith**

*Bernie Haar and Geoff Horler left the meeting at 11.59am.*

#### FREEDOM CAMPING AT HAMILTON DRIVE:

For Council to consider a request from the Tekapo Community Board to investigate options to stop camping at Hamilton Drive.

Garth Nixon said Hamilton Drive is causing grief to residents. Council promoted it by identifying it as an area for freedom camping. Now a recommendation has come from the community board to investigate stopping camping at Hamilton Drive.

Council now has paid enforcement in place and monitoring. A local resident has been asked to collect information on the campers using the area. Signage still needs work to make it clear there will be a \$200 fine if not self contained or more than five campers.

In March next year the bylaw will be reviewed.

Cr Cox said Council missed the boat on enforcement at the start and still does not have the right signs up. He said that without the ability to enforce the bylaw Council should close the site down and look at the alternatives for low cost camping in Tekapo. The residents have had enough.

Cr Leslie said this was a Mackenzie-wide issue and whatever is done in Hamilton Drive should be applied across the district.

The Mayor requested some information on the website, going out to complainants, in the Accessible and local papers rather than a knee jerk reaction to just close it.

Cr Cox asked that signage is done quickly. Councillors agreed to see out the summer with strict enforcement, new signs and the collection of data with a view to reviewing the bylaw in March as originally planned.

#### Resolved:

1. That the report be received.

**Cr Smith/Cr Williams**

2. Council continue with status quo and continue to monitor and enforce the freedom camping bylaw at Hamilton Drive, Tekapo, with a review of the bylaw taking place in March, 2016.

**Cr Smith/Cr Leslie**

*The meeting adjourned for lunch at 12.16pm and reconvened at 12.40pm.*

#### TWIZEL TEKAPO COMMUNITY VEHICLE TRUST GARAGE:

For Council to approve the Finance Committee's recommendations to allow this work to proceed.

#### Resolved:

1. That the report be received.

**Cr Jackson/Cr Cox**

2. That Council approve that the Rec A Zoned land be provided to the Vehicle Trust as identified in the plan.

**Cr Armstrong/Cr Cox**

3. That the Council approve the estimated \$20,000 unbudgeted expenditure to construct and additional two bays on the garages to provide for Council car parking in Twizel.

**Cr Armstrong/Cr Cox**

#### GRANT REQUEST MACKENZIE NETBALL SUPPORTERS CLUB:

For the Committee to consider the request from the Mackenzie Netball Supporters Club. Councillors were concerned about setting a precedent but the chief executive said this is unlikely.

Resolved:

1. That the report be received.

**Cr Armstrong/Cr Williams**

2. That Council approve a \$600 grant to the Mackenzie Netball Supporters Club.

**Cr Leslie/Cr Armstrong**

*Cr Armstrong left the meeting at 12.52pm.*

#### COMMON SEAL:

This was the affixing of the Common Seal to documents signed between July 16 and August 7, 2015.

Resolved:

3. That the report be received.

**Cr Smith/Cr Williams**

4. That the affixing of the common seal to documents 809 to 810 be endorsed.

**Cr Smith/Cr Williams**

#### MEETING SCHEDULE FOR 2016:

To advise Council of the schedule of meetings for the council and committees for 2016. No changes to the schedule were suggested.

Resolved that the report be received and the attached schedule of meetings be noted.

**Cr Cox/Cr Smith**

## PUBLIC EXCLUDED RESOLUTION:

Resolved that the public be excluded from the following part of the proceedings of this meeting namely:

- Tekapo Lakefront Stage 2 Construction.
- Sale of Land at Stage 2, Tekapo Lakefront Development.
- Sale of Land at Glen Lyon Rd, Twizel
- Sale of Land at Fox View Rd, Fairlie
- Road Maintenance Tender
- Public excluded minutes Planning and Regulation Committee October 13.
- Public excluded minutes Asset and Services Committee October 13.
- Public excluded minutes Finance Committee October 13.
- Public excluded minutes Council September 15.

<b>General subject of each matter to be considered</b>	<b>Reason for passing this resolution in relation to each matter</b>	<b>Ground(s) under section 48(1) for the passing of this resolution</b>
Tekapo Lakefront Stage 2 Construction	Enable commercial negotiations	48(1)(a)(i)
Sale of Land at Stage 2, Tekapo Lakefront Development	Enable commercial negotiations	48(1)(a)(i)
Sale of Land at Glen Lyon Rd, Twizel	Enable commercial negotiations	48(1)(a)(i)
Sale of Land at Fox View Rd, Fairlie	Enable commercial negotiations	48(1)(a)(i)
Road Maintenance Tender	Enable commercial negotiations	48(1)(a)(i)
Public excluded minutes Planning and Regulation Oct 13	Protect the privacy of persons	48(1)(a)(i)
Public excluded minutes Asset and Services Oct 13	Enable commercial negotiations	48(1)(a)(i)
Public excluded minutes Finance Oct 13	Commercial sensitivity	48(1)(a)(i)
Public excluded minutes Council Sept 15	Enable commercial negotiations Protect the privacy of persons Maintain legal professional privilege	48(1)(a)(i)

This resolution is made in reliance on Section 48(1)(a)(i) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public are as follows: *Public excluded minutes Finance Committee and Public excluded minutes Council under section 7(2)(b)(ii), Tekapo Lakefront Stage 2 Construction and Sale of Land at Stage 2 Tekapo Lakefront Development, Sale of Land at Glen Lyon Rd Twizel, Sale of Land at Fox View Rd Fairlie, Road Maintenance Tender, Public excluded minutes Asset and Services Committee, Public excluded minutes Council all under section 7(2)(i), Public excluded minutes Planning and Regulation, Public excluded minutes Council under section 7(2)(a), Public excluded minutes Council under section 7(2)(g).*



*The Council continued in open meeting.*

*Cr Jackson left the meeting at 2.30pm and did not return.*

*Cr Armstrong rejoined the meeting during the public excluded session.*

**COMMUNITY BOARD RECOMMENDATIONS:**

This report from the chief executive was accompanied by the minutes of the meetings of the Twizel, Tekapo and Fairlie Community Boards.

Resolved that the report be received.

**Mayor/Cr Cox**

**TWIZEL COMMUNITY BOARD:**

Council noted and considered the following resolution regarding a proposal to build a new garage for vehicle trust cars and council cars in Twizel. This matter was discussed earlier in the meeting

Resolved that the Twizel Community Board recommends to Council that the Rec zoned land be provided to the Twizel-Tekapo Vehicle Trust, as identified in the plan attached to the report.

Council noted the following resolution in response to a request to change the solid waste system:

Resolved that no changes be made to the curbside rubbish collection system.

Council noted the following resolutions in response to two requests for funding from the TPDA, one for Christmas decorations and the second to pay for advertising for the Wine and Salmon Festival:

Resolved that the Twizel Community Board grants \$300 to the TPDA to put towards Christmas decorations.

Resolved that the TPDA be asked to supply an official grant application for consideration at the next meeting of the community board.

Council noted the following resolution in response to a request for funding from the Twizel Early Learning Centre to pay for hall hire:

Resolved that the Twizel Community Board grants \$72.50 to the Twizel Early Learning Centre towards room hire, and they pay the other \$50.

Council noted the following resolution to replace the fridge at the Twizel Events Centre:

Resolved that the Twizel Community Board approves the purchase of a new fridge for the Twizel Events Centre kitchen at a cost of \$1800, funded from the maintenance budget.

Council noted the following resolution to undertake tree maintenance at Northwest Arch:

Resolved that the Twizel Community Board instructs Garth Nixon to spend \$10,000 on limbing trees at Northwest Arch.

#### TEKAPO COMMUNITY BOARD:

Council noted and considered the following resolution from the Tekapo Community Board requesting an investigation into stopping freedom camping at Hamilton Drive. This was discussed earlier in the meeting.

Resolved that the Tekapo Community Board recommends to Council that they investigate stopping camping at Hamilton Drive.

Council noted the following resolution from the Tekapo Community Board regarding a request for a skatepark in Tekapo.

Resolved that the Tekapo Community Board instructs staff to respond to Pierre Montell that they are not inclined to support a skate park at this point in time.

#### FAIRLIE COMMUNITY BOARD:

Council noted the following resolution to fund flags to mark the 150 year celebrations in Fairlie:

Resolved that the Fairlie Community Board funds \$2,177.30 to the Fairlie 150 Years Committee, under Heartlands Fairlie, for the 150 year flags, from the projects budget.

#### RECEIVE COMMITTEE MINUTES:

Resolved that Council receives the minutes of the Planning and Regulation Committee meeting held on October 13, 2015.

**Cr Leslie/Cr Smith**

Resolved that Council receives the minutes of the Asset and Services Committee meeting held on October 13, 2015.

**Cr Leslie/Cr Armstrong**

Resolved that Council receives the minutes of the Finance Committee meeting held on October 13, 2015.

**Cr Smith/Cr Cox**

#### CONFIRM COUNCIL MINUTES:

The Mayor noted on page 205 of the agenda a record that she was to be given more information about the governance deficit and this had not happened. The Finance Manager agreed to supply it.

Resolved that Council confirms and adopts the minutes of the Mackenzie District Council meeting held on September 15, 2015, as the correct record of the meeting, including those parts taken in public excluded.

**Mayor/Cr Smith**

**THE MAYOR DECLARED THE MEETING CLOSED AT 2.46PM**

**MAYOR:** \_\_\_\_\_

**DATE:** \_\_\_\_\_