



# ORDINARY COUNCIL MINUTES

## MINUTES OF THE ORDINARY COUNCIL MEETING OF WESTLAND DISTRICT COUNCIL HELD IN THE COUNCIL CHAMBERS, 36 WELD STREET, HOKITIKA AND VIA ZOOM ON THURSDAY 28 APRIL 2022 COMMENCING AT 1 PM

The Council Meeting was live streamed to the Westland District Council YouTube Channel and presentations are made available on the council website.

### 1. KARAKIA TĪMATANGA OPENING KARAKIA

The opening Karakia was read by Kw Madgwick

### 2. MEMBERS PRESENT AND APOLOGIES

Chairperson	Deputy Mayor Carruthers	
Members	His Worship the Mayor	
	Cr Davidson	Cr Hart
	Cr Hartshorne	Cr Keogan
	Cr Martin	Cr Neale
	Kw Madgwick	

### NGĀ WHAKAPAAHA APOLOGIES

Kw Tumahai

Moved Deputy Mayor Carruthers, seconded Cr Martin and **Resolved** that the apology from Kw Tumahai be received and accepted.

### STAFF PRESENT

S.R. Bastion, Chief Executive; T. Cook, Regulatory Services Manager; L. Crichton, Group Manager: Corporate Services; F. Scadden, Planning and Customer Services Manager; S. Baxendale, Group Manager District Assets; D. Maitland; Executive Assistant, E. Rae, Strategy and Communications Advisor; S. Johnston, Governance Administrator.

### 3. WHAKAPUAKITANGA WHAIPĀNGA DECLARATIONS OF INTEREST

The Interest Register had been circulated via Microsoft Teams and available on the Council table. There were no changes to the Interest Register noted.

### 4. NGĀ TAKE WHAWHATI TATA KĀORE I TE RĀRANGI TAKE URGENT ITEMS NOT ON THE AGENDA

There were no urgent items of business not on the Council Agenda.

## 5. NGĀ MENETI O TE HUI KAUNIHERA MINUTES OF MEETINGS

The Minutes of the previous Meeting were circulated separately via Microsoft Teams.

- **Ordinary Council Meeting Minutes – 24 March 2022**

Proposed Amendment to the Resolution regarding the Three Mile Reserve in the Council Meeting Minutes dated 24 March 2022. This proposed amendment is based on the email circulated and approved by Councillors from \$3000 to \$30,000 from the fund.

Cr Keogan gave feedback on this. The allocation of the reserve funding has always been in the fund. The price is an estimate based on the likely cost – which was on the higher side.

Kw Madgwick voiced concern over the \$27,000 discrepancy and would be open to having a lower limit on the estimate to begin with.

Moved Deputy Mayor Carruthers seconded Cr Hartshorne and **Resolved** that the Minutes of the Ordinary Council Meeting held on the 24 March 2022 be confirmed as a true and accurate record of the meeting, subject to a new resolution for the Three Mile Reserve resolution:

- a) The Council increase the funds released to The Three Mile Hall Committee of up to \$10,000 for Phase 1 of the Three Mile History Project.

It is to be noted that Cr Keogan refrained from voting on this matter due to a potential conflict of interest.

Chair **Approved** that their digital signature be added to the confirmed Ordinary Council Meeting Minutes of 24 March 2022.

## 6. ACTION LIST

The Chief Executive, Simon Bastion spoke to the Action List and provided the following updates:

1. **Kaniere School Crossing**

As per previous meeting, the Curbing and Channelling crew came down with Covid & have been unable to quantify when they will finish. This will most likely go beyond April 2022. CE can come back with a proposed finish date after this meeting to Councillors.

2. **Speed Limit Review**

This item is on hold until after Annual Plan Process has been completed. The Transport Manager has received some proposed speed limit changes from the Government and is waiting to see what the impact will be in Westland.

*Cr Martin asked if a separate email address could be created for any questions regarding speed limits, so they can be held until after annual plan. The alternative would be to email CE Simon Bastion directly and will be gathered.*

*Chief Executive advised he is happy to take any requests directly and can be part of the submissions gathered.*

3. **Ross Chinese Gardens**

Some of the diversion has occurred, rocking still to be completed & the recent weather event has caused some to be scoured out a bit, but is being rectified.

*Councillors' expressed concern at the time it is taking regarding the completion of the Ross Chinese Gardens.*

*Chief Executive advised that council will go back to try and put a program of works together with them and get a firm answer from the Community Group regarding time line.*

4. **Revel St Trial**

Report before Council today from the Planning Manager.

5. **Pakiwaitara Building**

This is anticipated to be before the Council In May in terms of a program and final workshop.

6. **Road Maintenance**

Update from Transport Manager to be received today.

7. **3 Waters Reform**

Comprehensive update to be given to Council today from the Chief Executive.

8. **Energy Centre**

Contracted Brian Anderson through Joseph & Associates (Lead Consultant) to complete the study that has been partially funded by EECA (\$25,000 approximately from EECA).

9. **Cass Playground & Whataroa Playground**

Whataroa Playground is progressing.

Cass playground – going to make application for lotteries for the playground equipment - including incorporating the skate park into that as well.

*Cr Martin asked if a feasibility study would be needed (before June/July) for the amount needed for the lotteries application (over \$250k). Could this project be staged.*

*Chief Executive advised he would look into this when the application is started.*

10. **Racecourse Development**

Acceleration fund decision for the racecourse. CE received an update yesterday (27/4/22) and there is due to be an announcement on Monday with what that funding will be.

11. **Mayoral Task Force for Jobs**

There has been approval that there will be a new round of Mayoral Task Force for Jobs in the 2022/2023 year - the value is yet to be quantified.

12. **Beach Access Ramps**

CE is to forward the link as to what that looks like. This will be done shortly. It is still being worked through with Regional Council and Westlock in terms of final design.

*Cr Martin wondered if the Hokitika Beach sign at the Beach Access could be made more semi-permanent & if a conversation could be hand with the artist behind this work, & some of the funding from Creative Community to combine this work when the Beach Access Ramps are being done.*

*Chief Executive advised that this is being overseen by Regional Council and would need to discuss with the appropriate team to see if this could be scheduled. An action to be taken to investigate the Hokitika Beach sign as a permeant feature.*

13. **Staff Positions**

Work in progress.

14. **CDM Agreement**

Has been completed and will come to the joint committee meeting on the 11<sup>th</sup> of May for confirmation.

15. **Terms of Reference**

This was endorsed at the last Council Meeting – so this can now be removed from the action list.

16. **Poppy Plaque Seat**

This has been installed & competed – to be removed from the action list.

17. **Gambling Policy**

We anticipate having an update at the next Council Meeting in May in terms of impact assessment.

18. **Beautification Marks Road**

The \$10,000 has been allocated and the community has been advised. To be removed from the action list.

19. **Welcoming Communities**

This has been confirmed and endorsed and has been submitted to MBIE for confirmation.

20. **Three Mile Hall Fund**

As per earlier discussion, this has now been changed to \$10,000.

Moved Deputy Mayor Carruthers seconded Cr Martin and **Resolved** that the updated Action List be received.

7. **NGĀ TĀPAETANGA  
PRESENTATIONS**

• **3 Waters Reform Update to Council**

Chief Executive, Simon Bastion spoke to this presentation

- What has happened so far?
- The Three Waters Programme
- DIA / Council Engagement
- Programme
- Transition Operating Model
- NTU & Workstreams – What are they? (NTU = National Transition Unit)
- DIA Offers of Support
- Communities for Local Democracy – Current Status
- C4LD – Organisation Design
- C4LD – Working with Mana Whenua
- C4LD – Regulatory Backstop
- C4LD – Financial Assistance To Communities
- C4LD – Water Efficiency Group
- Assessment of Governments Proposal (1&2)
- Compromise Proposal: 10 Point Plan
- Better off Package

Moved His Worship the Mayor seconded Cr Hartshorne and **Resolved** that the 3 Waters Update Presentation from Chief Executive, Simon Bastion be received.

## 8. PŪRONGO KAIMAHI STAFF REPORTS

- **6 Monthly Transportation Report**

Transportation Manager; District Assets – Karl Jackson spoke to this item and advised the purpose of this report is:

- 1.1 The purpose of this report is to provide a 6 month update for Council on matters of significance within the transportation area of Council.

Moved Cr Martin seconded Cr Hartshorne and **Resolved** that the 6 monthly Transportation Report from the Transportation Manager be received.

- **COMPLETION OF REVELL STREET TRIAL**

Planning Manager – Fiona Scadden spoke to this item:

- 1.1 The purpose of this report is to consider whether the block of Revell Street between Weld Street and Hamilton Street should remain one way.

89% business said yes they are very happy to keep the current format with some 'tweaks' to the format.

11% were not happy to keep the current format.

Moved Cr Keogan seconded Cr Neale and **Resolved** that the Completion of Revell Street Trial Report from the Planning Manager:

1. That the report be received.
2. That Revell Street as a one way street between Weld Street and Hamilton Street is retained permanently in its current format (one way).

Noted: Cr Davidson abstained from voting on this resolution due to a conflict of interest.

- **FINANCIAL PERFORMANCE – March 2022**

Finance Manager: Lynley Truman spoke to this report:

- 1.1. The purpose of this report is to provide an indication of Councils financial performance for nine months to 31 March 2022.

Moved Deputy Mayor Carruthers seconded Cr Martin and **Resolved** that the Financial Performance – March 2022 Report from the Finance Manager:

1. Be Received

- **ANNUAL LOCAL GOVERNMENT NEW ZEALAND (LGNZ) MEMBERSHIP SUBSCRIPTION**

Chief Executive: Simon Bastion spoke to this report:

- 1.1 The purpose of this report is to request that Council confirm the Annual LGNZ Membership Subscription for the year 1 April 2022 to the 31 March 2023 before the invoice is processed for payment.

The negative implications of not having membership with LGNZ, it would mean a lack of representation, and we wouldn't use any of their support functions that they provide. It would also set the new council up in a position where they don't have LGNZ support.

Councillors expressed their view of not receiving much support, training or input from LGNZ and would prefer to defer re-subscribing with LGNZ until the new Council is formed.

Councillors agreed that a discussion needs to be had with LGNZ, Council and the Executive Team with a strong indication to them that WDC may be leaving LGNZ. LGNZ need to have the opportunity to "sell themselves" to WDC.

Chief Executive Simon Bastion will work with the Mayor to write a letter to them, requesting them to present themselves to Council, letting them know that there is a certain amount of dissatisfaction within members and would like that arrested before further discussion.

Moved His Worship the Mayor seconded Cr Keogan and **Resolved** that the Annual Local Government New Zealand (LGNZ) Membership Subscription Report from the Chief Executive:

- 1 That the report be received.
2. That the invoice from LGNZ amounting to \$38,665.07 (including GST) be put on hold, pending a successful discussion with both the Chief Executive and the Chair of LGNZ, to give them the opportunity to convince us that WDC should remain a member. *(Action)*

## 9. KA MATATAPU TE WHAKATAUNGA I TE TŪMATANUI RESOLUTION TO GO INTO PUBLIC EXCLUDED

(to consider and adopt confidential items)

Moved Deputy Mayor Carruthers, seconded Cr His Worship the Mayor and **Resolved** that Council confirm that the public were excluded from the meeting in accordance with Section 48, Local Government Official Information and Meetings Act 1987 at 3:38pm.

The general subject of the matters to be considered while the public are excluded, the reason for passing this resolution in relation to each matter and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of the resolution are as follows:

Item No.	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
1.	Confidential Minutes – 24 March 2022	Good reasons to withhold exist under Section 7	That 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 exists. Section 48(1)(a)

This resolution is made in reliance on sections 48(1)(a) and (d) of the Local Government Official Information and Meetings Act 1987 and the particular interests or interests protected by section 7 of

that Act, which would be prejudiced by the holding of the relevant part of the proceedings of the meeting in public are as follows:

Item No.	Interest
1	Protect the privacy of natural persons, including that of deceased natural persons
1	Protect information where the making available of the information: (i) would disclose a trade secret; and (ii) would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information (Schedule 7(2)(b)).
1	Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) (Schedule 7(2)(i))

Moved Deputy Mayor Carruthers, seconded Cr Martin and **Resolved** that the business conducted in the 'Public Excluded Section' be confirmed and accordingly, the meeting went back to the open part of the meeting at 3.44pm.

**DATE OF NEXT ORDINARY COUNCIL MEETING – 26 MAY 2022  
COUNCIL CHAMBERS, 36 WELD STREET, HOKITIKA AND VIA ZOOM**

**MEETING CLOSED AT 3:44 PM**

Confirmed by:

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**Deputy Mayor Carruthers**  
Chair

**Date:**