



ORDINARY COUNCIL MINUTES

MINUTES OF THE ORDINARY COUNCIL MEETING OF WESTLAND DISTRICT COUNCIL HELD VIA ZOOM ON THURSDAY 24th FEBRUARY 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 Cr Neale

2. MEMBERS PRESENT AND APOLOGIES

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

NGĀ WHAKAPAAHA APOLOGIES

No Apologies

ABSENT

No absences

STAFF PRESENT

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

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

Under Section 46A of the Local Government Official Information and Meetings Act 1987, the following item was added to the Council Agenda:

The inclusion of Westland Holdings updates which was missed off the original agenda and will be included today. This will precede the discussion on the funding matter.

(i) the reason why the item is not on the agenda:

Oversight in assembling the agenda

(ii) the reason why the discussion of the item cannot be delayed until a subsequent meeting.

Required to meet their commitment to the Statement of Intent

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

The Minutes of previous meetings were circulated separately via Microsoft Teams.

- **Ordinary Council Meeting Minutes – 9th December 2021**
- **Extraordinary Council Meeting Minutes – 21st December 2021**

Moved Deputy Mayor Carruthers seconded Cr Neale and **Resolved** that the Minutes of the Ordinary Council Meeting held on the 9th December 2021, and the Extraordinary Council Meeting Minutes held on 21st December 2021 be confirmed as a true and correct record of the meeting.

The Chair **Approved** that their digital signature be added to the confirmed Council Meeting Minutes of 9th December 2021, and the Extraordinary Council Meeting Minutes of 21st December 2021.

6. **ACTION LIST**

The CE spoke to the Action List and provided the following updates:

- **Kaniere School student cycle way crossing**

Work has started on the intersection as at today's date (24 February 2022). Henry Adams has been sub-contracted by Westroads Ltd to do that work. The work is anticipated to be finished by the end of March.

- **Speed limit review:**

A report and recommendation to Council is on the agenda for today's meeting (24 February 2022).

- **Ross Chinese Gardens:**

The resource consent has been received and engagement with the community has been completed in terms of the diversion of Jones Creek. A project manager has been assigned to oversee the work on behalf of Council, and things are progressing in that space.

- **Kumara Gardens:**

The community have received support from Council to get the tender document completed and is now reviewing the tenders and expect they will come back to Council in due course. This item can be removed from the action sheet.

- **Revell Street Trial:**
A full report including full costings will be tabled at the March Council Meeting, which will be the end of the trial period.
- **Old Christchurch Road:**
Final costings are being prepared currently in conjunction with staff. Staff will come back to Council to determine whether there is funding available within the current budget to complete that work.
- **Investigation Headquarters and Pakiwaitara Buildings:**
This item is regarding the current status and due diligence around the best options for Council going forward in terms of upgrades. A report will be tabled at the March Council Meeting. Work has been contracted and has made some progress, with some drafts to review week of 28 February.
- **Road Maintenance Action Updates:**
The parking presentation was delivered to Council on the 25th January to enable work to be undertaken within the Annual Plan process.
- **Railway Terrace:**
There is a Council resolution to change Railway Terrace Road traffic process.
- **Footpath Programme:**
The Footpath Programme was presented to the Capital Projects and Tenders Committee meeting on the 9 February 2022. Work is approved and expected to start in March.
- **Standing Committee Members Lists:**
This item has been completed and can be removed from the Action List.
- **Resource Consent Correspondence:**
This item will be discussed in the Confidential section of this Council meeting.

Moved by Cr Neale and seconded by Cr Davidson and **Resolved** that the updated Action List be received, and those items completed, be removed from the listing.

7. **NGĀ TĀPAETANGA PRESENTATIONS**

No Presentations

8. PŪRONGO KAIMAHI STAFF REPORTS

- **6 Monthly Westland Holdings Update Report**

The Chair and Directors of Westland Holdings Ltd (WHL) attended the meeting and provided the following update for Council:

- Council Six Month Update (Westland Holdings, Destination Westland, Westroads)
- Westland Holdings Board
- Business Updates
- Westland Holdings Updates
- Destination Westland Updates
- DWL Statement of comprehensive income for period ended 31 December 2021
- Westroads Updates

- **LGFA Loan to WHL**

The Chair and Directors of Westland Holdings Ltd attending and provided the following update for Council:

- 1.1. The purpose of this report is to seek Council's approval for Westland Holdings Limited to borrow funds from the Local Government Funding Authority (LGFA) and to agree to guarantee such loans.
- 1.2. That Council agree to issue sufficient shares to cover the debt through uncalled capital.
- 1.3. This issue arises because it is beneficial for Westland Holdings Limited, on behalf of Westroads Limited and Destination Westland Limited to fund borrowings from the LGFA at a lower interest rate, and LGFA require Council's approval and guarantee.
- 1.4. Council seeks to meet its obligations under the Local Government Act 2002 and the achievement of the District Vision adopted by the Council in June 2021, which are set out in the Long Term Plan 2021 - 31.
- 1.5. This report concludes by recommending that Council approves Westland Holdings Limited borrowing funds from the LGFA, agrees to guarantee the loans and agrees to the issue of sufficient shares to cover the debt with uncalled capital.

Moved by Cr Keogan, seconded by Cr Hart and Resolved that the 6 monthly Westland Holding Update presentation and verbal update from the Chair and Directors of Westland Holdings Limited (Joanne Conroy, Chris Gourley and Chris Rea) be received; and that the Council approve Westland Holdings Limited borrowing up to \$17.6 million from the LGFA and guaranteeing the loan, and that such funds be used by Westroads Limited and Destination Westland Limited; and 6 monthly updates received from Westland Holdings

- **Kumara Junction Community – application for request to access \$100k resurfacing funds:** Stage one is completed. This funding is for Stage 2, which is the upgrade of the Gentle Annie Track which will link on to the new access they have put in.

Kw Tumahai joined the meeting at 13:16pm.

Gary Hopkinson & Hecta Williams, representing the Kumara Junction Community joined the meeting at 13:27pm and provided a presentation on the following:

- **Item 8: Kumara Junction – Request for Reserve Funds (Map)**

Moved Deputy Mayor Carruthers seconded Cr Martin and **Resolved** that the report and presentation from the Kumara Junction Community Inc. Society representatives be approved the release of \$100,000 from the reserve fund to the Kumara Junction Community Incorporated Society for the purpose of providing recreational facilities by way of upgrading the Gentle Annie Track.

- **Kumara Junction Roundabout – re: Reinstating kerb & damage done to roundabout:**
Moved Cr Martin, seconded Deputy Mayor Carruthers and **Resolved** that a letter be written to the Minister of Transport regarding the issues surrounding the Kumara Junction Roundabout, requesting that immediate action be taken to rectify the situation and restore it to its previous standard.
- **West Coast Civil Defence Emergency Management Revised Partnership Agreement**
The Chief Executive spoke to this report.

The new draft partnership agreement will be coming back to Council for full adoption in March 2022.

Moved Deputy Mayor Carruthers, seconded Cr Neale and **Resolved** that the report from CE Simon Bastion be received; and that the Council endorse the West Coast Civil Defence Emergency Management Revised Partnership Agreement.

- **Speed Limits Consultation Document**
The Transportation Manager spoke to this report.

- 1.1 The purpose of the report is to seek Council approval for the Speed Limits Consultation Document.
- 1.2 This issue arises from Councils desire to further review speed limits within the Westland District Council (WDC) Roothing network. Advice from Waka Kotahi is that consultation can be carried out, but final decisions should be deferred until all current ongoing changes in speed limits legislation are finalised.
- 1.3 Council seeks to meet its obligations under the Local Government Act 2022 and the achievement of the District Vision adopted by the Council in June 2021, which are set out in the Long-Term Plan 2021-31. Refer page 2 of the agenda.
- 1.4 This report concludes by recommending that Council resolves to approve the speed limits public consultation document for public consultation.

Councillors supported a shorter timeframe for consultation with the community than that proposed.

Moved Cr Martin, seconded Cr Neale and **Resolved** that the Report from the Transportation Manager regarding the Speed Limits Consultation Document be received, and that Council approve the speed limits public consultation document subject to the shorter term of 30 days.

- **3 Waters Update Report**

The Chief Executive spoke to this report.

- 1.1 The purpose of the report is to update Council regarding the performance on three waters and to outline the latest position regarding national changes in the three waters regulatory environment.
- 1.2 Council seeks to meet its obligations under the Local Government Act 2002 and the achievement of the District Vision adopted by the Council in June 2021, which are set out in the Long-Term Plan 2021-31. Refer page 2 of the agenda.
- 1.3 This report concludes by recommending that Council notes the report.

Moved Cr Hart, seconded Cr Neale and **Resolved** that the 3 Waters Update Report from the Group Manager: District Assets be received.

- **Renaming of a portion of Greenstone Road**

The Transportation Manager spoke to this report.

- 1.1 The purpose of this report is to rename a section of Greenstone Road between Union Street in Kumara and Stafford Loop Road.
- 1.2 This issue arises from an anomaly in property numbering that was created in approximately 2001 when Rural Access Property ID's (RAPID) numbers were allocated within Kumara Township along Greenstone Road. There was already an existing urban numbering system in place starting at approximately Union Street and heading north. The RAPID numbering however was started at the opposite end. Since the 2 systems opposed each other there has been a refusal from the locals to adopt the RAPID system.
- 1.3 Council seeks to meet its obligations under the Local Government Act 2022 and the achievement of the District Vision adopted by the Council in June 2021, which are set out in the Long-Term Plan 2021-31. Refer page 2 of the agenda.
- 1.4 This report concludes by recommending that Council adopts a new name for the section of Greenstone Road between Union Street and Stafford Loop Road.

Moved Cr Davidson, seconded Cr Hart and **Resolved** that the report from the Transportation Manager be received; and that the section of Greenstone Road that runs from Union Street to Stafford Hill Road be named Sandys Hill Road.

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 Martin 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 3.30 pm.

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 – 9 December 2021	Good reason 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)
2.	Transfer of Aged Care Land and Buildings – Depreciation Fund Issue	Good reason 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)
3.	Proposed Sale of Municipal Reserve, Pt Res, Town of Hokitika	Good reason 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)
4.	Proposed East Town Belt Road Exchange by Westland Milk Products	Good reason 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)
5.	Planning Matters – Signage, Planning Matters, Resource Consents	Good reason 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
1,3,5	Protect the privacy of natural persons, including that of deceased natural persons (Section 7(2)(a))
1,4	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 (Section 7(2)(b)).
3	Maintain legal professional privilege (Section 7(2)(g))
2,4	Maintain the effective conduct of public affairs through— (i) the free and frank expression of opinions by or between or to members or officers or employees of any local authority, or any persons to whom section 2(5) applies, in the course of their duty. (Section 7(2)(f))
3,4,5	Enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities. (Section 7(2)(h))
1,4	Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) (Section 7(2)(i))

Moved Deputy Mayor Carruthers, seconded Cr Neale 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 5.10 pm

**DATE OF NEXT ORDINARY COUNCIL MEETING – 24 MARCH 2022
COUNCIL CHAMBERS, 36 WELD STREET, HOKITIKA AND VIA ZOOM**

MEETING CLOSED AT 5.10 PM

Confirmed by:

Mayor Bruce Smith
Chair

Date: