

**MINUTES OF THE MEETING OF THE BULLER DISTRICT COUNCIL HELD
IN THE CLOCKTOWER CHAMBERS, PALMERSTON STREET, WESTPORT
ON WEDNESDAY 16 DECEMBER 2009 COMMENCING AT 2.00 PM**

PRESENT:

His Worship the Mayor PJ McManus (Chairperson), Crs KL Bainbridge, DI Barnes, PA Campbell, JW Halsall, DJ Hawes, MMJ Montgomery, GT Neylon, FTW Ratahi, and RM Sampson.

IN ATTENDANCE:

Chief Executive (GM Murphy), Manager Operations (SR Griffin), Manager Community and Environment (CM Scanlon), Manager Corporate Services (AE Oosthuizen), and PA Corporate Services (M Wilson).

PUBLIC FORUM:

Robert Terry said he would like an apology from Development West Coast for being evicted and arrested at their previous AGM. He requested that Mayor McManus write to DWC asking for an apology on his behalf.

He also continued with his request from Council to support a locally-based Community Law Centre. He agreed it is not Council's role to fund such a facility, but would like support for one being established on the West Coast.

Buller Holdings Limited Quarterly Report General Manager Trish Casey presented the report to Council.

APOLOGIES:

An apology on behalf of Cr LM Roberts was sustained.

1 MEMBERS INTEREST

Nil

2 CONFIRMATION OF MINUTES

Resolved: **That the minutes of the meeting held on 25 November 2009 be confirmed.**

PJ McManus/FTW Ratahi

Carried Unanimously

3 COUNCIL PROGRAMME OF WORKS

Resolved: **That the report be received for information.**

DI Barnes/PJ McManus

Carried Unanimously

4 MATTERS UNDER ACTION

Resolved: **That the report be received for information.**

DI Barnes/PJ McManus

Carried Unanimously

5 WESTPORT HARBOUR - MONTHLY REPORT

Cr Barnes circulated photos of the vessel Kawatiri's temporary motor which has now been on-board for four years. He emphasised that the motor needs immediate replacement, and five minutes could be saved with each load once this has taken place.

Cr Barnes said he would like to offer congratulations to the master of the Kawatiri for excellent ship handling skills while recovering the pipe, and while the vessel was in Gisborne the skipper and crew put in a lot of time and effort to make the venture successful.

Resolved: **That letters of thanks be sent to both the master of the Kawatiri and the crew from Council.**

DI Barnes/MMJ Montgomery

Carried Unanimously

Resolved: **That the report be received for information.**

PJ McManus/JW Halsall

Carried Unanimously

6 BULLER HOLDINGS - QUARTERLY REPORT

Resolved: **That the report be received for information.**

PJ McManus/DJ Hawes

Carried Unanimously

7 LOCAL GOVERNMENT LEADERS POSITION STATEMENT ON CLIMATE CHANGE

Crs Sampson and Barnes believed Council should take care not to commit without a full understanding.

Cr Hawes thought Council should make a decision relating to the Buller District and research was the best approach.

Resolved: **That Council decline to sign the Local Government Leaders Position Statement on Climate Control.**

DI Barnes/RM Sampson

Carried Unanimously

8 QUARTERLY MANAGEMENT AND INVESTMENT REPORTS

The Manager Corporate Services explained that a new method of reporting capital expenditure has been introduced.

Cr Campbell questioned the tonnage at the dump, and cost of cartage to Nelson.

The Manager Operations responded that revenue has been reduced from the landfill, and also from sale of rubbish bags. Budgets are currently being revised and will be reported back to Council.

Mr Griffin reported further that only 60% of budgeted waste is being carted to Nelson.

Cr Bainbridge asked if recycling had an impact on this figure?

Mr Griffin replied, he would like to think that this has had a positive effect, but traditionally there is less rubbish during winter months.

Resolved: **That the reports be received for information.**

PJ McManus/FTW Ratahi

Carried Unanimously

9 ADOPT CHANGES TO DANGEROUS, EARTHQUAKE-PRONE AND INSANITARY BUILDINGS POLICY

Resolved: **That Council resolves to adopt the amended Dangerous, Earthquake-Prone and Insanitary Building Policy**

RM Sampson/KL Bainbridge

Carried Unanimously

10 BULLER DISTRICT PLAYGROUNDS AUDIT 2009

Cr Montgomery suggested Cr Barnes as Council's representative on the working group.

Cr Hawes asked Council to note that the Crampton Road Playground had been removed at the time the report was put together, and would like it included in the upgrade plan.

Resolved:

1. **That Council forms a working group headed by Cr Montgomery and to include Cr Barnes, the Property and Waste Minimisation Officer and a Planning Officer.**
2. **That this group reviews the audit report, prioritises recommended work and the costs of, in order of compliance urgency.**
3. **That this group sets budget requirements over the next five years to achieve district wide compliance overall.**

MMJ Montgomery/RM Sampson

Carried Unanimously

11 BOY RACERS SNODGRASS

The Manager Operations suggested an advisory speed sign on the corner to further reinforce the speed limit through this area, as well as painting 50kpm on the road. He added that the road classifier has been put out three times in an attempt to gather information but for various reasons (including vandalism) these attempts had failed.

He had met with the local Police over this issue and residents need to be reminded that the Police should be contacted in the first instance. Council do however have the authority to create bylaws to give the Police more authority. He also mentioned cobblestones as another option (sections of rough surfaces) to slow vehicles down, but would be noisy for residents.

Mayor McManus said that excess speed in Snodgrass was a real issue, and the resident that lives on the corner regularly has to come out during the night and tow cars off his property.

Cr Montgomery asked why speed humps had not been considered as she thought this would solve the speed issue.

The Manager Operations said he does not agree with speed humps, and in some cases can be used by boy racers to 'launch' their cars, and their inconvenience would be mainly felt by the local residents.

Cr Montgomery reminded Council that the residents have actually requested judder bars be installed.

Mayor McManus believed one judder bar would not be sufficient, they need two or more leading up to the corner to make them efficient.

Cr Sampson asked the Manager Operations if 50kpm in this area was too fast?

The Manager Operations responded that additional signage advising of the sharp corner and appropriate speed, can be installed out immediately.

Cr Halsall said that if one area (Snodgrass) receives judder bars, then other areas around the district that also have issues with boy racers will also be requesting them.

Dr Hawes asked about funding available for such health and safety issues?

The Manager Operations confirmed that no money had been budgeted in the current year for such jobs to be carried.

Cr Barnes agreed with Cr Montgomery, the residents have made the request that they would like judder bars installed.

Cr Campbell reminded Council that boy racers were an issue in many places in our community, not just Snodgrass.

Mayor McManus said it is a safety issue. He believes before time somebody will end up hitting the house on the corner.

Resolved: That Council design and install judder bars at Snodgrass as requested by the residents.

MMJ Montgomery/DJ Hawes

Carried

Crs Sampson and Neylon voted against

12 **CORRESPONDENCE RECEIVED**

West Coast Community Trust - Aspiring Leaders Conference

The Rotary Club support a similar venture. Cr Campbell would like to indicate Council's willingness to work with these two organisations to support the venture. This message to be conveyed back to the West Coast Community Trust. All agreed.

Westport Kindergarten Association (Inc) - Holland Hall Site

Deferred to the next meeting, when representatives from the Association are available to address Council.

Development West Coast - Major District Initiative Policy

No action required.

13 **DOCUMENTS FOR CONSENT AND SEAL**

Resolved: That the transaction be approved and the fixing of the Common Seal under authorised signatories on the appropriate documents be ratified.

Consent of Caveator

Keoghan Farm Limited

PJ McManus/RM Sampson

Carried Unanimously

14 **PUBLIC FORUM RESPONSE**

Robert Terry - Mayor McManus will request an apology from Development West Coast on behalf of Mr Terry, and ask why no response had yet been received directly to Mr Terry.

Mr Terry would also like Council's support in establishing a Legal Aid service dedicated to the West Coast. Council will send a letter to the Legal Services Authority in support of Mr Terry's application to establish such a service in Westport. Council would like the opportunity to discuss options with them.

15 **PUBLIC EXCLUDED**

Cr Hawes questioned the reasoning behind having Item 1 in the public excluded section of the meeting.

Mayor McManus replied that Council has the option to release details of the discussion at the end of the meeting.

Cr Neylon also asked why it was public excluded.

Mayor McManus responded that details of the discussion could potentially affect future tender prices with contractors.

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

Item No	Minutes/Report of:	General Subject	Reason for Passing Resolution Section 7 LGOIMA 1987
1	Gary Murphy - Chief Executive	Solid Energy Centre Car Park	Section 7(2)(j) - Enable the local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including

			commercial and industrial negotiations)
2	Stephen Griffin - Manager Operations	Reseal Tender	Section 7(2)(j) - Enable the local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)

PJ McManus/RM Sampson

Carried

Crs Barnes, Halsall, Hawes and Neylon voted against

Resolved: That the Council revert to open meeting and the resolutions and disclosures made whilst the public were excluded remain confidential, except that Council release the decision on the Solid Energy Centre car park, but no further details. The Steve Bramley report to remain public excluded information. The reseal tender information be released once all tenderers have been advise.

PJ McManus/RM Sampson

Carried Unanimously

There being no further business the meeting concluded at 4.00pm

Confirmed Date