

**MINUTES OF THE MEETING OF THE BULLER DISTRICT COUNCIL HELD
AT THE PUNAKAIKI RESORT, PUNAKAIKI, ON WEDNESDAY 22 JULY
2009 COMMENCING AT 12.30PM**

PRESENT:

His Worship the Mayor PJ McManus (Chairperson), Crs KL Bainbridge, DI Barnes, PA Campbell, JW Halsall, DJ Hawes, GT Neylon, FTW Ratahi, LM Roberts 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 Chief Executive (LM Pablecheque).

PUBLIC FORUM

Helen Wilson spoke about her role as Business Development Manager with Development West Coast.

Doug Truman spoke about Punakaiki sewerage and water.

APOLOGIES

An apology on behalf of Cr Montgomery was sustained.

1 **MEMBERS INTEREST**

No Councillors declared an interest in any of the agenda items.

2 **CONFIRMATION OF MINUTES**

Resolved: That the minutes of the meeting held on 24 June 2009 be confirmed, subject to the following changes being made:

Item 19, Cr Sampson to be recorded as voting against the recommendation

**Public Excluded Section, item 3, 10th paragraph should read
...harbour should not.....**

PJ McManus/LM Roberts

Carried Unanimously

3 COUNCIL PROGRAMME OF WORKS

The Manager Operations advised that the Clocktower fitout related to ongoing redecoration.

Cr Barnes querying the success of the geobags, was advised by the Manager Operations they were not yet being utilised.

The Manager Community and Environment advised that letters had been sent to landowners affected by the significant natural areas.

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

DI Barnes/RM Sampson

Carried Unanimously

4 MATTERS UNDER ACTION

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

DI Barnes/RM Sampson

Carried Unanimously

5 PROCUREMENT POLICY

Cr Sampson suggested reviewing some of the other contracts while the roading contract had been delayed until June 2010.

The Manager Operations pointed out that the procurement policy will be used for all contracts and not just roading.

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

PJ McManus/RM Sampson

Carried Unanimously

6 WESTPORT WATER SUPPLY UPGRADE

Cr Roberts said Council had no option but to proceed with the works as the supply needed to be safe and reliable.

Cr Neylon said the suggestion to pipe the tunnels had been made several years ago with the idea being rejected because tunnel collapses could smash the pipes.

The Manager operations pointed out the piping was only being proposed in the number four tunnel, the last in the tunnels which supplied untreated water to the reservoir. He said the possibility of a pipe breakage was very low.

Cr Neylon was also concerned whether the back-up supply was able to keep operating when its main water source ran low.

The Manager Operations said this system would be looked at as part of the planned review of the entire supply.

Resolved:

1. **That Council proceed with the Geotech recommendation to widen and pipe the section in tunnel four that has collapsed.**
2. **That Council undertake a review of the Westport water supply to determine the optimum long term provision of a safe and reliable water supply.**

PJ McManus/LM Roberts

Carried Unanimously

7 PERMISSION FOR THE ERECTION OF STRUCTURES ON UNFORMED ROAD

The Manager Operations advised the land required for these structures was different to that Council agreed upon swapping in May 2008.

Resolved: **The Council grants permission for the issuing of building consents for a bridge, a shelter and a viewing platform, as described in items 1, 2 and 3 and as shown on the plan as A, B and C, subject to all requirements being met under the relevant legislation.**

PA Campbell/LM Roberts

Carried Unanimously

8 RATES RESOLUTION

Resolved: That in terms of Sections 23 and 24 of the Local Government (Rating) Act 2002 (“the Act”), the Buller District Council set the rates for the financial year commencing on 1 July 2009 and ending on 30 June 2010, as confirmed as its Funding Impact Statement in its Long Term Community Council Plan 2009-2019, confirmed at the meeting on Wednesday 24 June 2009.

That all rates will be payable in four instalments due on:

Instalment 1 - 28 August 2009
Instalment 2 - 28 November 2009
Instalment 3 - 28 February 2010
Instalment 4 - 28 May 2010

That, in terms of Sections 57 and 58 of the Act, Council impose the following penalties on unpaid rates as such:

- A charge of 10% to be added on the day(s) following the due date(s) as above on the balance of any instalment that has been assessed in the financial year starting 1 July 2009, and which is unpaid by the end of the due date.
- A charge of 10% to be added on 1 September 2009 on the balance of any unpaid rates that have been levied in any financial year prior to 1 July 2009 and which remain unpaid after 31 August 2009.

PJ McManus/PA Campbell

Carried Unanimously

9 BULLER HOLDINGS LIMITED - STATEMENT OF INTENT

The following changes were noted:

- '4 - Corporate Governance - Board Operations and Membership', third bullet point should read '5 directors'
- '9 - Group Performance Targets - Service Performance (b)', include 'Buller District Council Chief Executive and/or Mayor'

Resolved: That Council adopt the amended Buller Holdings Limited Statement of Intent and Charter/Protocols for the year ending 30 June 2010.

RM Sampson/KL Bainbridge

Carried Unanimously

10 BULLER RECREATION LIMITED - STATEMENT OF INTENT

The following changes were noted:

- '4 - Corporate Governance - Board Operations and Membership', third bullet point should read '5 directors'

Resolved: That the Council adopt the amended Buller Recreation Limited Statement of Intent for the year ending 30 June 2010.

PJ McManus/PA Campbell

Carried Unanimously

11 WESTPORT HARBOUR LIMITED - STATEMENT OF INTENT

A further amended document was tabled.

Cr Barnes went through the document explaining the reasoning for the suggested changes. It was agreed that these changes be included.

Resolved: That Council adopt the amended Westport Harbour Limited Statement of Intent for the year ending 30 June 2010.

DI Barnes/LM Roberts

Carried Unanimously

12 CLASS 4 GAMBLING AND TAB VENUE POLICY REVIEW

Resolved: That Council resolves to initiate the Special Consultative Procedure in the Local Government Act, using the Draft Class 4 Gambling and TAB Venue Policy as the basis for seeking feedback.

PJ McManus/FTW Ratahi

Carried Unanimously

13 ANNUAL GRANTS TO VOLUNTEER RURAL FIRE FORCES

Resolved: That the following grants be made to the Volunteer Rural Fire Forces:

| | |
|---------------------------|----------------|
| Charleston | \$2,500 |
| Inangahua Junction | \$4,330 |
| Seddonville | \$4,670 |

KL Bainbridge/DJ Hawes

Carried Unanimously

14 CORRESPONDENCE RECEIVED

Waitakere City Council - Mayors for Peace

It was agreed that Council would continue to support the group, but not in a financial manner.

Minister for the Environment - Resource Management Act

Mayor McManus complimented the staff involved for achieving such a high level of compliance.

Tai Poutini Polytechnic - 2009 Regional Facilitation of Tertiary Education

15 PUBLIC FORUM RESPONSE

No response necessary.

16 PUBLICATIONS RECEIVED

Tourism West Coast - Agenda Annual General Meeting 8 July 2009

17 PUBLIC EXCLUDED

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 | Chief Executive - Gary Murphy | Buller Port Services Management Contract | 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 | Chief Executive - Gary Murphy | Possible Property Acquisition | Section 7(2)(j) - Enable the local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) |
| 3 | Manager Corporate Services - Angela Oosthuizen | Protocols and Charter - Buller Holdings Limited | 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/DI Barnes

Carried Unanimously

Resolved: That the Council revert to open meeting and the resolutions and disclosures made whilst the public were excluded remain confidential.

PJ McManus/RM Sampson

Carried Unanimously

There being no further business the meeting concluded at 2.30pm

Confirmed Date