

**MINUTES OF THE MEETING OF THE BULLER DISTRICT COUNCIL HELD  
IN THE CLOCKTOWER CHAMBERS, PALMERSTON STREET, WESTPORT,  
ON WEDNESDAY 26 NOVEMBER 2008 COMMENCING AT 10.00AM.**

**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, LM Roberts and RM Sampson.

**IN ATTENDANCE:**

Chief Executive (GM Murphy), Acting Manager Operations (A Robertson), Manager Community and Environment (PF Casey), Manager Corporate Services (A Oosthuizen) from 12.20 pm and PA to Managers Corporate and Community Services (LM Stechman).

**PUBLIC FORUM**

**Graeme Mason** spoke about the proposed Performing Arts Centre.

**APOLOGIES**

Nil

The meeting adjourned at 11.00 am for the Gambling Venue Hearing.

The meeting reconvened at 12.23 pm.

**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 22 and 31 October 2008 be confirmed.**

**LM Roberts/MMJ Montgomery**

**Carried Unanimously**

3 COUNCIL PROGRAMME OF WORKS

Resolved: That the report be received for information.

**PJ McManus/DJ Hawes**

**Carried Unanimously**

4 MATTERS UNDER ACTION

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

**PJ McManus/DJ Hawes**

**Carried Unanimously**

5 COUNCIL FINANCIAL REPORT FOR PERIOD ENDING 31 OCTOBER 2008

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

**PJ McManus/DJ Hawes**

**Carried Unanimously**

6 BORROWINGS AND INVESTMENT REPORT

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

**PJ McManus/DJ Hawes**

**Carried Unanimously**

7 TIMETABLE - LONG TERM COUNCIL COMMUNITY PLAN 2009-2019

Resolved: **That the LTCCP Project Plan be received for information.**

**PJ McManus/FTW Ratahi**

**Carried Unanimously**

8 WESTPORT PERFORMING ARTS CENTRE

Councillors acknowledged feed back from the public meeting of 25 November. The community would like to see more backstage space and storage, retractable seating, flat floor stage and a large kitchen area.

His Worship the Mayor would like the project to go out to tender at the estimated capital cost of \$2,176 million.

Cr Montgomery was concerned that by setting a budget it would put a limit on the project.

Cr Neylon was concerned of the implications that may be created with regards to the Long Term Council Community Plan.

Cr Campbell noted that further consultation could take place with the Long Term Council Community Plan.

Resolved:

1. **That Council provide approval for the project to proceed for the conversion of the Community Hall to a Performing Arts Centre including cinema and screening room at an estimated capital cost of \$2.176 million.**
2. **That detailed design now commence and tenders be sought and brought back to Council for approval to proceed.**
3. **That Council confirms budget of \$1.4 million, made up of \$700,000 ratepayer funded and \$700,000 Major District Initiative (MDI) funding.**
4. **That the shortfall to be sourced from outside funding.**
5. **To allow project to proceed as soon as possible Council underwrite any shortfall.**

**RM Sampson/DI Barnes**

**Carried**

Crs Campbell and Neylon voted for recommendations 1-4 only.

Crs Campbell and Neylon voted against recommendation 5.

9 REQUEST FOR WAIVER OF RESOURCE CONSENT FEES - BULLER COMMUNITY DEVELOPMENT COMPANY

Resolved: That the Buller Community Development Company apply for Councillors Minor Grant funding.

**RM Sampson/DJ Hawes**

**Carried Unanimously**

10 REQUEST FOR APPROACH TO LOCAL GOVERNMENT COMMISSION

Cr Neylon commented that he did not see this as a priority but Council could look at it over time.

His Worship the Mayor did not believe that there would be any savings by taking on Regional Council functions in the district. He believed the proposal needed the support of all Councils and currently two disagreed.

Resolved: That Council advises the Grey District Council that it did not support their request to formally approach the Local Government Commission to investigate the abolition of the West Coast Regional Council.

**DJ Hawes/LM Roberts**

**Carried Unanimously**

11 KEEP (KARAMEA ESTUARY ENHANCEMENT PROJECT)

Resolved: That the report is received for information.

**PJ McManus/RM Sampson**

**Carried Unanimously**

12 TOURISM WEST COAST

Resolved: That Council approves of the change to the Constitution.

MMJ Montgomery/PJ McManus

Carried Unanimously

12A WESTPORT YACHT AND POWER BOAT CLUB - REBUILDING

Resolved:

1. That Council grants permission for the Westport Yacht and Power Boat Club to rebuild on the site of their former Clubrooms being land owned by the Buller District Council, subject to the following conditions:
  - (a) *That a Certificate of Title is issued for the land.*
  - (b) *That Council grants permission for the Westport Yacht and Power Boat Club to be granted a Building Consent subject to all relevant conditions of the Building Act 2004 being met.*
  - (c) *That the building consent has the following condition placed on it that a Code Compliance Certificate for the building will not be issued until the process of obtaining a Certificate of Title has been completed and that the title has been endorsed under Section 72 of the Building Act 2004 due to the proposed new building being within the recognised flood zone.*
2. That Council grants the Westport Yacht and Power Boat Club a formal lease to the land being used, with rights of renewal, as afforded other similar sporting Clubs located on Council land.

LM Roberts/MMJ Montgomery

Carried Unanimously

13 CORRESPONDENCE RECEIVED

**Inangahua Community Board** - Demolition Process - St James Theatre

14 PUBLICATIONS RECEIVED

Royal Humane Society of New Zealand Inc - Annual Report and Financial Report for 2008

Buller Promotion Association - Agenda 25 November, Minutes 23 September 2008

West Coast Tai Poutini Conservation Board - Minutes 1 August 2008

15 PUBLIC FORUM RESPONSE

That Mr Mason is advised of Council's decision regarding the Performing Arts Centre.

16 DOCUMENTS FOR CONSENT AND SEAL

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

**Lease**

**Buller District Council and CCS Disability Action  
MA Parslow and MF and RK Marks**

**Transfer**

**Buller District Council to J Sanderson, RA Cashman and SSLAW  
Trustee Company Limited**

**ME Hoggard**

**K and L Roche Family Trust to MW and KM Quirke**

**Warrant Of Appointment**

**AJ Rose**

JA Campbell

**Deed Of Renewal**

**Buller District Council and Telecom Mobile Limited  
Buller District Council and Ministry for the Environment**

**PJ McManus/KL Bainbridge**

**Carried Unanimously**

17 **PUBLIC EXCLUDED**

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

<b>Item No</b>	<b>Minutes/Report of:</b>	<b>General Subject</b>	<b>Reason for Passing Resolution Section 7 LGOIMA 1987</b>
1	Chief Executive - Gary Murphy	Harbour Safety	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	Harbour Budget Update	Section 7(2)(j) - Enable the local authority holding the information to carry out, without prejudice or disadvantage negotiations (including commercial and industrial negotiations)
3	Chief Executive - Gary Murphy	Possible Property Acquisiton	Section 7(2)(i) - Enable the local authority holding the information to carry out, without prejudice or disadvantage commercial activities

**PJ McManus/FTW Ratahi**

**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/MMJ Montgomery**

**Carried Unanimously**

There being no further business the meeting concluded at 4.30pm

Confirmed ..... Date .....