

**MINUTES OF THE MEETING OF THE BULLER DISTRICT COUNCIL HELD IN THE CLOCKTOWER CHAMBERS, PALMERSTON STREET, WESTPORT ON WEDNESDAY 28 OCTOBER 2009 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), Manager Operations (SR Griffin), Manager Community and Environment (CM Scanlon), Manager Corporate Services (AE Oosthuizen) and PA Chief Executive (LM Pablecheque).

PUBLIC FORUM

**Neil Stevenson** spoke about his efforts to ensure there is some form of activity centre available for the Westport community. He also advised that the Westport Yacht Club were interested in the revival of the Buller Gorge tube race and the difficulties associated with meeting health and safety requirements.

APOLOGIES

Nil.

1 MEMBERS INTEREST

Councillor Campbell, in relation to item 12, said he provided services to the Buller Health Trust.

2 CONFIRMATION OF MINUTES

Resolved: **That the minutes of the meeting held on 23 September 2009 be confirmed.**

**PJ McManus/MMJ Montgomery**

**Carried Unanimously**

3 COUNCIL PROGRAMME OF WORKS

Cr Halsall was told when querying the pool site at Victoria Square was advised by Mayor McManus that Council decided during deliberations on the LTCCP that this area would be utilised for carparking and would remain as an entrance to the Civil Defence and Search and Rescue Headquarters.

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

**PJ McManus/LM Roberts**

**Carried Unanimously**

4 MATTERS UNDER ACTION

In reply to Cr Hawes, the Chief Executive advised that no progress had been made with the other West Coast Councils in relation to climate change.

Cr Sampson said she wanted Council to write a letter to Breastscreen South requesting they change their advertising campaign to include the bus will be visiting Westport in March 2010.

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

**PJ McManus/LM Roberts**

**Carried Unanimously**

5 WESTPORT HARBOUR - MONTHLY REPORT

Cr Barnes commended Port Manager, John Taylor for his involvement in obtaining the contract for dredging in Gisborne.

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

**DI Barnes/DJ Hawes**

**Carried Unanimously**

6 PROPOSED LIVESTOCK MOVEMENT BYLAW 2010

Resolved: **That a working party be formed with representatives from Council, Federated Farmers and the Westland Dairy Company to meet**

with staff members being the Manager Operations and Compliance and Emergency Team Leader.

**PJ McManus/RM Sampson**

**Carried Unanimously**

Resolved: That Council's representatives be Crs Barnes, Neylon, Roberts and Sampson and if required Cr Bainbridge.

**PJ McManus/DJ Hawes**

**Carried Unanimously**

7 LANDFILL CONSTRUCTION ECONOMICS

Resolved: That Council consults with Nelson City Council to determine if a longer term option to continue cartage to the Nelson landfill is feasible. This information is to be used in the final economic analysis to determine the longer term option for the disposal of the districts residual refuse.

**PJ McManus/JW Halsall**

**Carried Unanimously**

8 REVIEW AND ADOPT CHANGES TO DANGEROUS, EARTHQUAKE-PRONE AND INSANITARY BUILDING POLICY

Resolved: That Council resolves to begin the special consultation process with a decision to be made on the changes at the December Council meeting with regard to the Dangerous, Earthquake-Prone and Insanitary Building Policy.

**LM Roberts/RM Sampson**

**Carried Unanimously**

9 ANNUAL TOURISM GRANT FOR INANGAHUA TOURISM PROMOTIONS

Cr Hawes said the 2008/2009 annual report that ITP had provided should be sufficient to allow the funding to be paid.

Cr Montgomery said many organisations received Council funding despite not meeting their KPIs.

Crs Campbell and Sampson disagreed saying an annual report was not the same as a quarterly report and as such was in breach of its agreement with Council.

Mayor McManus said a quarterly report had been received yesterday and there were several factors that contributed to the late receipt of the information. This has been rectified for the future.

Cr Neylon felt ITPs performance had been tardy and said KPIs were often meaningless as so many organisations failed to meet them. He was unsure why the matter was even being considered as he thought Council had decided in June to pay the money.

Cr Sampson said she had instigated the discussion because she believed ITP had not been spending its money wisely this year.

Cr Hawes provided details on some of the activities ITP were involved with such as running the shopping promotion and summer festival, administering shop frontage upgrades and producing brochures. He hoped Council would advise of firm dates so quarterly reports could be produced on time in the future.

The Manager Community and Environment said that dates have already been advised to ITP for future reporting purposes.

Cr Neylon hoped the planned promotion and development strategy would remedy similar problems. He also thought ITPs funding was to be short term as they had indicated they would become self-funding. He expressed concern at the drop in membership.

**Resolved: That Council provide Inangahua Tourism Promotion with a \$12,000 grant for 2008/2009. They also be advised future funding will be dependent on them meeting their KPIs.**

**MMJ Montgomery/DJ Hawes**

**Carried Unanimously**

10 **RENEWABLE ENERGY GENERATION**

Cr Neylon said Council should not be promoting the region's hydro power potential as commercial enterprises had put up new power schemes which would more that adequately provide for the West Coast.

Cr Montgomery also agreed that it was unnecessary work for Council to be involved in, particularly in light of the Kawatiri, Meridian and Hydro Development applications.

Cr Hawes agreed saying it would be more beneficial if Council worked more closely with the West Coast Regional Council on energy conservation initiatives.

Cr Sampson said recent hydro power proposals for the Buller District did not fit well with the District Plan. She pointed out Council was only being asked to look at the plan and work with the West Coast Regional Council to ensure both had compatible plans.

Resolved:

1. That Council receive the report for information.
2. That Council advise the West Coast Regional Council that the Buller District Council is interested in the two councils working closely on the issue of renewable energy generation in the Buller district.

**PJ McManus/DI Barnes**

**Carried**

Crs Hawes, Montgomery and Neylon voted against

11 NATIONAL REPRESENTATION GRANT - MOLLI DAILY

Resolved: That a grant of \$1,000 be made to assist Molli Daily in her endeavour.

**LM Roberts/KL Bainbridge**

**Carried**

Cr Neylon voted against

12 ADOPTION OF ANNUAL REPORTS

Cr Montgomery, referring to the accounts for Buller Health Trust noted the significant increase in employee entitlements and salary and wages from the previous year.

Mayor McManus explained part of the variance was a result of having a full-time dentist during the period. He doubted the business would make a loss in the future.

**Resolved: That Council adopt the Audited Financial Statements for Buller Health Trust.**

**PJ McManus/RM Sampson**

**Carried Unanimously**

**Resolved: That Council adopt the Audited Financial Statements for Westport Harbour Limited.**

**PJ McManus/DJ Hawes**

**Carried Unanimously**

Cr Hawes noted the deficit for Westport Airport was above that predicted. He was advised this was a result of West Coast Air ceasing operations and higher depreciation for the new terminal and fuel facility.

**Resolved: That Council adopt the Audited Financial Statements for Westport Airport Authority.**

**PJ McManus/JW Halsall**

**Carried Unanimously**

13 **BORROWING PROPOSALS**

The Manager Corporate Services advised she had included the documentation from Westpac and the Bank of New Zealand in error in the public section of the meeting.

In response to Cr Neylon, the Manager Corporate Services said she was confident the \$5,000 being offered by Westpac for changes to legal documentation would be sufficient.

**Resolved: That Council approve the Westpac proposal.**

**PJ McManus/PA Campbell**

**Carried Unanimously**

14 **CORRESPONDENCE RECEIVED**

**Robert Terry** - Attorney Generals Office, Ministry of Justice, Hon Paula Bennett

15 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.**

**Licence to Occupy**

**Buller District Council and Keoghan Farms Limited**

**Lease**

**Buller District Council and C Auchinvole**

**Performance Bond**

**Terry Young**

**Agreement for Sale and Purchase of Real Estate**

**Westport Advantage Limited and Buller District Council**

**Freeholding**

**M Reynolds and J Hawes**

**Contracts**

**Buller District Council and Bannockbrae Traffic Services Limited**

**Transfer**

**NJ Sumner to KG Auld**

**Warrant of Appointment**

**Michael Doncliff  
Atila De Oliveira  
Averil De Oliveira  
Shane Pycroft**

**PJ McManus/KL Bainbridge**

**Carried Unanimously**

15 PUBLIC FORUM RESPONSE

Neil Stevenson to be advised to continue liaising with Cr Campbell in relation to the activity centre. In relation to the tube race the Yacht Club be advised to contact Council so it can investigate the possibility of facilitating compliance with health and safety requirements.

16 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	Gary Murphy - Chief Executive	Update on Harbour Negotiations	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	Landfill Construction Economics	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/FTW Ratahi**

**Carried Unanimously**

There being no further business the meeting concluded at 1.00pm

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