

MINUTES of a Meeting of the **ASHBURTON DISTRICT COUNCIL** held in the Council Chamber, 5 Baring Square West, Ashburton, on Thursday 21 September, 2006, commencing at 1.30 pm.

PRESENT: His Worship the Mayor, Mr M B O'Malley; Councillors R C Beavan, N A Brown, I J Burgess, D Glass, K L Holmes, R J Kilworth, L J Leadley, K W P Lowe, D N Nelson, B A Tasker, P W Reveley and M J Urquhart.

Also in attendance Chief Executive, Corporate Services Manager and Committee Secretary.

APOLOGIES: Crs R Kilworth and B Tasker recorded their apologies for early departure from the meeting. **Sustained**

The opening prayer was offered by Father Peter Farrant.

Extraordinary Business

“That pursuant to Section 46A (7)(a) of the Local Government Official Information and Meetings Act 1987 the following item be introduced as extraordinary business and considered as business transacted with the public excluded – item 5.5:

- **Ashburton Performing Arts Theatre Trust**

Reason To consider appointment of Council representative on the Trust - Section 7(2)(a) Protection of privacy of natural persons

Glass/Nelson

Carried

Confirmation of Minutes

Council Meeting 10/08/06

“That the minutes of the Meeting of Ashburton District Council held on 10 August, 2006, be taken as read and confirmed.”

Leadley/Tasker

Carried

Extraordinary Council Meeting 14/09/06

“That the minutes of the Extraordinary Meeting of Ashburton District Council held on 14 September, 2006, be taken as read and confirmed.”

Kilworth/Holmes

Carried

Mayor's Report

“That the report be received.”

Leadley/Brown

Carried

Health Issues

The Mayor reported on the recent visit of Mr Davies, CEO of CDHB. The issue of after hour primary care services in this community, and the means of achieving better integration of primary and secondary care, is a focus for the Board and the Ashburton District Health Committee.

ECan Representation Review

The joint submission, prepared by Ashburton, has received the support of the participating Canterbury councils and Federated Farmers. Submissions will be heard by ECan on 5/6 October

Review of the Local Electoral Act & Local Government Act

The Chief Executive reported that Council's submission was presented by the Corporate Services Manager and Community Consultation Manager in Christchurch this morning.

Services and Operations Committee – 24 August 2006

“That the report and minutes of the Services and Operations Committee meeting held on 24 August 2006, be received.”

Tasker/Nelson

Carried

C491

This contract is the subject of ongoing monitoring and discussion. The Chief Executive has received a report from the Operations Manager which will be further addressed by the Committee on 12 October.

Environmental Services Committee – 7 September 2006

“That the report and minutes of the Environmental Services Committee meeting held on 7 September 2006, be received.”

Kilworth/Beavan

Carried

Arowhenua Visit

The Environmental Services Manager has been requested to provide Council with an update on the proposed visit later in the meeting.

Finance & Corporate Services Committee – 14 September 2006

“That the report and minutes of the Finance and Corporate Services Committee meeting held on 14 September 2006, be received.”

Holmes/Brown

Carried

Fluoridation

The Corporate Services Manager reported that Council has received a 19% response from its postal surveys to date and the final outcome will be known after the 29 September closing date.

Stockwater Race Closure - Christys Road

“That the Council approves closure of the section of race running from a junction situated on PT RS 27068 above Christys Road, to a junction situated on Lot 1 DP 6649 below Buckleys Road, to be effective from 29 September, 2006.”

Leadley/Lowe

Carried

Stockwater Race Closure – Acton Sub-Main

“That the Special Consultative Procedure be commenced to close the stockwater race from a junction situated on RS 38899 at Acton Road to a junction situated on PT RS 15562 below Awaroa School Road and to the end of the race on RS 26545 and Lot 1 DP 989 above McCrorys Road.”

Leadley/Tasker

Carried

Funding Application Proposal – Refurbishment of Rakaia Reserves Sports Amenities

A supplementary report provided to the Committee confirmed that this project does not include the lighting work proposed as part over the overall reserve upgrade. The report also clarified the conditions that apply to funding from the reserves contribution account. Council supported that the project be funded from this source.

“That Council provides \$22,500 funding from the reserve contribution account to the Rakaia Reserve Board towards the refurbishment of Rakaia Reserves sports amenities.

Brown/Glass

Carried

Glass Ban – Methven Rodeo

“That pursuant to the provisions of Chapters 16 (A) 01.5 and 01.6 of the Ashburton District Council Bylaw 1999, a ban on the possession of glass drinking vessels and containers be imposed, from 10.00 am on Saturday 21 October, to 10.00 am Monday 23 October 2006, within the following public places in the Methven urban area:

STATE HIGHWAY 77 (MAIN STREET), from South Belt to Lampard Street, Methven.

FOREST DRIVE, from Blackford Street to State Highway 77 (Main Street), Methven.

MCMILLAN STREET, from the roundabout to Forest Drive, Methven.

METHVEN CHERTSEY ROAD, from Mackie Street to Main Street, Methven.

KILWORTH STREET, from Mackie Street to the Blue Pub, Methven.

BANK STREET, from State Highway 77 to McMillan Street, Methven.

THE MALL, from State Highway 77 to McMillan Street, Methven.

BARKERS ROAD, from the Showground’s to the Town Centre.

All public places within 100 metres of the intersection of State Highway 77, Forest Drive and Methven Chertsey Road.”

Kilworth/Tasker

Carried

The meeting was adjourned from 1.55 pm until 2 pm while Council agency representatives were contacted and invited to attend the meeting earlier than initially scheduled.

Council Funded Agency Reports for the six months to 30/06/06

Ashburton Safer Community Council

Tony Henderson, Co-ordinator, attended the meeting at 2 pm.

At the conclusion of the presentation, the Mayor thanked Mr Henderson and asked that he convey to the volunteers and committees working with the SCC, Council’s appreciation of their work. He acknowledged Mr Henderson’s recent appointment as Chairman of the National Restorative Justice Programme Committee.

Ashburton District Tourism

Michelle Bungard, Manager, attended the meeting at 2.22 pm.

Ashburton Community Pool Board

Maurice Myers, Chairman, and Andrew Colqhoun, Pool Manager, attended the meeting at 2.36 pm. It was noted that since the report was prepared, the Pool Board has established a committee to review the strategic plan for the next three years.

The presentations concluded at 2.46 pm.

Items taken with the public excluded (2.47 pm)

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

The general subject of each matter to be considered while the public is 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 this resolution are as follows:

Item no	General subject of each matter to be considered:	In accordance with Section 48(1) of the Act, the reason for passing this resolution in relation to each matter:
5.1.1	Council 10/08/06 <ul style="list-style-type: none">• Property Matter [now in open meeting]• Rakaia Medical Centre Trust• Albert St Subdivision• Electricity Ashburton Shareholder Reps	Section 7(2)(h) Commercial activities
5.1.2	Extraordinary Meeting 14/09/06 [now in open meeting] <ul style="list-style-type: none">• Contract C512	
5.1.3	Services & Operations 24/08/06 <ul style="list-style-type: none">• Water monitoring	Section 7(2)(i) Conduct of negotiations
5.1.4	Environmental Services 7/09/06 <ul style="list-style-type: none">• Resource Consent Matter	Section 7(2)(h) Commercial activities
5.1.5	Finance & Corporate Services 14/09/06 <ul style="list-style-type: none">• Property Matters	Section 7(2)(h) Commercial activities
5.2	Recovery of Funds – Reed	Section 7(2)(a) Protection of privacy of natural persons Section 7(2)(f) Free & frank expression of opinions
5.3	Ashburton Contracting Ltd Directors	Section 7(2)(a) Protection of privacy of natural persons
5.4	Ashburton Stadium Complex Trust	Section 7(2)(i) Conduct of negotiations
5.5	Extraordinary Business – Ashburton Performing Arts Theatre Trust	Section 7(2)(a) Protection of privacy of natural persons

Tasker/Brown

Carried

Business transacted with the public excluded now in open meeting

Sale of Land – Cnr Singletree-Chertsey & Rules Roads

“That the land contained in CT 34C/650 being Pt RS 26526, containing 4046m², be offered to the adjoining landowner at a purchase price of \$40,000 plus GST, subject to the following conditions:

1. That the sale of RS 26526 be conditional upon a potato storage facility being erected in the same character, scale and ownership as set out in the building consent lodged with the Council on 19 September 2006.
2. That the purchasers of RS 26526 obtain a certificate of compliance or resource consent in accordance with the Resource Management Act 1991 for the proposed potato storage facility and use, before the sale of RS 26526 is settled, to establish that the proposal is a permitted activity.
3. That should any of the above conditions fail to be met by 30 June 2007, that the purchasers return the gravel pit to Council ownership, at the agreed purchase price less \$10,000.”

Kilworth/Nelson

Carried

Recovery of Funds – Reed

“That the Corporate Services Manager be authorised to release a media statement on the debt recovery process.”

Leadley/Kilworth

Carried

Ashburton Contracting Limited Directors

“That Mr Phillip Dunstan be appointed as a Director of Ashburton Contracting Limited at its AGM to be held in October 2006, for a period of three years.”

Kilworth/Holmes

Carried

Ashburton Performing Arts Centre Trust

“That Mr Russell Anstiss be reappointed as Council’s representative on the Ashburton Performing Arts Centre Trust.”

Holmes/Nelson

Carried

Confirmed this 2nd day of November 2006 by

MAYOR