
MINUTES of a Meeting of the **ASHBURTON DISTRICT COUNCIL** held in the Council Chamber, 5 Baring Square West, Ashburton, on Thursday 2 November, 2006, commencing at 1.30 pm.

PRESENT: His Worship the Mayor, Mr M B O’Malley; Councillors R C Beavan, 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.

Dr D Williams, Medical Officer of Health, and five members of the public attended.

Cr A McKay (ECan) - 2.00 pm.

APOLOGY: Cr N A Brown

Sustained

The opening prayer was offered by Pastor David Jensen.

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 5.4:

- **Property Matter**

Reason Section 7(2)(h) Commercial activities

Leadley/Kilworth

Carried

Public Forum

- **Fluoridation Consultation**

Mrs Brenda Fechny, Dental Therapist, spoke in support of fluoridating water supplies. Dental therapists are concerned at the increasing number of children with tooth decay.

Mr Don Church opposes the reinstatement of fluoride in the water supply. He noted that of the survey respondents who considered they were well informed, twice as many opposed fluoridation than supported it.

Mr Peter Melrose, Principal of Hampstead School, spoke in support of fluoridation. The school has a dental clinic on site which is facing an increasing workload due to the number of children with cavities. This is also being observed in pre-schoolers.

In addition to the speakers present, the Mayor read a letter from a local dentist, Dr Justin Wall. Dr Wall supports reinstating fluoride and expressed his concerns, shared by health professionals, at the increasing demand being placed on dental services in this community.

The Public Forum concluded at 1.48 pm.

Confirmation of Minutes

Council Meeting 21/09/06

The Mayor reported that Ashburton Contracting Limited held its AGM on 24 October where Mr Phillip Dunstan’s appointment as a Director was confirmed. Mr Peter Gluyas, a founding director of the Company, has retired.

“That the minutes of the Meeting of Ashburton District Council held on 21 September, 2006, be taken as read and confirmed.”

Leadley/Kilworth

Carried

Extraordinary Council Meeting 5/10/06

“That the minutes of the Extraordinary Meeting of Ashburton District Council held on 5 October, 2006, be taken as read and confirmed.”

Leadley/Kilworth

Carried

Extraordinary Council Meeting 31/10/06

“That the minutes of the Extraordinary Meeting of Ashburton District Council held on 31 October, 2006, be taken as read and confirmed.”

Tasker/Holmes

Carried

Mayor’s Report

“That the report be received.”

Leadley/Tasker

Carried

Chief Executive’s Report

“That the report be received.”

Burgess/Nelson

Carried

Rural Provincial Forum

The Mayor and Chief Executive attended the forum in Wellington on 12/13 October. Terms of reference have been set out for an inquiry into local government funding, including road funding. A submission process will provide Council with further opportunity to have input.

Ashburton Community Work Project

The Chief Executive has met with representatives from Ashburton College and the community work day has been scheduled for 29 November. Work will be carried out on various projects in Ashburton, Methven and Rakaia.

East Street / West Street Intersection

The Chief Executive reported that funding for the intersection improvement work has been confirmed. Work is to commence in mid November and the anticipated completion date is mid February 2007.

Services and Operations Committee – 12 October 2006

“That the report and minutes of the Services and Operations Committee meeting held on 12 October 2006, be received.”

Tasker/Nelson

Carried

Minor Safety Work

It was noted that the Committee had agreed to include Thompsons Track / Ashburton Staveley Road in the work programme. A reassessment is required on safety issues that have arisen with the new design.

Environmental Services Committee – 19 October 2006

“That the report and minutes of the Environmental Services Committee meeting held on 19 October 2006, be received.”

Kilworth/Lowe

Carried

Delegations to Staff – Environmental Health Officers and General Inspectors

An amendment made to the schedule was included in a tabled report. The updated schedule included reference to the Sale of Liquor Act 1989 and also set out the delegations for General Inspectors.

“That Council formally delegates authority to act in accordance with the provisions of the Health Act 1956, Local Government Act 2002, Resource Management Act 1991, Building Act 2004, the Sale of Liquor Act 1989 and the Fencing of Swimming Pools Act 1987, to the following staff as detailed in the amended schedule:

- Adrian John Humphries – Environmental Health Officer
- David McLean – Environmental Health Officer
- Alison Batcheler – Environmental Health Officer & Liquor Licensing Inspector
- Robert Alastair Banks – General Inspector & Building Official.”

Kilworth/Beavan

Carried

Finance & Corporate Services Committee – 26 October 2006

“That the report and minutes of the Finance and Corporate Services Committee meeting held on 26 October 2006, be received.”

Holmes/Burgess

Carried

Council Grant Scheme 2006/2007

“That Council receives the report of the Council Grants Working Party meeting held on 5 October 2006, as amended, and confirms the grants as listed.”

Holmes/Glass

Carried

Meeting Schedule 2007

“That Council adopts the 2007 Meeting Schedule for Standing Committee and Council meetings.”

Holmes/Nelson

Carried

Road Closure – Ashburton Car Club

“That the following road be closed to ordinary vehicular traffic from 10.00 am to 6.00 pm on Saturday 9 December 2006, for the purpose of allowing the Ashburton Car Club to hold a Standing and Flying Quarter Mile meeting:

CHERTSEY ROAD, from Singletree Road to Taverners Road.”

Leadley/Tasker

Carried

Creative Communities

“That the minutes of the Creative Communities Funding Assessment Committee meeting held on 25 October 2006, be received.”

Beavan/Holmes

Carried

The Community Consultation Manager attended the meeting at 2.00 pm.

Water Fluoridation – Community Consultation

The Medical Officer of Health, Dr Williams, was welcomed to the meeting. Dr Williams was granted speaking rights in accordance with s127 of the Health Act and Standing Order 3.19.1.

In his report to Council the Community Consultation Manager advised that Council has undertaken a pre-consultation survey to gauge community support for fluoridation of water supplies. Included with the report is an analysis of the results of the surveys undertaken.

“That the report be received.”

Tasker/Holmes

Carried

Dr Williams thanked Council for the opportunity to attend the meeting as Medical Officer of Health. He said this issue highlights the responsibility that the Ministry of Health shares with Council to provide for the benefit and protection of the whole community, including children who do not have a choice.

Dr Williams reiterated that there has been clear consensus in the advice given by health and dental authorities on the use of fluoridation in water supplies, noting the significant increase in dental decay since fluoridation was stopped.

In conclusion, Dr Williams said that the DHB is willing to work with Council on this issue, should it go ahead with the proposal to fluoridate.

“That Council agrees the survey of Ashburton urban residents has produced a result sufficiently in support of fluoridation of the Ashburton urban water supply for this option to be progressed to the next stage of a process that meets the requirements of the Local Government Act 2002.”

Burgess/Urquhart

Carried

The motion was passed unanimously.

Cr Holmes supported the recommendation to continue the consultation process but considered that the survey did not convince him of the need to progress this.

Cr Leadley supported the recommendation and would like a binding referendum on the issue. He does not consider that Council has a mandate to decide what goes in the water and supports the right of the individual to decide.

Cr Tasker also supports a referendum.

The Corporate Services Manager said that whether or not Council conducts a referendum will become part of the Statement of Proposal that Council approves. He confirmed that a referendum would be able to be conducted in conjunction with the local body election in 2007.

The Mayor said that he is willing to accept the advice of a fellow health professional. He reminded Council of the stress that the health profession is currently under and the difficulty there is in attracting young health professionals to work here. He asked how can the community expect health professionals to come here if that community is not willing to accept their advice?

Council noted that five of the ten rural water supplies surveyed produced clear results with four opposing and one supporting fluoridation. The remainder were inconclusive.

“That Council agrees the survey of ratepayers connected to rural water supplies has produced results sufficiently opposed to fluoridation that fluoridation of rural water supplies is not progressed at this time.”

Holmes/Kilworth

Carried

Dr Williams left the meeting at 2.35 pm.

Before adjourning for afternoon tea the Mayor took the opportunity to congratulate Mr Michael Hanrahan on his recent appointment to the position of Curator at the Ashburton Museum. On behalf of Council the Mayor thanked Mr Hanrahan for his participation at Council meetings as a press reporter.

Council adjourned for afternoon tea at 2.37 pm and resumed at 3.00 pm.

Items taken with the public excluded (3.00 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	<p>Council 21/10/06</p> <ul style="list-style-type: none"> • Ashburton Stadium Complex Trust • Rakaia Medical Centre Trust • Property Matters <p>[now in open meeting]</p> <ul style="list-style-type: none"> • Property matter • Recovery of funds - Reed • Electricity Ashburton Shareholder Reps 	Section 7(2)(h) Commercial activities
5.1.2	<p>Extraordinary Meeting 5/10/06</p> <p>[now in open meeting]</p> <ul style="list-style-type: none"> • Contract C512 	
5.1.3	<p>Extraordinary Meeting 31/10/06</p> <ul style="list-style-type: none"> • Ashburton Contracting Limited 	Section 7(2)(h) Commercial activities
5.1.4	<p>Finance & Corporate Services 26/10/06</p> <ul style="list-style-type: none"> • Property Matters 	Section 7(2)(h) Commercial activities
5.2	<p>Ashburton Performing Arts Theatre Trust</p>	Section 7(2)(h) Commercial activities
5.3	<p>Proposed NE Ashburton Business Area</p>	Section 7(2)(h) Commercial activities
5.4	<p>Extraordinary Business – Sale of Land</p> <p>[now in open meeting]</p>	Section 7(2)(h) Commercial activities

Holmes/Nelson

Carried

Business transacted with the public excluded, now in open meeting:

Sale of Land – Cnr Singletree, Chertsey and Rules Roads

“That Council accepts the offer from Pengrove Potatoes Ltd for \$15,000 plus GST for Pt RS 26526, CY 34C/650 containing 4046m².”

Holmes/Nelson

Carried

5 Range Street – Revocation of Sale

“That the decision made by Council on 18 May 2006, approving the sale by tender of the industrial property at 5 Range Street, Ashburton, be revoked.

Nelson/Glass

Carried

5 Range Street – Lease

- “1. That Council approves the lease of the building at 5 Range Street, Ashburton, at a market rental to be established by valuation, to Hoopers Outdoor Power Centre; and
2. That Council reviews the ownership of the property in 18 month’s time.”

Holmes/Glass

Carried

Ashburton Performing Arts Theatre Trust

“That Council purchases the land described as Lot 3 DP 364912, being the site owned by the Ashburton Performing Arts Theatre Trust at a maximum price of \$500,000 plus GST and that a lease to the Trust be entered into at an initial rental of \$37,500 per annum plus GST; the lease to be long term with three year rent reviews.”

Holmes/Kilworth

Carried

Confirmed this 14th day of December 2006 by

MAYOR