

3.1 COUNCIL MEETING MINUTES

MINUTES of a Meeting of the **ASHBURTON DISTRICT COUNCIL** held in the Council Chamber, 5 Baring Square West, Ashburton, on Thursday 30 October 2008, commencing at 1.30 pm.

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

Also in attendance Chief Executive, Manager Democracy & Community Services, Finance Manager, Property Manager and Committee Secretary.

Six members of the public attended.

The opening prayer was offered by Rev Rachel Judge.

Confirmation of Minutes

“That the minutes of the meeting of Ashburton District Council held on 25 September 2008, be taken as read and confirmed.”

Leadley/Holmes **Carried**

“That the minutes of the Extraordinary meeting of Ashburton District Council held on 9 October 2008, be taken as read and confirmed.”

Kilworth/Tasker **Carried**

“That the minutes of the Extraordinary meeting of Ashburton District Council held on 16 October 2008, be taken as read and confirmed.”

Leadley/Tasker **Carried**

Mayor's Report

“That the report be received.”

Burgess/Holmes **Carried**

Chief Executive's Report

“That the report be received.”

Tasker/Everest **Carried**

Transwaste

The Chief Executive tabled a copy of Transwaste's annual review following the AGM on 17 October. The Company has undertaken a 10 year projection which takes into account fuel pricing and other cost factors. Mr Lester said costs are largely fixed, however some reductions are anticipated as a result of lower fuel prices.

Operations Committee – 9 October 2008

“That the report and minutes of the Operations Committee meeting held on 9 October, 2008, be received.”

Tasker/Leadley **Carried**

Environmental Services Committee – 16 October 2008

“That the report and minutes of the Environmental Services Committee meeting held on 16 October 2008, be received.”

Kilworth/Beavan **Carried**

Finance & Corporate Services Committee – 23 October 2008

It was noted that the financial reports were delayed because of the priority given to the Annual Report and reference to the Annual Plan was deleted.

“That the report and minutes of the Finance and Corporate Services Committee meeting held on 23 October 2008, as amended, be received.”

Holmes/Kingsbury

Carried

Proposed 2009 Meeting Schedule

“That Council adopts the 2009 Meeting Schedule for Standing Committee, Council and Methven Community Board meetings.”

Holmes/Kingsbury

Carried

Capital Works Loan 2008/ 2009

1. That the Finance Manager be authorised to borrow up to \$21,921,638 for the purpose of funding the capital works identified in the 2008/ 09 Annual Plan; the loans will be for a term not exceeding twenty five years on such terms and conditions consistent with Council’s Liability Management Policy, as may be negotiated by Finance Manager.
2. That Council has considered the risks and benefits to the local authority of the loan or incidental arrangement and the giving of security to be given in relation to the loan or incidental arrangement and Council believes the benefits of raising the loans outweigh the risks associated with the raising of the loan and the giving of security.
3. That the Finance Manager be delegated authority to negotiate and determine the amount, number and type of loan or facility, and the terms and conditions of the loan or loans, facility or facilities (and security), and to negotiate, agree enter into and execute any documentation which may be required, (including security documentation), and if required, to issue such debenture stock/bonds with a face value sufficient to yield up to the sum of \$21,921,638 and execute such; all arrangements entered into under this authority must be consistent with the Council's Liability Management Policy.
4. That the loans may be external or internal loans depending on the interest market at the time of raising the loan.
5. That the terms and likely conditions of the loans will be reported to Council before being uplifted.”

Holmes/Lowe

Carried

Scales Road Farmland Subdivision

“That part of Council owned farmland at Scales Road, with an area of 11.3116ha, be declared as a Scientific Reserve.”

Holmes/Tasker

Carried

Creative Communities Funding

“That the report and minutes of the Creative Communities Funding Assessment Committee meeting, held on 17 October 2008, be received.”

Beavan/Sparks

Carried

The Operations Manager attended the meeting at 2.03 pm.

Adoption of 2007/ 08 Annual Report

“That Council adopts the 2007/08 Annual Report and unqualified Audit opinion.”

Holmes/Brown

Carried

Business taken with the public excluded (2.08 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 – 25/09/08</p> <ul style="list-style-type: none"> Stadium Complex Trust Property Matters Extraordinary Business – NE Business Park Property Matter <p>[Now in open meeting]</p> <ul style="list-style-type: none"> Glasgow Lease – 59 Creek Rd Glasgow Lease – Dobson / Chalmers Ashburton Stadium Complex Trust Claim accretion – Lateral end Irwins Rd / Rakaia River | <p>Section 7(2)(i) Conduct of negotiations</p> <p>Section 7(2)(h) Commercial activities</p> <p>Section 7(2)(h) Commercial activities</p> <p>Section 7(2)(h) Commercial activities</p> |
| 5.1.2 | <p>Extraordinary Council – 9/10/08</p> <ul style="list-style-type: none"> Barrhill Chertsey Irrigation Ltd | <p>Section 7(2)(h) Commercial activities</p> |
| 5.1.3 | <p>Extraordinary Council – 16/10/08</p> <ul style="list-style-type: none"> Stadium Complex Trust NE Business Park – External Wastewater Servicing | <p>Section 7(2)(i) Conduct of negotiations</p> <p>Section 7(2)(h) Commercial activities</p> |
| 5.1.4 | <p>Operations Committee – 9/10/08</p> <p>[Now in open meeting]</p> <ul style="list-style-type: none"> Acton Stockwater Main | |
| 5.1.5 | <p>Finance & Community Services Committee – 23/10/08</p> <ul style="list-style-type: none"> Property Matter Property Matter (<i>Recommendation</i>) Property Matter (<i>Recommendation</i>) Property Matter Property Matter (<i>Recommendation</i>) Extraordinary Business – Ashburton Contracting Ltd AGM <p>[Now in open meeting]</p> <ul style="list-style-type: none"> Ashburton CBD Action Group Meeting | <p>Section 7(2)(h) Commercial activities</p> <p>Section 7(2)(h) Commercial activities</p> <p>Section 7(2)(h) Commercial activities</p> <p>Section 7(2)(h) Commercial activities</p> <p>Section 7(2)(h) Commercial activities</p> <p>Section 7(2)(h) Commercial activities</p> |
| 5.2 | Property Matter | Section 7(2)(i) Conduct of negotiations |
| 5.3 | Property Matter | Section 7(2)(h) Commercial activities |

Burgess/Kingsbury

Carried

Business transacted with the public excluded now in open meeting

Demolition of 86 South Street

(23/10/08)

“That the Committee approves

1. the demolition of the old house at 86 South Street; and
2. the lease of the land at 86 South Street to Ashburton Contracting Limited at current market value.”

Sparks/Everest

Carried

Albert Street Subdivision

(23/10/08)

- “1. That Council approves the sale of the 21 developed residential sections in the Albert Street subdivision at the following prices:

| Lot | Area (m²) | Sale Price |
|------------|-----------------------------|-------------------|
| 4 | 683 | \$120,000.00 |
| 5 | 705 | \$120,000.00 |
| 6 | 818 | \$125,000.00 |
| 7 | 854 | \$130,000.00 |
| 8 | 856 | \$130,000.00 |
| 9 | 829 | \$130,000.00 |
| 10 | 684 | \$120,000.00 |
| 11 | 574 | \$120,000.00 |
| 12 | 705 | \$120,000.00 |
| 13 | 560 | \$110,000.00 |
| 14 | 948 | \$130,000.00 |
| 15 | 855 | \$135,000.00 |
| 16 | 584 | \$110,000.00 |
| 17 | 680 | \$120,000.00 |
| 48 | 590 | \$110,000.00 |
| 49 | 597 | \$110,000.00 |
| 50 | 787 | \$125,000.00 |
| 52 | 524 | \$105,000.00 |
| 53 | 629 | \$110,000.00 |
| 54 | 587 | \$110,000.00 |
| 55 | 626 | \$110,000.00 |
| | 14,675 m ² | \$2,500,00.00 |

2. That Harcourts (Phillip Kenny Real Estate Limited) be commissioned to market and arrange the sale of the sections for a fixed term of 18 months.”

Holmes/Kilworth

Carried

Glasgow Lease – 630 East Street

(23/10/08)

“That Council declines the sale of the land on 630 East Street, being Township 853 Ashburton Town, containing approximately 1040 m² comprised in Certificate of Title 12B/77 to the current Lessee.”

Lowe/Kilworth

Carried

Council non residential Glasgow Leases

(23/10/08)

“That the Committee notes the status of Glasgow leased land as shown in Appendix 1.”

Mayor/Everest

Carried

Rakaia Medical Centre Addition

“That Council approves:

1. the acceptance of the quote from Paul McKenzie of \$156,595.50 (GST inclusive) to carry out the erection of the an addition to the Rakaia Medical Centre; and
2. the additional expenditure of \$110,702.25.”

Brown/Burgess

Carried

The meeting concluded at 4.05 pm.

Confirmed this 18th day of December 2008 by _____
MAYOR