

## EXTRAORDINARY COUNCIL MEETING

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**MINUTES** of an Extraordinary Meeting of the **ASHBURTON DISTRICT COUNCIL** held in the Council Chamber, 5 Baring Square West, Ashburton, on Thursday 17 September 2009, commencing at 1.00 pm.

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

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

**PRESENT:** Crs K Lowe (absence) and J Everest (lateness) **Sustained**

### ***Ashburton Business Estate – Stopping of a Legal Road***

- “1. That Council approves the stopping of the unformed legal road located within the Ashburton Business Estate footprint; and
2. That pursuant to Part VIII of the Public Works Act 1981, Council consents to the Minister of Lands –
  - a) declaring the road described as 1.6214ha adjoining RS38927, Lot 97 DP 258 and Lot 2 DP 352761 shown marked Section 1 on SO Plan 421999, pursuant to Sections 116(i) and 116(2)(b)(ii); and
  - b) Council certifies that it considers it equitable to vest the road described above in the adjoining fee simple title CB3C/103 in the name of the Ashburton District Council, pursuant to Section 117(3)(b).”

Holmes/Burgess **Carried**

### ***Items taken with the public excluded (1.02 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:
4	Awarding of Contract C563 – Ashburton Business Estate Stage 1 – construction of utility services and roading	Section 7(2)(h) Commercial activities
5	Methven Heritage Project	Section 7(2)(h) Commercial activities

Leadley/Tasker **Carried**

***Business transacted with the public excluded now in open meeting***

**Awarding of Contract C563 – Ashburton Business Estate, Stage 1  
Construction of Utility Services & Roothing**

“That Council accepts the tender from HEB Construction in the sum of five million, eight hundred and twenty six thousand and twenty dollars and twenty one cents (\$5,826,020.21) excluding GST for Contract 563 – Ashburton Business Estate Stage 1 - construction of utility services and roading.”

Leadley/Kilworth

**Carried**

**Methven Heritage Project**

“That, on the basis of the personal guarantees being in place to cover the \$500,000 loan facility, Council allows CBS Canterbury to register a security over the Heritage Centre.”

Holmes/Tasker

**Carried**

The meeting concluded at 1.34 pm.

Confirmed this 24<sup>th</sup> day of September 2009 by

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MAYOR