

COUNCIL MEETING

MINUTES of a Meeting of the **ASHBURTON DISTRICT COUNCIL** held in the Council Chamber, 5 Baring Square West, Ashburton, on Tuesday 3 November 2009, commencing at 12.32 pm.

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

In attendance Chief Executive, Manager Democracy & Community Services, Operations Manager, Finance Manager, Community Planning Manager, Property Manager, Senior District Planner and Committee Secretary.

APOLOGIES: Crs J Sparks and J A Kingsbury (lateness), R C Beavan and B A Tasker (absence)
Cr Lowe gave notice of his early departure from the meeting **Sustained**

Crs Kingsbury and Sparks attended the meeting at 12.34 pm.

The opening prayer was offered by Reverend Michael Holdaway.

Confirmation of Minutes

Council 24/09/09

Ashburton Golf Club lease application – it was noted that a show of hands gave 8 for and 2 against the resolution.

“That the minutes of the meeting of Ashburton District Council held on 24 September 2009, as amended, and the extraordinary meetings of Council held on 8 and 29 October 2009, be taken as read and confirmed.”

Leadley/Holmes

Carried

Matters Arising

Aquatic Centre / Stadium site options

Reference was made to the Opus briefing report which was to be made available to Councillors. The Operations Manager agreed to have copies circulated today.

Geoff Geering Drive

It was reported that the Department of Lands and Survey is yet to issue the remaining titles. The timeframe for processing is currently 6-10 weeks.

Mayor's Report

“That the report be received.”

Leadley/Holmes

Carried

Amalgamation Anniversary

The Deputy Mayor took the opportunity to acknowledge the 20 year anniversary date of the amalgamation of the former Ashburton Borough and County Councils. Cr Leadley was a former County Councillor and is the only remaining inaugural Ashburton District Councillor.

The Environmental Services Manager and Roading & Street Services Manager attended the meeting.

Canterbury Water Management Strategy

The Canterbury Water Management Strategy will be released to the Zone 5 meeting this week. The Mayor acknowledged the contributions of Council's Chief Executive, and ECan Councillor Angus McKay. Councillors will be provided with a copy of the Strategy.

Local Government Forum

The Mayor reported on his attendance at the Local Government Forum in Wellington on 22 October. He said that the Forum provided valuable opportunity for debate with Cabinet Ministers and to promote individual constituencies. The Mayor had the opportunity to speak about the Canterbury Water Management Strategy.

Chief Executive's Report

"That the report be received."

Burgess/Reveley

Carried

Transwaste Canterbury Ltd

The contract for the operation of Kate Valley landfill, held by Canterbury Waste Services Ltd, is to be reviewed. The Chief Executive will be part of the Canterbury Waste Subcommittee working group undertaking the review.

Acton Water Group

The Chief Executive reported that Council will be entering into an agreement with representatives of the proposal to allow access to the water race system for distribution of irrigation water. The agreement will be with the recently formed Acton Irrigation Limited.

Broadband

A response is being prepared by staff to the Government's Broadband extension initiative which will see increased coverage of fast broadband to rural areas.

The Community Planning Manager advised that the proposal is to provide Broadband to rural schools and tenders for the provision of that service will need to show that coverage will be extended to surrounding properties. Mr Thomas said that Electricity Ashburton's fibre optic cabling project is complementary to the rural broadband proposal which is being piloted in 10 areas throughout the country.

Operations Committee – 8 October 2009

"That the report and minutes of the Operations Committee meeting held on 8 October 2009, be received."

Lowe/Brown

Carried

Environmental Services Committee – 22 October 2009

"That the report and minutes of the Environmental Services Committee meeting held on 22 October 2009, be received."

Kilworth/Leadley

Carried

District Plan – Zoning of Open Spaces

The Council requested a workshop to discuss the open spaces and reserves designation and zoning process. It was reported that the District Plan review process has given consideration to the possibility of zoning open spaces and reserves on the basis that this will permit some low level activity, allowing Council's operations to continue, but any other proposed use would give the public the ability to comment through the notification process.

The Chief Executive spoke about the two separate roles that Council has as a planning authority and a requiring authority. He advised that a report is being prepared for the Operations Committee, as the operator of Council's domains and reserves.

Finance & Corporate Services Committee – 29 October 2009

“That the report and minutes of the Finance and Corporate Services Committee meeting held on 29 October 2009, be received.”

Holmes/Kingsbury

Carried

Ashburton Museum – Taskforce Green Programme

Funding of up to \$6,500 will be provided to the Museum to pay for its share of a Taskforce Green programme over a 12 month period. The programme was initially planned for 13 weeks but has been extended.

Formal Adoption of the Ashburton Transportation Study - April 2008

The Operations Manager recommended the formal adoption of the Transportation Study, which was completed in 2008. Mr Rouse referred to the key issues identified in the study, in particular the concern that the Ashburton River bridge doesn't have the necessary capacity for predicted future traffic flow.

Council noted that the plan accompanying the report has identified a site for the proposed second bridge. Concern was expressed that this could be perceived as Council's preferred site, and that a decision has been reached without undertaking consultation.

The Operations Manager advised that the siting of a second bridge is a separate project which will look at a number of options and be subject to public consultation. Mr Rouse explained that by adopting the Transportation Study, Council would be giving more weight to the funding applications that will be made for each of the projects identified in the strategy. He said that retaining the second bridge in the strategy gives a clear signal to the NZTA of Council's commitment to this project. Council heard that there are 13 sites being considered as options for a possible second bridge, including those submitted in the LTCCP process. A copy of this brief will be provided to Councillors.

The Chief Executive suggested that the recommendation show Council's intention to undertake a separate process for the second bridge site investigation.

It was also noted that there is community expectation that the other projects in the strategy will be progressed. The Roding & Street Services Manager confirmed that the design work for the new traffic signals at the SH1 / Lagmhor / Agnes intersection is programmed for 2010-11 and construction in 2011-12.

1. That Council receives the Ashburton Transportation Study - April 2007.
2. That Council acknowledges a separate process is being undertaken for the siting of a second bridge.

Kilworth/Reveley

Lost

A show of hands gave 5 for and 6 against

“That Council adopts the Ashburton Transportation Study – April 2008, subject to a separate consultation phase for the siting of a second bridge.”

Holmes/Kingsbury

Carried

A show of hands gave 8 for and 3 against.

Purchase of Additional Second Hand Parking Meters

- “1. That the Subcommittee’s recommended budget be amended to \$18,500 +GST, from the Parking Reserve account; and
2. That Council approves the purchase of 200 parking meters.”

Leadley/Kilworth

Carried

Amendment to the Community Programme (Road Safety), 2009/2010

The Roading & Street Services Manager reported that the road safety subsidy in the Regional Land Transport programme has been reduced by the NZTA and consequently Council will need to reduce the amount of work carried out in this work category in 2009-10. Mr Robertson said that this is a concern for all councils. The matter has been discussed locally with ACADS who are also funded from this account.

- “1. That the amended Community Programme schedule be approved; and
2. That the amended road safety budget in the LTCCP for 2009/10 be approved.”

Holmes/Lowe

Carried

Cr Sparks recorded her vote against the motion.

Amendments to the ADC District Land Transport Programme, 2009-2012

The Roading & Street Services Manager reported that additional information has been received from NZTA which will affect the subsidy for carry-over work programmed for Company Road widening and the upgrade of Bridge 65, Ocean View Road. Mr Robertson explained that NZTA omitted to include these committed works when preparing the National Land Transport programme, the effect of which will reduce the subsidy available to Council for new works. The revised subsidy allocation for new work is \$181,216.

Council’s approval was sought to proceed with the projects identified as priorities 1, 2 and 4 in the current year. Mr Robertson confirmed that the other projects will remain in the LTCCP and NLTP and applications will be made to the Agency to reinstate as much funding as possible.

- “1. That the initial priority for projects in the 2009-2010 year be
 - Dobson Street extension
 - Elizabeth Ave (Rakaia) reconstruction
 - Bridge replacement (#48) Jacobs Stream, Hakatere Heron Road; and
2. That the cycleway extension programmed for 2009/10 be deleted from the 2009/10 year and the local share of funds for this work be added to the 2010/11 budget to carry out work on West Street in 2010/11.”

Holmes/Lowe

Carried

Treasury Policy – Debt Interest Rate Risk

“That Council acknowledges that the current debt portfolio is at variance with its Treasury Management policy, and the steps that are to be taken to bring this into line with Council’s policy.”

Holmes/Brown

Carried

Business taken with the public excluded (1.35 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 – 24/09/09</p> <ul style="list-style-type: none"> • Ashburton Railway Station Mediation • Ashburton Aquatic Park Charitable Trust • Barrhill Chertsey Irrigation Ltd [now in open meeting] • 	<p>Section 7(2)(a) Protection of privacy ..persons</p> <p>Section 7(2)(h) Commercial activities</p> <p>Section 7(2)(h) Commercial activities</p>
5.1.2	<p>Extraordinary Council – 8/10/09</p> <p>[now in open meeting]</p> <ul style="list-style-type: none"> • Ashburton Aquatic Park Charitable Trust 	
5.2	<p>Civic Building – Tender for construction of temporary staffroom</p>	Section 7(2)(h) Commercial activities
5.3	<p>Aquatic Stadium Complex Project Group</p>	Section 7(2)(i) Conduct of negotiations
5.4	<p>Ashburton Business Estate – Contract for Landscaping</p>	Section 7(2)(h) Commercial activities

Burgess/Sparks

Carried

Business taken with the public excluded now in open meeting

Ocean Farm Silage (Operations Committee 8/10/09)

- “1. That a threshold of 8 cents/kg be approved for the acceptance of tenders for the removal of standing grass from Ocean Farm;
2. That delegated authority for the acceptance of tenders for Contract WW-AG11 Removal of standing grass at Ocean Farm – Terrace Road, Ashburton be given to the Deputy Mayor Cr Leadley and the Chair of the Farm Management Subcommittee Cr Brown.
3. That the award of a tender to a contractor harvesting the 269 ha site be given preference to awarding the tender to tenderers providing prices for individual lots.
4. That for areas where the threshold is not met or cannot be negotiated, Council harvests the material, stores it on site and markets and disposes of the material to maximize revenue.”

Tasker/Reveley

Carried

Glasgow Leased Land – 59 Creek Road

“That Council approves the sale of the land on 59 Creek Road, being Lot 1-3 Deposited Plan 20729, containing approximately 686 m² comprised in Certificate of Title 33F/250 to the Lessee (Maxey Family Trust) at the current market value of \$135,000.00 plus GST, subject to the proposed development proceeding.”

Holmes/Kilworth

Carried

Temporary Staff Tea Room – Acceptance of Tender

- “1. That approval be given to accept the tender submitted by Bradford Building Ltd for the construction of a temporary staff tea room at 5 Baring Square West, subject to confirmation of their starting date being early December, 2009.
2. That approval be given for the expenditure of \$142,341 plus GST, for the project.
3. That in the event Bradfords do not confirm the December starting date, the tender submitted by Ingold Building Ltd be accepted.”

Leadley/Kilworth

Carried

Award of Contract 569 – Ashburton Business Estate Landscaping of Stage 1

“That the tender from Council’s Parks Department in the sum of nine hundred and seventeen thousand four hundred and forty one dollars (\$917,441) excluding GST for Contract 559 Ashburton Business Estate landscaping of Stage 1 be accepted.”

Leadley/Sparks

Carried

The meeting concluded at 3.50 pm.

Confirmed this 17th day of December 2009 by

MAYOR