

MINUTES of a Meeting of the **ASHBURTON DISTRICT COUNCIL** held in the Council Chamber, 5 Baring Square West, Ashburton, on Thursday 28 June 2007, 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, Operations Manager, Community Consultation Manager, Property Manager and Committee Secretary.

APOLOGY: Cr N A Brown **Sustained**

The opening prayer was offered by Rev Luisa Fruean.

Confirmation of Minutes

Council Meeting 31/05/07

"That the minutes of the Meeting of Ashburton District Council held on 31 May, 2007, be taken as read and confirmed."

Leadley/Holmes **Carried**

Extraordinary Council Meeting 7/06/07

It was noted that Cr Glass had been in attendance and Crs Beavan and Burgess were absent on Council business.

"That the minutes of the Extraordinary Meeting of Ashburton District Council held on 7 June, 2007, as amended, be taken as read and confirmed."

Kilworth/Tasker **Carried**

Matters Arising

Sustainable Programme of Action

The Chief Executive reported that a formal appointment has not been made, however consideration is being given to rural representation from councils south of this district.

Mayor's Report

"That the report be received."

Glass/Leadley **Carried**

Police Act Review

The Mayor reported on recent meetings with Police personnel to discuss the review of policing in Ashburton and the proposed changes to the Police Act. He said that Police in Ashburton have been under-staffed for some time, however advice was received yesterday that the appointment of an additional Detective has been confirmed for Ashburton.

A workshop to prepare Council's submission on the Police Act Review is scheduled for 19 July.

Central Plains

On 5 June, a presentation from the Mayor and Chief Executive was made to the Christchurch City Council at the request of Mayor Moore. They spoke about the Canterbury Water Strategy and the advantage of community schemes vs private schemes and the economic benefits of irrigation for the City.

Rural Health Symposium

The Mayor also provided a brief report on his attendance at a rural health symposium in Christchurch on 6 June. The Rural Provincial Sector will be requesting LGNZ to lobby on behalf of rural New Zealand to find solutions before the health crisis worsens.

Chief Executive's Report

"That the report be received."

Tasker/Beavan

Carried

Health Act Review

The Chief Executive reported that as a result of the review of the Health Act 1956, it is likely that public health risk management plans will be developed to replace licensing. The plans would be site specific and the aim is to place more responsibility on workplaces to develop procedures. It is likely that Environmental Health Officers would act as assessors for compliance variation.

Services and Operations Committee – 7 June 2007

"That the report and minutes of the Services and Operations Committee meeting held on 7 June 2007, be received."

Tasker/Nelson

Carried

Standby Generators

The Chief Executive reported that specifications and options, such as manual start-up generators, have been discussed with Opus. A further report will be provided through the Services and Operations Committee.

Environmental Services Committee – 14 June 2007

"That the report and minutes of the Environmental Services Committee meeting held on 14 June, 2007, be received."

Kilworth/Beavan

Carried

Trade Waste Bylaws

The Operations Manager reported that the Bylaw is being written as part of the wastewater upgrade and a draft document has been prepared. Fees and financial implications will be discussed with service providers and Council input will be sought as part of the overall review of Council Bylaws. The Special Consultative Procedure will be undertaken and it is anticipated the process will be completed by the end of this year.

Finance & Corporate Services Committee – 21 June 2007

"That the report and minutes of the Finance and Corporate Services Committee meeting held on 21 June 2007, be received."

Holmes/Nelson

Carried

2007/ 08 Annual Plan

1. That Council adopts the Ashburton District Council Annual Plan 2007/ 08 as amended; and
2. That Council adopts the fees and charges for the 2007/ 08 financial year as described in the Ashburton District Council Annual Plan 2007/ 08."

Holmes/Urquhart

Carried

**Amendment to Ashburton District Community Plan 2006-2016
– Definition of “Separately used or inhabited parts of a rating unit”**

“That the Council adopts the amendment to the Ashburton District Community Plan 2006-2016 to provide a definition of separately used or inhabited parts of a rating unit.”

Holmes/Kilworth

Carried

**Amendment to Ashburton District Community Plan 2006-2016
– Provide grant funding to Methven District Heritage Association and allow redevelopment of strategic asset – Mt Hutt Memorial Hall**

“That the Council adopts the amendment to the Ashburton District Community Plan 2006-2016 to provide grant funding to Methven District Heritage Association and allow redevelopment of the Mt Hutt Memorial Hall.”

Holmes/Lowe

Carried

Setting of Rates for the 2007/ 08 Financial Year

“That the Ashburton District Council set the following rates under the Local Government (Rating) Act 2002 on rating units in the district for the financial year commencing on 1 July 2007 and ending on 30 June 2008.

All section references are to sections in the Local Government (Rating) Act 2002. All amounts are GST inclusive.

- *The definition of connected and serviceable is contained in Council’s Funding Impact Statement and Rating Policy.*
- *The definition for the amenity rating areas is contained within Council’s Funding Impact Statement and Rating Policy.*

Uniform Annual General Charge (UAGC)

A uniform annual general charge of \$100.70 per separately used or inhabited part of a rating unit, set under section 15(1)(b).

General Rate

A general rate set under section 13(2)(a) of 0.000359 cents in the dollar of capital value on every rating unit.

Roading Rate

A targeted rate for roading services set under s16(3)(a) and 16(3)(b) of \$0.000577 cents in the dollar of capital value on every rating unit.

Library Rate

A targeted rate for library services, set under s16(3)(a) and 16(4)(a) of \$55.60 on every separately used or inhabited part of a rating unit (excluding vacant sections).

Water Supply Rates

The following differential targeted rates are set under section 16(3)(b) and 16(4)(b) for each water supply. In each case the differential categories are:

- (1) connected rating units
- (2) serviceable rating units

The targeted rates are set as a fixed amount per separately used or inhabited part of a rating unit.

	Connected	Serviceable
Ashburton	\$289.00	\$144.50
Methven	\$282.00	\$141.00
Rakaia	\$341.00	\$170.50
Fairton	\$472.00	\$236.00
Hakatere	\$780.00	\$390.00
Hinds	\$520.00	\$260.00
Mayfield	\$683.00	\$341.50
Chertsey	\$362.00	\$181.00
Mt Somers	\$501.00	\$250.50
Dromore	\$1,564.00	\$782.00
Winchmore	\$1,394.00	\$697.00
Lake Hood	\$494.00	\$247.00

In addition to the above targeted rates, a targeted rate for water supply, set under section 19, of 55 cents per 1,000 litres of water consumed in excess of the daily 1,000 litre allowance to any rating unit defined as a metered supply. Metered supplies are defined as extraordinary connections and non residential connections. This rate is levied on a quarterly basis.

Wastewater Rates

The following differential targeted rates are set under section 16(3)(b) and 16(4)(b) for each wastewater (sewage) disposal. In each case the differential categories are:

- (1) connected rating units
- (2) serviceable rating units

The targeted rates are set as a fixed amount per separately used or inhabited part of a rating unit.

	Connected	Serviceable
Ashburton	\$333.00	\$166.50
Methven	\$210.00	\$105.00
Rakaia Maintenance Rate	\$288.00	\$144.00
Rakaia Loan Rate	\$354.00	\$177.00

The following uniform targeted rates set for wastewater pan charges under section 16(3)(b) and 16(4)(a) of a fixed amount on each pan or urinal (after the third) on every rating unit connected to the wastewater scheme:

Ashburton	\$111.00
Methven	\$70.00
Rakaia Maintenance Rate	\$96.00

Waste Collection Rates

The following targeted rates are set under section 16(3)(b) and 16(4)(a) for waste collection as a uniform fixed charge per separately used or inhabited part of a rating unit in each area to which the service is provided:

Ashburton Urban	\$32.00
Ashburton Inner Central Business Area	\$64.00
Methven	\$41.00
Rakaia	\$24.00
Hinds	\$39.00
Mayfield	\$81.00
Mt Somers	\$47.00
Lake Clearwater	\$28.00
Rangitata	\$23.00

Ashburton Community Pool Rate

A targeted rate for the Ashburton community pool under section 16(3)(b) and 16(4)(a) of \$8.00 per separately used or inhabited part of a rating unit within the Ashburton township area.

Amenity Rates

Targeted rates for amenity services under section 16 (3)(b) and 16(4)(b) are as follows:

Ashburton Urban Amenity Rate

0.000209 cents in the dollar of capital value on every rating unit in the Ashburton township area to meet the costs of stormwater and reserve board funding.

Ashburton Inner CBD Street Cleaning Rate

0.000493 cents in the dollar of capital value on every business rating unit within the Ashburton inner central business district (CBD) **as defined by Council maps**, for the provision of additional street cleaning.

Ashburton CBD (Expanded) Conveniences Rate

0.000219 cents in the dollar of capital value on every business rating unit within the Ashburton expanded central business district (CBD) **as defined by Council maps**, for the provision of public conveniences.

Ashburton Business Amenity Rate

0.001949 cents in the dollar of capital value on every business rating unit within the Ashburton township, for the provision of the following services:

- Parks and Open Spaces
- District Promotion & Visitor Industry
- Transportation - Footpaths
- Solid Waste Collection

Ashburton Residential Amenity Rate

0.000414 cents in the dollar of capital value on every non business rating unit within the Ashburton township, for the provision of the following services:

- Parks and Open Spaces
- Transportation - Footpaths

Methven Business Amenity Rate

0.002351 cents in the dollar of capital value on every business rating unit within the Methven township rating area (as defined by Council Maps), for the provision of the following services

- Parks and Open Spaces
- Transportation - Footpaths
- Public Conveniences
- Solid Waste Collection
- District Promotion & Visitor Industry

Methven Amenity Rate

0.000253 cents in the dollar of capital value on every rating unit in the Methven township area to meet the costs of stormwater services, and reserve board funding.

Methven Residential Amenity Rate

0.000820 cents in the dollar of capital value on every non business rating unit within the Methven township, for the provision of the following services:

- Parks and Open Spaces
- Transportation - Footpaths

Rakaia Residential Amenities Rate

0.000285 cents in the dollar of capital value on every non business rating unit in the Rakaia township area for the provision of the following services:

- Parks and Open Spaces

Rakaia Business Amenity Rate

0.001702 cents in the dollar of capital value on every business rating unit within the Rakaia township rating area (as defined by Council Maps), for the provision of the following services

- Parks and Open Spaces
- Solid Waste Collection
- Public Conveniences
- District Promotion & Visitor Industry

Rakaia Amenity Rate

0.000955 cents in the dollar of capital value on every rating unit in the Rakaia township area for the provision of the following services

- Stormwater
- Transportation - Footpaths
- Reserve Board Funding

Rural Amenity Rate

0.000055 cents in the dollar of capital value on every rating unit in the rural area, excluding the townships of Methven and Rakaia, for the provision of the following services:

- Parks & Open Spaces
- Transportation - Footpaths
- Emergency management

Hinds Stormwater Rate

0.000080 cents in the dollar of capital value on every rating unit in the Hinds township area for the provision of stormwater services.

Methven Community Board Rate

A targeted rate for the Methven community board under section 16(3)(b) and 16(4)(a) of 0.000092 cents in the dollar of capital value of all rating units within the Methven township area.

Methven Community Pool Rate

A targeted rate for the Methven community pool under section 16(3)(b) and 16(4)(a) of \$12.10 per separately used or inhabited part of a rating unit within the Methven township area.

Montalto Stockwater Rate.

A targeted rate under section 16(3)(b) and 16(4)(a) of \$433.60 per rating unit within or connected to the Montalto stockwater scheme, and \$14.40 per hectare of land within or connected to the Montalto stockwater scheme.

Methven/Springfield Rate

A targeted rate under section 16(3)(b) and 16(4)(a) of \$440.00 on all rating units connected to the Methven/Springfield stockwater scheme.

A targeted rate under section 19 of \$36.90 per 1,000 litres of water supplied in excess of 12,000 litres to any rating unit within the Methven/Springfield stockwater scheme.

General Stockwater Rate

A targeted rate under section 16(3)(b) and 16(4)(a) on all rating units within the general stockwater scheme in accordance with the following factors:

- a) \$37.80 in respect of any race, aqueduct or water channel not exceeding one hundred and sixty one metres in length, and
- b) in respect of any race, aqueduct or water channel exceeding one hundred and sixty one metres in length the sum of 24.0 cents per metre for every metre where the same passes through, along or adjacent to or abuts the land of such occupier or owner, and
- c) the sum of \$47.00 for each pond service, pipe service, ram service, pump service, water wheel or windmill, and
- d) the sum of \$23.50 for each dip service or extension pump service using water from the Council's water race system.

Due dates for payment of rates

That all rates will be payable in six equal instalments due on:

- 20 August 2007
- 20 October 2007
- 20 December 2007
- 20 February 2008
- 20 April 2008
- 20 June 2008

Where the 20th of a month in which rates are due does not fall on a working day, rate payments will be accepted without penalty up to and including the first working day after the 20th of that month.

Penalties

That the Council delegates to the Finance Manager to apply the following penalties on unpaid rates.

Under section 58(1)(a), a penalty of 10% on any instalment or part thereof that has been assessed after 1 July 2007 and which is unpaid after the due date.

Under section 58(1)(b), a further penalty of 10% on any unpaid rates and penalties to unpaid rates owed owing as at 30 June 2007, if unpaid as at 31st August 2007."

Holmes/Tasker

Carried

Water Services Department Preferred Professional Services Provider – 12 month extension to Contract 477

While there was some concern from Councillors that the contract was being extended without going to the market, the Operations Manager explained that there are a number of advantages; because of the certainty of work, the service provider is resourced to meet workload, Opus is familiar with Council's network and there are no performance issues with the work to date. It was also noted that under this preferred service provider arrangement Council receives a 12.5% discount on professional fees that would otherwise be applied to competitively tendered contracts.

"That Contract 477 with Opus International Consultants Limited is extended for a further 12 month period; 1 July 2007 to 30 June 2008, subject to the negotiation of a satisfactory contract price."

Tasker/Nelson

Carried

Proposed New Fire Legislation Submission

“That Council approves the submission to the document entitled New Fire Legislation – a framework for New Zealand’s Fire and Rescue Services and their funding.”

Nelson/Tasker

Carried

Review of Speed Limits, Racecourse Rd and East St, and Maronan Rd Area

The Operations Manager acknowledged Councillors’ concerns with the delay in starting the process to reduce speed limits and their request for the work and new signage to be progressed quickly.

The Mayor also sought better management of the transitional speed zones around the entrances to the built-up areas in the district, particularly those areas experiencing increased development. He suggested that matters relating to speed limits be further considered through a workshop of the Services and Operations Committee and that a speed limit bylaw be developed that reflects this district’s needs.

“That the special consultative procedure be commenced to amend the Ashburton District Council Speed Limit Bylaw 2005 with the following changes to the bylaw.

1. The speed limit on Racecourse Road, from the intersection with West Street to a location 160 m north-west of the intersection of Belt Road, is changed from 70 kph to 50 kilometres per hour.
2. The speed limit on East Street, north east of the present 50/70 speed change point through to the Seafield Road intersection, is changed to 50 kilometres per hour.
3. The speed limit on Bremners Road, for the first 40 m to the north east from the Seafield Road intersection, is changed to 50 kilometres per hour.
4. The speed limit for the first 144 metres of Seafield Road, from East Street intersection, is changed to 50 kilometres per hour
5. The 70 kilometres per hour speed limit on Hendersons Road be extended south east to a point 500 m south east of the Maronan Road intersection.”

Tasker/Kilworth

Carried

Council adjourned for afternoon tea at 2.57 pm and resumed at 3.16 pm.

Items taken with the public excluded (3.16 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 31/05/07 <ul style="list-style-type: none">• Property Matter• Proposed new fire legislation• Contract 529 – Ashburton RRP• Property Matters	Section 7(2)(h) Commercial activities Section 7(2)(i) Conduct of negotiations Section 7(2)(h) Commercial activities Section 7(2)(h) Commercial activities

5.1.2	Extraordinary Council 7/06/07 [Now in open meeting] • Contract C528	Section 7(2)(h) Commercial activities
5.1.3	Finance & Corporate Services 21/06/07 • Property Matters	Section 7(2)(h) Commercial activities

Glass/Nelson

Carried

Business transacted with the public excluded now in open meeting

Proposed New Fire Legislation (Council 31/5/07)

- “1. That Council approves the preparation and lodging of a submission on the document entitled New Fire Legislation – a framework for New Zealand’s Fire and Rescue services and their funding; and
2. That Council supports the general direction of the proposed new fire legislation.”

Nelson/Lowe

Carried

Barrhill Chertsey Irrigation (F&C 21/06/07)

“That Cr Holmes be designated as Council’s representative at the Barrhill Chertsey Irrigation Company meeting, with Cr Lowe as alternate representative.”

Mayor/Kilworth

Carried

The meeting concluded at 5.26 pm.

Confirmed this 16th day of August 2007 by _____
 MAYOR