

Council Minutes – 28 June 2023

Minutes of the Council meeting held on Wednesday 28 June 2023, commencing at 1.00pm in the Council Chamber, 137 Havelock Street, Ashburton.

Present

Deputy Mayor Liz McMillan; Councillors Leen Braam, Carolyn Cameron, Russell Ellis, Phill Hooper, Lynette Lovett, Rob Mackle, Tony Todd and Richard Wilson.

In attendance

Hamish Riach (Chief Executive), Toni Durham (GM Democracy & Engagement), Leanne Macdonald (GM Business Support), Neil McCann (GM Infrastructure & Open Spaces), Sarah Mosley (GM People & Facilities), Janice McKay (Communications Manager) and Phillipa Clark (Governance Team Leader).

Staff present for the duration of their reports: Mark Low – *via Teams* (Strategy & Policy Manager), Richard Mabon (Senior Policy Advisor), Emily Reed (Corporate Planner), Renee Julius (Property Manager), Tania Paddock (Legal Counsel), Erin Register (Finance Manager), Mark Chamberlain (Roading Manager) and Ann Smith (Community Liaison Officer).

1 Apologies

His Worship the Mayor, Neil Brown Sustained

2 Extraordinary Business

That pursuant to Section 46A(7) of the Local Government Official Information & Meetings Act 1987 the following item be introduced as extraordinary business and considered with the public excluded as item 25.

- ACL Director Appointment Committee Section 7(2)(a) Protection of privacy of natural persons.
Cameron/Braam Carried

3 Declarations of Interest

Item 19 – The Deputy Mayor and Cr Ellis and Lovett each gave notice that they are members of organisations with grant applications and they will withdraw from debate and decision on this matter.

Item 10 – Cr Cameron gave notice that, as a Hekeao-Hinds Water Enhancement Trustee, she will withdraw from debate and decision on this matter.

4 Confirmation of Minutes – 17/05/23

That the minutes of the Council meeting held on 7 June 2023, be taken as read and confirmed.

Hooper/Todd Carried

5 Methven Community Board – 12/06/23

That Council receives the minutes of the Methven Community Board meeting held on 12 June 2023.

Lovett/McMillan Carried

- **Time restricted parking – Methven Mall**

That a 30 minute parking restriction be introduced for 5 of the 15 angle parks adjacent to the Supervalu Supermarket in Methven Mall.

Mackle/Todd

Carried

6 Revenue & Financing Policy – Methven-Springfield drinking water

1. **That** Council approves the Revenue and Financing Policy – Drinking Water, attached as Appendix 1.
2. **That** Council confirms that the billing frequency for the Methven-Springfield supply will be annual, on the same basis as other extraordinary residential consumers.

Braam/Ellis

Carried

7 Adoption of the Annual Plan 2023-24

1. **That** Council adopts the Ashburton District Council Annual Plan 2023/24.
2. **That** Council delegates to the Chief Executive the authority and responsibility to make minor editorial changes and correction of minor errors to the Annual Plan 2023/24 document.

Cameron/Lovett

Carried

8 Setting of the Rates 2023-24

That Council sets the following rates under the Local Government (Rating) Act 2002 on rating units in the district for the financial year commencing 1 July 2023 and ending on 30 June 2024.

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 – Rating Information.
- The definition of separately used or inhabited part of a rating unit is contained in Council’s Funding Impact Statement – Rating Information.
- The definition for the amenity rating area is contained within Council’s Funding Impact Statement – Rating Information.

Uniform Annual General Charge (UAGC)

A uniform annual general charge of \$717.40 per separately used or inhabited part of a rating unit, set under section 15.

The Uniform Annual General Charge (UAGC) funds wholly or in part the following activities of Council:

- Public Conveniences
 - Community Grants & Funding
 - Ashburton Library
 - Ashburton Youth Council
 - Council
 - Community Safety
 - Ashburton Art Gallery and Museum
 - EA Networks Centre
 - Emergency Management
- each separately used or inhabited part of a rating unit in the district.

General rate

A general rate set under section 13 of \$0.000380 per dollar of capital value on

The general rate will be used to fund either wholly or in part the following activities of Council:

- Stormwater
- Solid Waste Management
- Emergency Management
- Environmental Health
- Cemeteries
- Stockwater Management
- Reserves and Campgrounds
- Elderly Persons Housing
- Business and Economic Development
- Ashburton Water Management Zone Committee
- Footpaths and Cycleways
- District Promotion
- Community Safety
- Rural Beautification
- Urban Beautification
- Alcohol Licensing & Gambling Venue Consenting
- Animal Control
- Building Regulation
- District Planning (including land information)
- District Plan (policy and development)

Roading rate

A targeted rate for road services set under section 16 of \$0.000478 per dollar of capital value on each separately used or inhabited part of a rating unit in the district.

Water supply rates

The following differential targeted rates are set under section 16 for each water supply area listed below. In each case the differential categories are:

- a) Connected rating units
- b) Serviceable rating units

The differential targeted rates are set as a fixed amount per separately used or inhabited part of a rating unit. Rating units outside the defined water supply areas listed below, but which are nonetheless connected to a water supply scheme servicing a particular water supply area, will be charged the connected rate for that water supply area.

Water supply area	Connected	Serviceable
Ashburton urban	\$579.50	\$289.80
Lake Hood	\$579.50	\$289.80
Methven	\$579.50	\$289.80
Rakaia	\$579.50	\$289.80
Fairton	\$579.50	\$289.80
Hakatere	\$579.50	\$289.80
Hinds	\$579.50	\$289.80
Mayfield	\$579.50	\$289.80
Chertsey	\$579.50	\$289.80
Mt Somers	\$579.50	\$289.80
Dromore	\$579.50	\$289.80
Methven-Springfield	\$579.50	-

Water meters – Extraordinary supply

In addition to the above targeted rates, a targeted rate for water supply, set under section 19, will apply for:

- a) Rating units which fall outside a defined water supply area, but which are nonetheless connected to a water supply scheme servicing a water supply area (except Montalto, Lyndhurst and Barrhill); or
- b) Rating units which are used for non-residential purposes, and which are connected to a water supply scheme in a water supply area (except Montalto, Lyndhurst and Barrhill).

The rate is \$1.00 per 1,000 litres of water consumed in excess of 90 cubic metres consumed in the quarterly periods during each year. The quarterly periods are 1 July to 30 September, 1 October to 31 December, 1 January to 31 March, and 1 April to 30 June.

Water meters – Residential extraordinary supply

Defined as properties connected to the Council water supply network located in Residential D, or Rural A zones of the Ashburton District Plan; or Methven-Springfield rural water supply.

In addition to the above targeted rates, a targeted rate for water supply, set under section 19, will apply for:

- a) Rating units which fall outside a defined water supply area, but which are nonetheless connected to a water supply scheme servicing a water supply area (except Montalto, Lyndhurst and Barrhill); or
- b) Rating units which are used for non-residential purposes and which are connected to a water supply scheme in a water supply area (except Montalto, Lyndhurst and Barrhill).

The rate is \$1.00 per 1,000 litres of water consumed in excess of 438 cubic metres per annum. The period is 1 July – 30 June.

Montalto water supply rate

A targeted rate under section 16 of \$2,208.40 per rating unit in the Montalto water supply scheme, plus \$71.70 per hectare of land in the Montalto water supply scheme.

Lyndhurst water rate

A targeted rate under section 16 of \$176.60 on all rating units connected to the Lyndhurst water supply.

Barrhill village water rate

A targeted rate under section 16 of \$505.00 on all rating units within the proposed scheme boundary for the Barrhill Village water supply.

Wastewater disposal rates

The following differential targeted rates are set under section 16 for wastewater (sewage) disposal for the Ashburton urban area, Methven and Rakaia townships, and a further loan rate in the Rakaia township, as listed below. In each case the differential categories are:

- a) Connected rating units
- b) 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 urban area	\$516.90	\$258.50
Methven township	\$516.90	\$258.50
Rakaia township	\$516.90	\$258.50
Rakaia loan rate township	\$169.80	\$84.90

The following additional targeted rates are set under section 16 for wastewater disposal on connected rating units within the Ashburton urban area, Methven and Rakaia townships as listed below. These rates are set differentially based on location and the number of urinals / pans in excess of three, in each rating unit, as listed below.

Urinal / pan charge from 4+

Ashburton urban area	\$172.30
Methven	\$172.30
Rakaia	\$172.30

Solid waste collection rates

The following rates are set under section 16 for waste collection for each area to which the service is provided as listed below. The targeted rates are set as a fixed amount per separately used or inhabited part of a rating unit.

Ashburton urban	\$274.60
Ashburton CBD (inner)	\$428.60
Methven	\$274.60
Rakaia	\$274.60
Hinds	\$274.60
Mayfield	\$274.60
Mt Somers	\$274.60
Chertsey	\$274.60
Fairton	\$274.60
Lake Clearwater	\$169.80
Rangitata Huts	\$271.10
Ashburton District extended	\$274.60

Stockwater rate

A targeted rate under section 16 on all rating units within the general stockwater scheme. The rate is to be determined in accordance with the following factors:

- a) A rate of \$260.00 where the total length of any stockwater races, aqueducts or water channels that pass through, along, or adjacent to, or abuts the rating unit does not exceed 246 metres in length; and
- b) A rate of 82 cents per metre where the total length of any stockwater races, aqueducts or water channels that pass through, along or adjacent to, or abuts the rating unit exceeds 246 metres in length; and
- c) A rate of \$164.00 for each pond service, pipe service, ram service, pump service, water wheel or windmill; and
- d) A rate of \$82.00 for each dip service or extension pump service using water for the Council's water race system.

Amenity rates

Targeted rates for amenity services under section 16 are as follows:

Ashburton CBD (inner) footpath cleaning rate

\$0.000453 per dollar on the capital value of each business rating unit within the Ashburton CBD (inner) rating area (as more particularly described by reference to the Ashburton District Council Rating Areas Map Book), for footpath services.

Ashburton urban amenity rate

\$0.000906 per dollar of capital value of each rating unit in the Ashburton urban area (as more particularly described by reference to the Ashburton District Council Rating Areas Map Book) to meet the costs of stormwater services, footpaths, and parks and open spaces.

Ashburton business amenity rate

\$0.000304 per dollar of capital value of each business rating unit within the Ashburton urban area (as more particularly described by reference to the Ashburton District Council Rating Areas Map Book) for the provision of public conveniences, and district promotion.

Methven business amenity rate

\$0.000414 per dollar on the capital value of each business rating unit within the Methven township area (as more particularly described by reference to the Ashburton District Council Rating Areas Map Book) for the purposes of public conveniences, and district promotion.

Methven amenity rate

\$0.000549 per dollar on the capital value of each rating unit within the Methven township (as more particularly described by reference to the Ashburton District Council Rating Areas Map Book) to meet the costs of stormwater services, footpaths, parks and open spaces, and reserve boards.

Rakaia business amenity rate

\$0.000324 per dollar on the capital value of each business rating unit within the Rakaia township area (as more particularly described by reference to the Ashburton District Council Rating Areas Map Book) for the provision of public conveniences, and district promotion.

Rakaia amenity rate

\$0.000665 per dollar on the capital value of every rating unit within the Rakaia township (as more particularly described by reference to the Ashburton District Council Rating Areas Map Book) to meet the costs of stormwater services, footpaths, parks and open spaces, and reserve boards.

Hinds stormwater rate

\$0.000233 per dollar on the capital value of every rating unit within the Hinds township area for the provision of stormwater services.

Rural amenity rate

\$0.000034 per dollar on the capital value of every rating unit within the rural area, for the provision of footpaths, and parks and open spaces.

Methven Community Board rate

A targeted rate to fund the Methven Community Board under section 16 of \$146.20 per rating unit within the Methven township (as more particularly described by reference to the Ashburton District Council Rating Areas Map Book).

Mt Hutt Memorial Hall rate

A targeted rate to partially fund the Mt Hutt Memorial Hall under section 16 of \$0.000067 per dollar on the capital value of each rating unit in the Methven township (as more particularly described by reference to the Ashburton District Council Rating Areas Map Book).

Due dates for payment of rates

The rates will be payable in four equal instalments due on:

- 20 August 2023
- 20 November 2023
- 20 February 2024
- 20 May 2024

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.

Due dates for payment of water meter charges – Extraordinary Supplies

That water meter charges are due on:

Quarterly period	Reading dates completed	Due date
1 July to 30 September 2023	15 October 2023	20 November 2023
1 October to 31 December 2023	15 January 2024	20 February 2024
1 January to 31 March 2024	15 April 2024	20 May 2024
1 April to 30 June 2024	15 July 2024	20 August 2024

Due dates for payment of water meter charges – Extraordinary residential supply

That water meter charges are due on:

Annual period	Reading date completed	Invoice date
1 July 2023 to 30 June 2024	15 July 2024	20 August 2024

Penalties

In accordance with sections 57 and 58, the Council authorises the Finance Manager to add the following penalties on rates unpaid by the due date.

A 10% penalty will be added to instalment balances remaining unpaid as at the following dates:

- 21 August 2023
- 21 November 2023
- 21 February 2024
- 21 May 2024

In addition, unpaid rates and charges levied prior to 30 June 2024 will attract a further 10% penalty if still unpaid as at 31 August 2024.

9 **Transportation and Parking Bylaw**

1. **That** Council adopts the Transportation and Parking Bylaw 2015, attached as Appendix 1.
2. **That** Council directs officers to update the Register of Resolutions, attached as Appendix 2.

Braam/Hooper

Carried

10 **Leases for Hekeao-Hinds Water Enhancement Trust**

Cr Cameron withdrew from the meeting.

1. **That** Council enters into a Deed of Lease with the Hekeao / Hinds Water Enhancement Trust under section 61(2A) of the Reserves Act 1977 for Reserve 1959 on the corner of Frasers Road and Timaru Track Road, Ashburton for a term of 10 years, with two rights of renewal for a further 10 years each, for \$1 (if demanded) plus outgoings.
2. **That** Council enters into a Deed of Lease with the Hekeao / Hinds Water Enhancement Trust under section 61(2A) of the Reserves Act 1977 for Reserve 5174 on McDougalls Road, Ashburton for a term of 10 years, with two rights of renewal for a further 10 years each , for \$1 (if demanded) plus outgoings.
3. **That** Council enters into a Deed of Lease with the Hekeao / Hinds Water Enhancement Trust under section 61(2A) of the Reserves Act 1977 for Reserve 2519 on the corner of Ealing Montalto Road and Arundel Rakaia Gorge Road, Ashburton for a term of 10 years, with two rights of renewal for a further 10 years each, for \$1 (if demanded) plus outgoings.

Ellis/Hooper

Carried

11 **Reserves and Memorial Hall Boards**

1. **That** Council receives the report.
2. **That** Council approves the appointments submitted by each of the Boards, as detailed in this report.

Lovett/Cameron

Carried

12 **Civil Defence Emergency Management appointments**

That Council appoints Shirin Khosraviani as Alternate Local Controller and Alternate Local Recovery Manager, and Jim Henderson as Alternate Local Recovery Manager.

Braam/Todd

Carried

13 **Bilingual Signs submission**

1. **That** Council approves the submission to Waka Kotahi on the draft Land Transport Rule: Traffic Control Devices (Bilingual Signs) Amendment 2023.
2. **That** Council's submission seeks further clarification from Waka Kotahi on what consideration and research has been undertaken to show that inclusion of Te Reo on signs won't compromise safety.
3. **That** Waka Kotahi be advised that Ashburton District Council recommends the use of an alternative colour and font on the signs for Te Reo.

Hooper/Ellis

Carried

14 Standing Orders 2023

That Council adopts the 2023 Standing Orders for the conduct of its meetings and those of its committees, with the following amendments:

- i) Provisions for meetings by audio-visual link – yes.
- ii) A casting vote for chairpersons – yes.
- iii) Option B (less formal) as the default for speaking and moving motions.

Ellis/Braam

Carried

15 Code of Conduct 2023

That Council adopts the Elected Members Code of Conduct 2023.

Hooper/Braam

Carried

16 Financial Reports

That Council receives the financial variance report for May 2023.

Lovett/Todd

Carried

17 Mayor's report

• LGNZ Annual General Meeting remits

The Deputy Mayor sought an indication of Council's support or otherwise for the proposed remits:

- 1) Allocation of risk and liability in the building sector.
Support
- 2) Rates rebate
Support
- 3) Roothing/Transport maintenance funding
Support
- 4) Local election accessibility
Support
- 5) Ability for co-chairs at formal meetings
Not fully supported
- 6) Parking infringement penalties
Support
- 7) Rural and regional public transport
Support
- 8) Establishing resolution service
Support
- 9) Earthquake prone buildings
Support
- 10) Kiwisaver contributions for elected members
Support
- 11) Audit NZ fees
Support

That the Mayor's report be received.

McMillan/Todd

Carried

Council adjourned from 2.30pm to 2.44pm.

Welcome to Staff

Katie Perry, People & Capability Manager introduced new staff member, Neala Bingham (Graduate Accountant).

Business transacted with the public excluded – 2.46pm

That the public be excluded from the following parts of the proceedings of this meeting, namely – 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:	
18	Council 7/06/23 <ul style="list-style-type: none">West St carpark [Now in open meeting]Solid waste services contract	Section 7(2)(h)	Commercial activities
19	Community Grants 2023/24	Section 7(2)(h)	Commercial activities
20	Library & Civic Centre PCG 13/06/23	Section 7(2)(h)	Conduct of negotiations
21	Contract WWAT0299 – wastewater renewals 2022/23	Section 7(2)(h)	Conduct of negotiations
22	District Licensing Committee appointments	Section 7(2)(a)	Protection of privacy of natural persons
23	EA Networks Shareholder Committee appointment	Section 7(2)(a)	Protection of privacy of natural persons
24	Friendship Lane development	Section 7(2)(h)	Conduct of negotiations

Todd/Hooper

Carried

Council adjourned for afternoon tea from 2.46pm to 3.02pm.

Business transacted with the public excluded now in open meeting

- Community Grants 2023/24**

1. **That** Council allocates **\$281,000** in community grants and funding 2023/24 as per the following categories:

- 1.1 Arts & Culture – Community Libraries Grant - \$15,000
- 1.2 Community Development – Agency Grant - \$73,000
- 1.3 Community Development – Community Projects Grant - \$27,000
- 1.4 Economic Development – Community Events Grant - \$20,000
- 1.5 Natural & Built Environment – Biodiversity Grant - \$70,000
- 1.6 Natural & Built Environment – Community Infrastructure Grant - \$60,000
- 1.7 Sport & Recreation – School Holiday Programme Grant - \$5,000
- 1.8 School Prize-giving - \$1,000
- 1.9 Trail Maintenance Fund - \$10,000

2. **That** Council allocates **\$20,300** for the Sport NZ Rural Travel Fund for 2022/23.

Hooper/Wilson

Carried

- Extension of contract WWAT0299 – Ashburton wastewater renewals 2022/23**

1. **That** Council approves bringing forward the wastewater renewals budget of \$1,374,789 from the 2024/25 financial year to enable the full scope of works to be completed in the 2023/24 year.

2. **That** Council accepts the tender from Utilities Infrastructure NZ Ltd for the contract WWAT0299 Ashburton Wastewater Renewals 2023-2024 and awards the contract for the amount of \$3,230,546.98.

Braam/Ellis

Carried

• **District Licensing Committee appointments**

1. **That** Council appoints Carl Purcell, Martin Ferguson and Shane Epiha to the District Licensing Committee for a period of five years.
2. **That** Council recommends to the Chief Executive that Simon Moore and Merelyn Redstone be appointed as commissioners of the District Licensing Committee for a period of five years.
3. **That** Council approves a further term of five years from 15 December 2023 for existing members Tanya Surrey and Tracy McIlraith and existing commissioners Robin Kilworth, Gregory Clapp and Simon McDonnell.

Ellis/Todd

Carried

• **Electricity Ashburton Shareholder Committee appointment**

That David Ward is reappointed to the Electricity Ashburton Shareholders Committee for a further two year term to June 2025.

Todd/Lovett

Carried

• **ACL Appointments Committee**

That Council approves the Appointment Committee for the Ashburton Contracting Limited (ACL) Director recruitment process, for the upcoming vacancy, to consist of four members: the Deputy Mayor Liz McMillan, Cr Carolyn Cameron, Council's Chief Executive Hamish Riach, and ACL Board Chairman Alister Lilley.

Braam/Todd

Carried

The meeting concluded at 4.20pm.

[Confirmed by Council on 25 July 2023]

MAYOR