

**REPORT OF THE COUNCIL MEETING HELD AT
11.40AM ON THURSDAY 17 FEBRUARY 2005 IN THE
MEMORIAL HALL SUPPER ROOM, ESPLANADE,
KAIKOURA.**

PRESENT: Mayor K Heays (Chair), Councillors B Seddon, B Woods, M McChesney, J Diver, J Macphail, S Thomas, M Pablecheque.

IN ATTENDANCE: S Grant (Chief Executive Officer), L Copping (Executive Officer).

1. CONFIRMATION OF MINUTES

Council 15/12/2004

Adelphi Deck

Councillor Diver enquired if any written complaints had been received.

The Chief Executive Officer advised a number of written complaints had been received. Some were in relation to the structure and some were complaints that Council should have consulted with the community prior to approval being granted. No written complaints had been received as to the activities on the deck and no complaints had been received regarding the inability to use the West End as a result of the deck.

The Chief Executive Officer advised he had written to all bus companies that dropped passengers off at neighbouring accommodation providers advising they could use the two bus stops strategically placed in the West End areas. It was also outlined to the bus companies that loading zones were in fact not bus stops.

All transport companies that used the previous loading zone had also been written to advising them of the new location of the loading zone.

Mayor Heays advised he had also responded to some of the written complaints advising Council intended to review the concept at the end of the trial period. Those that had verbally complained had been asked to put it in writing in order for it to be considered at the end of the trial period.

Councillor McChesney noted double parking was still occurring in the West End. The Chief Executive Officer advised double parking was a traffic offence and the Parking Warden or Police should be notified in order for action to be taken

Councillor McChesney noted local businesses used to place notices on vehicles parked on the wrong side of the road, reminding them of the correct side to park, however when speaking with staff in several West End businesses they were unaware of it and suggested they be re-distributed to businesses throughout the West End.

Moved by Councillor McChesney, seconded by Councillor Pablecheque and resolved that the minutes of the Council meeting held on 15 December 2004 be confirmed as a true and accurate record.

2. ADOPTION OF REPORTS

a. Environmental Services Committee 15/12/2004

Moved by Councillor McChesney, seconded by Councillor Pablecheque and resolved that the report of the Environmental Services Committee meeting held on 15 December 2004 be adopted.

b. Finance & Policy Committee 15/12/2004

Moved by Councillor Macphail, seconded by Councillor Pablecheque and resolved that the report of the Finance & Policy Committee meeting held on 15 December 2004 be adopted.

c. Social Services Committee 08/12/2004

Moved by Councillor McChesney, seconded by Councillor Thomas and resolved that the report of the Social Services Committee Meeting held on 08 December 2004 be adopted.

d. Works & Services Committee 15/12/2004

Moved by Councillor Pablecheque, seconded by Councillor Seddon and resolved that the report of the Works & Services Committee meeting held on 15 December 2004 be adopted.

3. MINUTES TO BE RECEIVED

Hearings & Applications Committee 23/11/2004, 30/11/2004, 07/12/2004, 07/12/2004, 14/12/2004, 21/12/2004, 11/01/2005, 18/01/2005, 25/01/2005.

Moved by Councillor Diver, seconded by Councillor Macphail and resolved that the minutes of the Hearings & Applications Committee meetings held on 23 November 2004, 30 November 2004, 07 December 2004, 07 December 2004, 14 December 2004, 21 December 2004, 11 January 2005, 18 January 2005, 25 January 2005 be received.

4. MINUTES ACTION LIST

Allocation of Boat Parks – South Bay

Councillor Diver enquired if Council received financial compensation from fishing boats parked in the Marina as he had noted they were parked there quite regularly.

The Chief Executive Officer advised unless it was a permanent mooring financial compensation was not received. He further advised he had recently written to Whale Watch requesting them not to allow fishing boats to park in their mooring and believed it had ceased as Whale Watch had assured him it would discontinue.

Councillor Macphail noted it had occurred the previous evening.

The Chief Executive Officer advised he would go back to Whale Watch regarding the matter.

Councillor Macphail asked when a report on the allocation of boat parks was likely to which the Chief Executive Officer replied he would have available in a couple of weeks.

The meeting adjourned at 12.00noon for lunch and resumed at 1.00pm.

5. KAIKOURA CIVIL DEFENCE APPOINTMENTS

Included in the agenda was a report from Council's Civil Defence Officer M Kennedy appointing individuals for the districts Local Arrangements.

The Chief Executive Officer advised Council was required to recommend the appointment of individuals to the Group Civil Defence Emergency Management Plan (Part 1) and the Local Civil Defence Emergency Management and Emergency Services Arrangements (Part 2) prior to formally advising the Civil Defence Emergency Management Group in Christchurch of the particular personnel to be included in the Civil Defence Emergency Management Plan.

Moved by Councillor Pablecheque, seconded by Councillor Woods and resolved that the following individuals be recommended for appointment to the Civil Defence Emergency Management Plan:

- ***Danny Smith*** ***-Local Controller***
- ***Mike Morrissey*** ***-Alternate Local Controller (1)***
- ***Stuart Grant*** ***-Alternate Local Controller (2)***

Persons authorised to declare a local state of emergency:

- 1) The Deputy Mayor***
- 2) Any Council Committee Chairperson***
- 3) Any other elected representative***

Appointment of Representative to the Canterbury Civil Defence Emergency Management Group Joint Committee:

- ***Mayor Kevin Heays***
- ***Deputy Mayor Barbara Woods (Alternate Representative)***

***Appointment of Representative to the Canterbury Civil Defence
Emergency Management Group Coordinated Executive Group
(CEG)***

- ***Chief Executive Officer Stuart Grant***

6. CANTERBURY TRIENNIAL AGREEMENT

Included in the agenda was a copy of the draft agreement for release to Territorial Local Authorities for their consideration.

The Chief Executive Officer advised in terms of Section 15 of the Local Government Act 2002 all local authorities within a region must come together and agree on how they would consult with each other. He advised the agreement had been in place previously however it now needed to be formally adopted following the election of a new Council.

***Moved by Councillor Pablecheque, seconded by Councillor
McChesney and resolved that the Canterbury Local Authorities
Triennial Agreement be adopted by Council***

7. COUNCIL'S REMUNERATION STRUCTURE POST ELECTION

At the Council meeting of 15 December 2004 it was resolved that Council hold a workshop early February 2005 to further investigate and discuss Council's remuneration structure.

As a result of that workshop it was recommended that the remuneration for Councillors for the 2004-2005 year to 30 June 2005, for consideration by the Remuneration Authority, be split evenly from the pool amongst the seven Councillors.

***Moved by Councillor Seddon, seconded by Councillor Macphail
and resolved that Council recommend for Councillors for the 2004-
2005 year to 20 June 2005, for consideration by the remuneration
Authority, that the pool be split evenly amongst the seven
Councillors.***

***Abstained: Councillor Diver
Against: Councillor McChesney
Councillor Woods***

Councillor Woods noted she had voted against the above recommendation as no alternative funding options had been explored and wished this and the reason for voting against the recommendation to be noted.

8. PROPOSED SPEED LIMITS BY-LAW

Included in the agenda was a copy of the draft Kaikoura District Council Speed Limits By-Law 2005.

The objective of the by-law was to allow Councils to validate existing speed limits, define urban traffic areas and to alter speed limits throughout the district accordingly.

The Chief Executive Officer advised there were now new procedures for making by-laws in terms of the Local Government Act 2002. Prior to making a By-Law, Council must determine whether a by-law was appropriate and that it was the best mechanism to manage the particular issue under discussion. Prior to adopting the by-law Council must go through the Special Consultative Procedure to obtain feedback from the community.

Moved by Councillor McChesney, seconded by Councillor Woods and resolved that the Special Consultative Procedure be undertaken and that Council consider the adoption of the Speed Limits By-Law 2005 at the meeting of 20 April 2005.

9. MAYOR'S REPORT

Mayor Heays presented his report and welcomed Councillors back to a new council year.

A timely reminder was given to Councillors of their commitment made to Council's various workstreams. It was noted good interest had been expressed by the public in regard to public involvement with the working parties.

Moved by Councillor Pablecheque, seconded by Councillor Seddon and resolved that the Mayor's Report be received.

10. PUBLIC EXCLUDED SESSION

Moved by Councillor Pablecheque, seconded by Councillor McChesney and resolved that the public be excluded from the following parts of the proceedings of this meeting, namely

- a) Confirmation of Minutes of Council Public Excluded meeting on 15/12/2004*
- b) Receipt of Hearing & Applications Public Excluded meetings on 23/11/04, 30/11/04, 07/12/04, 14/12/04, 11/01/05, 18/01/05, 25/01/05.*
- c) Receipt of Environmental Services Public Excluded meeting on 15/12/04*
- d) Community Service Award*
- e) Request for Road Closure*
- f) CEO Remuneration*

There being no further business the meeting closed at 1.30pm.

Confirmed on day of2004

By K J Heays
(Mayor)