

**MINUTES OF THE COUNCIL MEETING HELD
FOLLOWING THE FINANCE & POLICY COMMITTEE
MEETING AT 1.00PM ON WEDNESDAY 18TH APRIL 2007
IN MEMORIAL HALL SUPPER ROOM, ESPLANADE,
KAIKOURA.**

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

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

LEAVE OF ABSENCE: Councillor B Seddon

APOLOGIES: Councillor M McChesney

*Moved by Councillor Macphail, seconded by Councillor Pablecheque
and resolved that apologies be accepted.*

1. CONFIRMATION OF MINUTES

Council 21/03/2007

*Moved by Councillor Woods, seconded by Councillor Thomas and
resolved that the minutes of the Council meeting held on 21 March
2007 be confirmed as a true and accurate record.*

2. ADOPTION OF REPORTS

a. Works & Services Committee 21/03/2007

*Moved by Councillor Pablecheque, seconded by Councillor Macphail
and resolved that the report of the Works & Services Committee
meeting held on 21 March 2007 be adopted.*

b. Environmental Services Committee 21/03/2007

*Moved by Councillor Woods, seconded by Councillor Diver and
resolved that the report of the Environmental Services Committee
meeting held on 21 March 2007 be adopted.*

c. Finance & Policy Committee 21/03/2007

*Moved by Councillor Macphail, seconded by Councillor Pablecheque
and resolved that the report of the Finance & Policy Committee
meeting held on 21 March 2007 be adopted.*

d. Social Services Committee 04/04/2007

*Moved by Mayor Heays, seconded by Councillor Pablecheque and
resolved that the report of the Social Services Committee meeting held
on 04 April 2007 be adopted.*

3. MINUTES TO BE RECEIVED

Hearings & Applications Committee 27/02/2007 & 08/03/2007
Moved by Councillor Diver, seconded by Councillor Woods and resolved that the minutes of the Hearings & Applications Committee meeting held on 27 February 2007 and 08 March 2007 be received.

4. MATTERS ARISING FROM CONFIRMED MINUTES

Esplanade Parking – White Morph

It was asked if White Morph had been notified of any decisions Council had made regarding Esplanade Parking. The Chief Executive Officer advised he had not advised the White Morph of any decisions as nothing was confirmed until the budget was approved.

Attendance at meeting

It was requested that Council's Security Officer, Murray Devine, be present at the next Works & Services Committee meeting.

5. PUBLIC FORUM

1. R Pengelly re Sulo Bins

Mr Pengelly advised he was against the installation of Sulo bins for the coastal area of Kaikoura and was also not happy that everybody that paid rates to the Council was not notified of the meetings. The community had been told the meetings were successful however Mr Pengelly disagreed and felt they were unsuccessful and noted only 4 people turned out to one of the meetings.

Mr Pengelly advised he was against the installation of Sulo bins for the following reasons:

- No thought had been given to elderly people having to take their recyclables to a bin in a hole in the ground;
- The public were told they were getting Sulo bins take it or leave it;
- Recyclables would be spoiled by someone abusing the system and placing household rubbish in the bins.
- Cost - \$11,500 per bin. 8-10 required district-wide. A new truck to carry the bins, along with a Hiab;

Mr Pengelly advised the present system of recycling had proven to be most successful over the past 18 months. He was told at the meeting that the community would save money by having Sulo bins and advised he failed to see where or how the community could save money or where the Council was coming from. Mr Pengelly suggested if Council wished to spend \$400,000 it should put it toward Tsunami warnings for the town.

There were no questions from Councillors.

2. R Samuels re Sulo Bins

Mr Samuels advised he was a permanent resident of Oaro M and was opposed to changes to the present recycling system for the following reasons.

- Environmental. The purpose of recycling was to protect the planet and Sulo bins did not do that as many vehicles driving to the drop off point would use more fuel.
- People would exploit the opportunity to get rid of rubbish. A previous depot in Oaro had turned into a stinking depot because of this.
- Bulk handling of goods would damage goods making them less recyclable.
- Cost. Under the present system, recyclables already sorted with anything deemed not recyclable left at the gate for the resident. The ongoing costs will be higher due to hand sorting and for disposal of litter illegally dumped at the site.

Mr Samuals believed one thing to certainly increase would be the landfill and from a social point, it would be one less service that rural residents would see from the Council thus creating a feeling of being alienated and less associated with Council.

Mayor Heays thanked R Pengelly and R Samuels and advised Council's draft budget would be available early May and encouraged them to lodge a submission to it.

5. MANGAMAUNU TOILET FACILITY

A deputation was presented by K Boyd. K Boyd advised she did not find out about the installation of a toilet facility at Mangamaunu until 30th March 2007 which meant there had been over one year for Council to contact her. K Boyd advised she and her husband were small dairy farmers and were selling the land in question to purchase 70 acres of land that they currently leased however if the sale of the land at Mangamaunu fell through they would lose the opportunity to purchase the land they wanted.

K Boyd read an "assumption of responsibility" which noted it would be a considerable loss to K&G Boyd if they had to notify all parties that had put in tenders. K Boyd expressed anger that Council had not consulted with her when she was the principal stakeholder.

Mayor Heays advised he understood Council had identified a preferred site that had been identified by a working party of which K & G Boyd were not a part of and once the site was identified Council had agreed to place a toilet on it.

Councillor Woods asked were Mr & Mrs Boyd not considered an affected party. Councillor Diver advised the working party was set up consisting of two Councillors, Council Officers and groups of the community, to find a site. They had been working together for 18 months and had now found a preferred site which they believed was suitable and would now be consulting with Mr & Mrs Boyd.

K & G Boyd left the meeting.

Councillor Macphail provided an update, as a member of the working party, of events that had taken place over the past week. He advised K Boyd had contacted Council advising she had not been consulted with regarding the placement of a toilet at "Site A" at Mangamaunu. K Boyd had since been invited to meet with the working party on site however she had refused and the working party had met at Council offices to discuss the matter further.

It was discovered K Boyd had been contacted by a staff member in November 2006 regarding the placement of a toilet in the Mangamaunu area however K Boyd had been very negative and made it clear she did not want to be part of the process.

Councillor Macphail advised the working party had spent 18 months progressing the placement of a toilet in the Mangamaunu area and the area identified as the best site by the working party would be screened and scarcely visible as it was down a bank. The consensus from the meeting with the working party meeting earlier in the week had been to continue with the location of the toilet on Site A.

Councillor Macphail advised it was felt that everything had been done to mitigate any nuisance to neighbours however the fact that K Boyd had not wished to be involved was not helpful.

The Chief Executive Officer advised K Boyd refused to meet with the working party or any staff on site and had advised she did not want a toilet situated opposite the piece of land she was trying to sell. This behaviour had made it rather difficult to deal with the pros and cons and move to a solution.

The Chief Executive Officer advised the process to date had been no different from the process undertaken by Council for the toilet recently located at the intersection of Beach Road/Mill Road where two sites had been identified and then put to the neighbours.

The Chief Executive Officer advised Council's Long Term Council Community Plan set out that Council would look for a coastal toilet site and specifically talks about the Mangamaunu area. The Long Term Council Community Plan had been publicly out there for some time. In terms of it's minutes, Council had approved a toilet at it's March 2007 meeting and having done so now needed to address the specific issues to the site such as disability access, and resource consent issues although it was noted the proposed toilet had no discharge issues. The process from now would be to look at what was needed to make it a reality.

Mayor Heays asked where to from here. The Chief Executive Officer advised Council had already decided to place a toilet at Site A at Mangamaunu. Having now heard the deputation, Council could either review that particular decision or it could take on board that the working party had re-met and wished to continue with that particular site.

Councillor Woods advised she believed the issue for the Boyd's was to do with the original notification for tender of the land that they were selling and that to their knowledge at that time there were no proposed developments.

Councillor Diver asked if Council had found out if there was a need for a resource consent and if so it would need to be notified. Councillor Woods noted the reason Council chose the type of toilet it had was because there was no discharge. The Chief Executive Officer advised there may well be other consent requirements and staff had been charged with investigating that and would come back to Council with a report. The Chief Executive Officer confirmed staff would report back on:

- a) the type of facility Council wishes to put in
- b) what consents, if any, would be required.

Councillor Thomas advised he would like to see the matter move forward and part of that process could be to send Mrs Boyd a timeline of where Council had got to so far and where to from here, for clarification purposes.

Councillor Woods advised she did not like to see the sun go down on unresolved difficulties and felt that further discussion could aid the whole project with everyone coming out of it being far better informed, with appreciation of the advantages.

6. *PETITION ON USE OF MOTORCYCLES ON SOUTH BAY FORESHORE RESERVE*

A petition, signed by residents of South Bay, was included in the agenda and presented by P Vincent and J Hayward on behalf of residents of South Bay. P Vincent advised riders had a total disregard to others. The reserve area often had children playing on it with people generally enjoying it however they were frequently forced to scuttle out of the way because of young hoons on motorcycles. The grass was constantly being cut up, the dust was unbelievable, the noise was appalling and residents felt like they were waiting for an accident to happen. There was often more than one child hanging on the back of quad bikes, usually without helmets.

P Vincent advised housebound residents living by the racecourse were beside themselves as all weekend they had to listen to the buzz from motorbikes. Residents feared they were not locals but holiday house owners bringing their toys with them, generally for long weekends however of late it had been every weekend. A map was provided by J Hayward which highlighted the main problem area.

A suggestion was put to council that a 10km speed limit be placed on the area and that the planted area at the end of Moa Road be filled in so as not to allow vehicles to get through, and that all vehicles be banned from using walking tracks.

Councillor Macphail sympathized and advised if he was living in the area he would be upset too and suggested perhaps those that had signed the petition could keep an eye on the area and pass names to Council.

The Chief Executive Officer advised any sort of beach around coastal areas was an ongoing issue around Canterbury and had been for a long time, in particular quad bikes wrecking sand dunes. He advised while various agencies were responsible for the area such as Police, Environment Canterbury, Department of Conservation and Council Police certainly had the mandate to monitor and control it. If it was happening on Council reserve land it would be covered by Councils bylaws, and in some parts it was a Department of Conservation issue or Regional Council issue.

The Chief Executive Officer advised at the end of the day a strategy needed to be formed that all agencies could work with. Signage banning motorbikes could be displayed on the walking track and possibly down by the boat parking area to reduce the problem however for the balance of the area, primarily down the other end near the race course Council would need to work with the other players such as Department of Conservation, Environment Canterbury and Police. The Chief Executive Officer advised it was an issue where there was no one party responsible.

Mayor Heays thanked P Vincent and J Hayward for presenting the petition and advised Council would work in the direction outlined by the Chief Executive Officer in light of the petition.

7. SUBMISSION ON DRAFT NEW ZEALAND ENERGY STRATEGY

Included in the agenda was a draft copy of the submission lodged with the Ministry of Economic Development. R Vaughan advised if Council was not happy with it it could be withdrawn.

Moved by Mayor Heays, seconded by Councillor Macphail and resolved that Council endorse the submission on the Ministry for Economic Development draft Energy Strategy.

8. REQUEST FOR ROAD NAMING – R ARTHUR

A request was received from Austin Developments Ltd for the naming of a cul-de-sac off Austin Street. It was requested that in order to keep the cul-de-sac name consistent with the surrounding streets and for ease of location that it be named Austin Close.

Councillor Thomas asked did Council not set up a committee previously to deal with the naming of roads. The Chief Executive Officer advised a committee had previously been set up to look at stage 1 of Ocean Ridge development.

Moved by Councillor Macphail, seconded by Councillor Pablecheque and resolved that the cul-de-sac off Austin Street be called Austin Close.

The motion was put and carried

*In Favour: Mayor K Heays, Councillors M Pablecheque, J Macphail.
Abstained: Councillors S Thomas, J Diver, B Woods.*

Discussion

Councillor Diver felt there should not be two streets with the name “Austin” so close together.

Councillor Thomas asked if the list of road names adopted by Council had been adopted purely for the Ocean Ridge subdivision. The Chief Executive Officer advised the list was not purely for Ocean Ridge however in the case of Austin Close, the applicant was eager to keep the road name in line with road names in the area. Councillor Thomas concurred with Councillor Diver that it seemed odd to have two “Austins” so close to each other.

Councillor Diver requested a subcommittee be formed at the next Council meeting and that this item be placed on the agenda.

9. RENAMING EASTERN PORTION OF TOPLINE ROAD TO KANUKA LANE

The area of legal road being sought to be named was shown on a map included in the agenda which showed the right of way servicing the subdivision located on the east side of Kincaid Road, along Topline Road where the eastern most portion had been formed over the existing Topline Road, causing a problem for the rapid numbering system as Topline Road was not formed over its entire length and current numbering over the formed portion of Topline Road made it difficult to allocate numbering for this portion of Topline Road.

Moved by Councillor Diver, seconded by Councillor Woods and resolved that the section of Topline Road, east of Kincaid Road, be renamed Kanuka Lane.

10. CHANGE OF CHAIRMANSHIP

In light of Councillor Thomas’s recent change of circumstances, and to better enable the Tourism & Development Committee to function, included in the agenda was a report from the Chief Executive Officer suggesting the Chairmanship of the Tourism & Development Committee be changed with the Chairmanship of the Finance & Policy Committee.

Moved by Councillor Woods, seconded by Councillor Pablecheque and resolved that the appointments of Councillor Thomas, as Chairman of the Tourism & Development Committee, and Councillor Macphail, as Chairman of the Finance & Policy Committee, be rescinded and Council appoint Councillor Macphail as Chairman of the Tourism & Development Committee and Councillor Thomas as Chairman of the Finance & Policy Committee.

11. COMMITTEE UPDATES

Hearings & Applications

Councillor Diver advised the Hearings & Applications Committee had been very busy and that there were a lot of notified consents coming up in the next four week period.

Tourism & Development

Councillor Macphail advised the Tourism & Development Committee had expressed concern about the potholes on the Esplanade, rubbish in Avoca Street and fishing rubbish being left around the wharves.

12. MAYOR'S REPORT

Sister Cities

Mayor Heays advised correspondence had been received from the American Embassy regarding a Sister City relationship with Lahaina, Maui. Mayor Heays advised he had invited local interested parties to present their thoughts to the Tourism & Development Committee.

Councillor Woods asked for an overview and the advantages of sister city relationships. The Chief Executive Officer advised the advantages depended on the city that was linked with. There could be really positive cultural advantages, positive economic advantages and the opportunity of providing educational and sporting advantages to youth in the district, however it all depended on the willingness of the two communities to get stuck in and make it work.

The Chief Executive Officer advised the concept of sister cities was excellent and there could be some very positive spin offs however it was important to be careful with whom you linked up with and that the sister city was readily accessible.

Mayor Heays noted a sister city relationship could be driven by other people or groups besides Council so long as it was ratified by Council. It was noted M Mansbridge would be attending the next Tourism & Development meeting to speak to the committee on Sister City relationship.

Chief Executive Officer Contract

Included in the Mayor's Report was a recommendation from the Mayor for the Chief Executive Officer's contract to be extended two years. Mayor Heays advised the Chief Executive Officer Sub-Committee had met and given due consideration to the current position description of the Chief Executive Officer.

Moved by Councillor Pablecheque, seconded by Councillor Macphail and resolved that Council offer the Chief Executive Officer, S Grant, a two year extension to the current contract due to expire October 2007.

The motion was put and carried.

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

*Moved by Councillor Pablecheque, seconded by Councillor Thomas
and resolved that Council move into Public Excluded.*

There being no further business the meeting closed at 3.10pm.