

# **MINUTES OF THE COUNCIL MEETING HELD AT 9AM ON WEDNESDAY 16 SEPTEMBER 2009 IN MEMORIAL HALL SUPPER ROOM, ESPLANADE, KAIKOURA.**

**PRESENT:** Mayor K Heays (Chair), Councillors J Diver, J Macphail, D Holmes, M McChesney, N Pablecheque, B Woods, J Ransley.

**IN ATTENDANCE:** S Grant (Chief Executive Officer), S Syme (Executive Officer).

## **1. MATTERS OF IMPORTANCE TO BE RAISED AS URGENT BUSINESS**

- 1) Inter Council Sport Tournament (Mayor Heays)
- 2) Letters to other Councils (Councillor Woods)

## **2. OPEN FORUM**

### **Julie Syme – Lions**

J Syme Lions District Governor was in attendance. On behalf of the world president she asked if there was anything the Lions could help the Kaikoura District Council with. She advised the Lions Clubs in the district were grateful for the support of Council and acknowledged the partnership was fantastic.

J Syme presented a banner which she advised put Kaikoura on the map. There were 1.3 million Lions members in two hundred clubs worldwide. Mayor Heays acknowledged Lions played a very important roll in the community.

### **Murray Davidson – Water Tank Mural**

M Davidson advised he could not understand why some people felt the mural needed to be changed. He believed it was a very innovative gesture regarding declining local species. He felt a legend, printed in vandal proof form, was required to provide information about what was happening with the Basking Shark and why it was under threat. He implored Council not to remove the mural.

*Councillor Diver entered the meeting at 9.06am*

*The meeting adjourned at 9.08am and resumed at 10.25am*

## **3. CONFIRMATION OF MINUTES**

**Council 19/8/2009**

*Moved by Councillor McChesney, seconded by Councillor Woods and resolved that the minutes of the Council meeting held on 19 August 2009 be confirmed as a true and accurate record subject to the following changes;*

*Hutton Shearwater Fundraiser on page 53 of the agenda be changed as follows;*

**Eagles Tribute Show**

Councillor McChesney advised the Eagles Tribute show would be playing at the Mayfair Theatre on the 3rd of September.

**Extraordinary Council 26/8/2009**

*Moved by Councillor Woods, seconded by Councillor Ransley and resolved that the minutes of the Council meeting held on 26 August 2009 be confirmed as a true and accurate record.*

**4. ADOPTION OF REPORTS**

**Works and Services Committee 19/8/2009**

*Moved by Councillor Holmes, seconded by Councillor Pablecheque and resolved that the report of the Works and Services meeting held on 19 August 2009 be adopted.*

**Environmental Services Committee 19/8/2009**

*Moved by Councillor Ransley, seconded by Councillor McChesney and resolved that the report of the Environmental Services meeting held on 19 August 2009 be adopted.*

**Finance & Policy Committee 19/8/2009**

*Moved by Councillor Pablecheque, seconded by Councillor Macphail and resolved that the report of the Finance and Policy Committee meeting held on 19 August 2009 be adopted.*

**Tourism & Development Committee 12/8/2009**

*Moved by Councillor Macphail, seconded by Councillor Pablecheque and resolved that the report of the Tourism and Development meeting held on 12 August 2009 be adopted.*

**5. MATTERS ARISING FROM CONFIRMED MINUTES**

**Economic Forums**

Mayor Heays advised the second forum held on the 14<sup>th</sup> of September, with guest speaker Tony Alexander was particularly well attended. He advised the first forum held on 7 September had not been as well attended. He further advised the third forum would be held on 21 September and would feature the Chief Executive Officer of the Christchurch Chamber of Commerce.

**‘Catch the Day’ Domestic Marketing Campaign**

Councillor Macphail advised the Motelier Association associates had raised concerns regarding the online booking system the campaign proposed to use.

**6. RECOMMENDATIONS FOR MINOR CHANGES TO THE KAIKOURA DISTRICT SIGNS BYLAW**

Included in the agenda was a report on recommended changes to the signs bylaw. The Planning Officer advised the recommended changes would provide greater clarity and give certainty to applicants and to Council officers processing consents.

***Moved by Councillor Woods, seconded by Councillor McChesney and resolved that Council under section 86 and 156 of the Local Government Act 2002 undertake special consultation to amend the Kaikoura Sign Bylaw 2009 as per the recommendations below;***

***1. Section 20.d (1)(b) to be amended by removing '200mm x 0.5m' and substituting with '225mm by 1.2m'.***

***2. Section 22.B(A)(1) be amended by removing the word 'a' and substituting with the word 'one'.***

***3. Section 22.B (B)(1) be amended by adding the following;  
d. If located on a boundary fence, the area of the sign must be entirely within the area of the fence.***

#### **7. PYNES BUILDING WEST END**

The Chief Executive Officer advised Council would officially own the building as of 17 September. He advised the Trash Fashion Museum wished to remain in the building. He further advised there was also the potential for food and craft markets and Bayleys Real Estate had someone who wished to lease the entire building. Council needed to decide in which direction it wished to proceed.

The Chief Executive Officer advised he had discussed the site with the Kaikoura Historical Society who wished to try to work in conjunction with the library but would be interested in the site and could see themselves working in with the Trash Fashion Museum. The Chief Executive Officer had met with the organizers of the Trash Fashion Museum who had advised they had received \$3500 through donations last year and were looking at charging an entry fee. It was noted the Trash Fashion Museum did not require the whole building and if they remained in the building they would make it look more attractive. Councillor McChesney believed the Trash Fashion Museum was a potential icon for Kaikoura.

The Chief Executive Officer advised Kaikoura Information and Tourism Incorporated had been approached with regard to them using the building over the summer while alterations were made to their existing building; however it was understood alterations may not begin until April. Councillor Macphail advised he was unsure if the KITI committee had decided to go ahead earlier and advised the initial plan had been to start in April next year. It was noted Council had also been approached by the Community Gym regarding the use of this building.

The Chief Executive Officer advised if Council wished to achieve a 6% return on investment a return in excess of \$50,000 per year was required. Currently the building was funded by way of loan. The funds from the sale of the first stage of 20 Beach Road could be used to pay back half of the loan initially. The Chief Executive Officer advised the aim should be to get some life back into the building for summer and advised Council could still make further decisions down the track. Mayor Heays advised

Council had to remember this was a community project heading down the line of adding activity to the West End and suggested expressions of interest could be called for and felt the building needed to be self funding to some degree.

Councillor Diver advised he wished to see a financial report, he advised Bayleys may have someone who wished to lease the building for a reasonable figure and would like to see all the figures on paper. Councillor Pablecheque advised he would like to see the Museum on the bottom floor, offices for lease on a second floor and apartments for lease above offices. He wished to see how much it would cost and how much the lease would be and felt Council could have a new building for next winter and the project could be profitable. Councillor Pablecheque felt owners of other buildings could be approached about the whole area looking the same.

The Chief Executive Officer advised there was a full range of options for the building ranging from limited income to potential of a reasonable return and a whole range in between. He asked should Council be focusing more on commercial return or focus on best utilization of the site and advised there may be some trade offs if trying to do both. Councillor Ransley was in favour of the museum remaining with other small business located in the building as well. Councillor Pablecheque believed Council should be trying to achieve self funding.

***Moved by Councillor Pablecheque, seconded by Councillor Diver and resolved that in the interim it is recommended that Council work with interested parties to ensure the building is occupied and used over the foreseeable future.***

Councillor Woods recommended the Chief Executive Officer investigate the Trash Fashion Museum continue along with other related activities to increase occupancy of the whole site as quickly as possible. It was felt a workshop should be held before the October Council meeting as there was some urgency if Council wished to have other business on the site.

## **8. KAIKOURA INTEGRATED FAMILY HEALTH CENTRE**

The Chief Executive Officer advised a letter had been received from the Canterbury District Health Board regarding Council working with the Board to investigate the feasibility of an Integrated Family Health Centre in Kaikoura. He advised the Board had looked at redeveloping the existing site however there was not sufficient room on the existing site to undertake a new green fields option and provide current services.

The Chief Executive Officer advised the Board wished to work with Council in order to come up with an appropriate location which could include aged care facilities in an area with low environmental risk. He advised from the Canterbury District Health Boards perspective they had a small window of opportunity to make a decision and begin the project. If no decision was made or work commenced in the next twelve months then funds could be swallowed up by large projects in Christchurch. The

proposed building size for the new complex was 1700-1800m2 but additional area was needed for carparks and other areas, a total land area of approximately 4000m2 was required. It was noted because the current hospital grounds were crown owned they would be offered back to Ngai Tahu.

The Chief Executive Officer advised Board members had visited the Scarborough Street site and they had felt the site was very appropriate. The Board was potentially looking at the Fire Service and St John being located on the same site as the hospital. The Chief Executive Officer advised Council staff had identified approximately 12 potential sites around the district. Some potential sites were Ludstone Road, Churchill Park and Beach Road.

*Moved by Councillor Woods, seconded by Councillor Pablecheque and resolved that Council work constructively with the Canterbury District Health Board to progress the establishment of new integrated family health centre facilities in Kaikoura.*

## **9. COMMITTEE UPDATES**

### **Community Recognition Awards**

Councillor Woods wished to acknowledge the wonderful job the Youth Council had done at the Community Awards.

### **‘Catch the Day’ Domestic Marketing Campaign**

Councillor Macphail advised the campaign would be launched on the 1<sup>st</sup> of November 2009.

### **Kaikoura Arts Council**

Councillor Ransley advised the Arts Council had allocated grants and one application had been declined. Councillor Woods advised the Mayfair Theatre had received a grant to promote performing arts.

## **10. MAYOR’S REPORT**

### **Nelson Marlborough Institute of Technology**

Mayor Heays advised Colin King had been in contact with NMIT because he was keen to see a trade training organization set up in the Kaikoura District and had charged NMIT with getting involved with Kaikoura. NMIT have promised they would get involved quite quickly perhaps with funding for a study or personnel.

### **Mako’s Rugby**

Mayor Heays advised it appeared Kaikoura had been ignored for the last three or four years by Mako’s rugby promotions and felt if they wished to survive the next NPC year they would need Kaikoura’s support.

## **11. NATURAL BURIALS**

Councillor McChesney advised an article from the Listener had been brought to the attention of the Social Services Committee whom decided to request Council to investigate the concept. She advised this was an

eco friendly way of burying and buried persons could be located by way of GPS.

Characteristics which distinguished natural cemeteries from a traditional cemetery were; embalming was kept to a minimum, coffins were designed to quickly compost and they were buried at one meter deep.

The Planning Officer advised if Council did not wish to proceed with the whole concept they could still mandate that burials were done this way. She advised the Local Government Act allowed for Council's to introduce a bylaw regarding how cemeteries were operated. It was suggested an area in the existing cemetery could be provided for natural burials which offered people another option. No resource consent would be required if a site within the existing cemetery was used.

***Moved by Councillor McChesney, seconded by Councillor Woods and resolved that a natural burial site be investigated within the existing cemetery.***

The Asset Manager believed Council should also investigate the possibility of utilizing other land which could be cheaper and would be better for the existing cemetery an example provided was church grounds, where the church may wish to donate land for this purpose. The Chief Executive Officer advised if Council was keen to get the concept up and running then the initial focus should be on the existing cemetery as other land would require resource consent. Council would be looking to acquire additional land in the foreseeable future and having the land declared as a cemetery.

***The meeting adjourned at 11.55am and resumed at 1.05pm***

## ***12. YOUTH COUNCIL***

E Parkinson and the Community Development Officer were in attendance to present this item. E Parkinson advised the Kaikoura Recognition Awards evening had gone well and those Youth Council members involved had enjoyed the evening. He advised the Youth Council would be involved with Seafest and members would be meeting with J Dreaver to discuss setting up tents.

The Youth Council had applied for the restoration of their incorporation which would allow them to access funds available but currently unable to be used. Previously the Youth Council had wished to construct a half court basketball court but were now considering a full court utilizing the southern tennis court at the Takahanga Domain.

Mayors Heays advised Council was very appreciative of the Youth Council's involvement with the Awards Ceremony.

## ***13. URGENT BUSINESS***

**1) Council Complaint Letters**

**(Councillor Woods)**

Councillor Woods advised she had received information regarding actual complaint letters received by other Councils and she believed Kaikoura District Council handled well the complaint areas mentioned. Some examples of complaints received were given.

**2) Inter Council Sports Tournament (Mayor Heays)**

Mayor Heays advised Council staff were organizing an Inter Council Sports Tournament which would be held on the weekend of the 21<sup>st</sup> of November. Councillors and partners were invited to participate.

***14. REGIONAL LAND TRANSPORT STRATEGY***

J Ryan the Principal Regional Transport Planner from Environment Canterbury and J Kane the chairperson of the Regional Transport Committee were in attendance to present this item.

J Ryan advised it was a statutory function of Regional Council to produce a 30 year horizon land transport strategy every 6 years. The role of the Regional Land Transport Strategy was to provide guidance on Land Transport outcomes sought by the region. The aim was to have the strategy review completed by mid 2011 ready for the next round of Long Term Council Community Plans.

Currently issue identification was being undertaken and the committee wished to know what were key local issues that should be considered as the discussion document was developed. Mayor Heays advised issues for the Kaikoura District were safety on State Highway 1 and ownership of the Inland Road. Route Security was also identified. J Kane advised this was an opportunity to think about passing bays and how people move around the community. The strategy committee wished to pick up the community perspective through community groups. The District Planner advised there was a marine transport issue that needed to be raised and flagged as this was largely ignored by the Coastal Management Plan and was of major importance to our community.

J Kane advised Council needed to make a submission on the 2020 Safer Journeys document, the closing date for submissions on this document was 2 October 2009. J Ryan would meet with a working group to work through local issues for example trucks and route security.

***15. CANTERBURY WATER MANAGEMENT STRATEGY***

H Canard a member of the steering committee was in attendance to present this item. He advised he wished to receive feedback from Council to take back to the steering group. He advised the final strategy document would be published in late October. The strategy would provide potentially something for everyone including protected water quality, improved opportunities for recreation, potentially \$700million per annum extra agricultural production and new employment opportunities.

H Canard advised the amount of money spent on legal fees in regard to water disputes could have funded \$250 million worth of water projects

and the strategy was about trying to achieve a balance. It was noted currently water in the Selwyn River was over allocated. H Canard advised the fundamental principles of the strategy would act like a treaty.

H Canard advised important parts of the strategy for Kaikoura to review were the boundaries and targets. He advised the targets were an ideal and if they were totally unrealistic and going to cost large amounts of money then Council needed to contact Environment Canterbury. He advised a budget of \$5 million per year for the next five years had been discussed. It was noted water was renewable but rivers were not and without new water the demand could not be met.

#### ***16. PENINSULA WATER TANK MURAL***

The Chief Executive Officer presented the report and advised he had tried to address all the points raised in the letter signed by a number of business people. He advised on balance no adverse effects had been demonstrated. He further advised the artist, J More, had been contacted and he could remove the Basking Shark from the mural for approximately \$700 plus the cost of accommodation.

Mayor Heays advised a workshop regarding the mural had been held two weeks prior. Councillor Woods advised she supported the recommendation in the report and advised if the vote was tied she would like see public opinion taken into consideration.

Councillor Macphail advised he had supported the introduction of the Basking Shark because he had felt it was an opportunity to do something with the water tower and endangered species was another attraction. He advised Council did not include the Basking Shark to be controversial however it had turned into a controversy. He advised the reasons for people being anti the Shark were relevant in their minds and believed they had justification to be concerned and advised he was against the recommendation.

Councillor Ransley advised he had felt the mural was good right from the start. He advised he had attended a meeting with Councillor Pablecheque and D Buurman and he had not been convinced otherwise and supported the recommendation. Councillor Diver felt the status quo should be retained.

Councillor Pablecheque advised he was disappointed it had come to this as Council had good intentions from the start and advised he would be voting against the recommendation. Councillor McChesney advised she had fluctuated from one side to the other and thought the mural was a good idea. She advised she had talked to people in the community and a lot of people felt it was a great idea to support the environment and endangered species and a sign should be erected.

Councillor Holmes advised he had viewed the mural for the first the previous evening. He advised the mural was paint on a tank and would support the recommendation. Mayor Heays advised he had also asked

around the community and he had yet to find anyone who was against the mural. He advised he could see it as the beginning of something very unique in Kaikoura, he believed it could be valuable and could also be valuable to tourism organisations and would support the recommendation.

***Moved by Councillor Woods, seconded by Councillor Ransley and resolved that Council decline the request to remove the Basking Shark and that it reconsider such a request if a substantial adverse economic impact was demonstrated and proven to be effecting local Kaikoura businesses.***

**Discussion:**

Councillor Woods advised she was unsure of the adverse economic impact clause and why it was in the recommendation. Councillor McChesney asked how economic impact could be proved with the current recession. The Chief Executive Officer advised the letter received from concerned business operators had suggested the Basking Shark featured on the mural was going to have a huge impact on business. He advised if businesses were able to back up with facts and figures that the Basking Shark featured on the mural was impacting business then Council may wish to review their decision.

***Against: Councillor Macphail***

**17. COUNCIL PUBLIC EXCLUDED**

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

- a. Confirmation of Minutes 19/8/2009***
- b. Confirmation of Extraordinary Minutes 26/8/2009***
- c. Canterbury Mayors Meeting***
- d. Public Trust Office.***

***There being no further business the meeting closed at 3.57pm.***