

MINUTES OF THE MEETING OF THE GREY DISTRICT COUNCIL
held in the Council Chambers, Grey District Council,
105 Tainui Street, Greymouth
on Monday 10 August 2020 commencing at 6.06pm

PRESENT: Her Worship the Mayor Tania Gibson (Chair)
Councillors Allan Gibson (Deputy Mayor) Anton Becker, Rosemary Green, Peter Haddock, Murray Hay, Rex MacDonald, Patrick McBride, Tim Mora, Kaiwhakahaere Francois Tumahai

IN ATTENDANCE: Paul Morris (Chief Executive), Debbie Wilson (Committee Secretary), Kathryn Ruddle (Corporate Services Manager), Mel Sutherland (Infrastructure Services Manager), Dearn Thompson (Community Development Manager), and press

APOLOGIES: Nil

COUNCIL IN OPEN

20/08/129 Late Items

Refer to page 9 of the Minutes. The two late reports are shown separate to the Agenda.

Proposed Her Worship
Seconded Cr Becker

"that in accordance with Section 46A(7) of the Local Government Official Information and Meetings Act read with Standing Orders 9.1 the following be considered as late items:

1. W/5: Memorandum of Understanding for Three Waters Stimulus Package – signing thereof, and
2. C/3: Approval to create an Award for "Civic Recognition for Service to the Community during COVID-19."

Motion Carried

20/08/130 Confirmation of Ordinary Council Meeting Minutes

Refer pages 7-17 of Agenda.

Proposed Cr Haddock
Seconded Cr Green

"that the minutes of the ordinary meeting of Council held on 13 July 2020 be confirmed as true and correct."

Motion Carried

20/08/131 Receipt of Minutes of the Tenders Subcommittee meeting held under delegated authority for information of Council

Refer pages 17-19 of Agenda.

Proposed Cr Gibson
Seconded Cr Becker

“that the minutes of the Tenders subcommittee (open) meeting dated 12 March 2020 (T/1: Footpath, Kerb and Channel - Contract No. 2019-20-15) be received.”

Motion Carried

20/08/132 Receipt of Minutes of the Tenders Subcommittee meeting held under delegated authority for information of Council

Refer pages 20-22 of Agenda.

Proposed Cr Haddock
Seconded Cr Becker

“that the minutes of the Tenders subcommittee (open) meeting dated 16 July 2020 be received.”

Motion Carried

20/08/133 Receipt of Minutes of the Tenders Subcommittee extraordinary meeting held under delegated authority for information of Council

Refer pages 23-25 of Agenda.

Proposed Cr Haddock
Seconded Cr Gibson

“that the minutes of the Tenders subcommittee (open) meeting dated 16 and 20 July 2020 (T/1: Runanga Sewer Renewal Stage Three - Contract No. 2019-20-25) be received.”

Motion Carried

20/08/134 Receipt of Minutes of the Sport New Zealand Travel Fund Subcommittee meeting held under delegated authority for information of Council

Refer pages 26-28 of Agenda.

Proposed Cr Mora
Seconded Cr Hay

“that the minutes of the Sport New Zealand Travel Fund Subcommittee (open) meeting dated 15 July 2020 be received.”

Motion Carried

20/08/135 Receipt of Minutes of the Creative Communities Subcommittee meeting held under delegated authority for information of Council

Refer pages 29-30 of Agenda.

Proposed Cr Hay
Seconded Cr Mora

“that the minutes of the Creative Communities Subcommittee (open) meeting dated 15 July 2020 be received.”

Motion Carried

20/08/136 Status Report of Council Decisions:

Refer page 132 of Agenda.

a. 17/10/212 – S/29: Rapahoe – Inundation from a rising sea

With solicitors for review of Lease Agreement.

b. 18/10/424 – R9/1: Acquisition of Land in Blackball as Legal Road

Final report to come to Council in September 2020.

c. 18/11/443 – P/16: Port – Transfer of responsibilities, powers and duties relating to navigation safety from West Coast Regional Council

Matter ongoing.

d. 19/02/484 – R9/1: Application for Road Closure and purchase of road reserve: Parcel ID 3701440 adjoining Section 1 SO11661 Nelson Creek

Matter ongoing.

e. 19/06/562 – S/29: Sea Inundation – Potential threat to lower Cobden

Council’s resolution has been referred to the West Coast Regional Council with a request that the committee meet as soon as possible.

e. 20/05/089 – E/1: Iwi Participation

Matter ongoing.

Agenda Items

20/08/137 C/3: Mayor's Report – July 2020

Refer pages 34-35 of Agenda.

Proposed Her Worship
Seconded Cr Mora

"that the Mayor's activity report for July 2020 be received and its contents noted."

Motion Carried

20/08/138 F/7: Funding of Information Management and Communication Platforms Project

Refer page 36-38 of Agenda.

Proposed Cr Becker
Seconded Cr Mora

"that -

1. The report be received.
2. Council approve a carry forward of the 2019/2020 Electronic Content Management System (ECMS) project budget of \$90,000 to be spent in the 2020/2021 financial year.
3. Council approves \$40,000 to be spent from the Corporate Equipment and Furniture budget Reserve."

Motion Carried

20/08/139 Miscellaneous Items

Refer page 39 of Agenda.

Proposed Cr Gibson
Seconded Cr Becker

"that the following documents be ratified:

1. Deed of Lease between Grey District Council and John S Brown for land described as part Lot 14 DP 404994 Packers Quay known as Fishermens Sheds.
2. Deed of Lease between Grey District Council and Davy Developments Ltd for land described as part Lot 14 DP 404994 Packers Quay known as Fishermens Sheds.
3. Deed of Lease between Grey District Council and Grant Eden for land described as part Lot 14 DP 404994 Packers Quay known as Fishermens Sheds.

4. Deed of Lease between Grey District Council and Philip Clark for land described as part Lot 11 DP846 Preston Road known as private microlight shed/storage.
5. Memorandum of Agreement of Lease Rental/Review between Grey District Council and WG Fryer/HP Churchwood for land described as Lot 14 DP 148 3 Sutherland Street, Dunollie."

Motion Carried

DEPARTMENTAL REPORTS

20/08/140 Corporate Services

Refer pages 41-43 of Departmental Report.

Proposed Cr Haddock
Seconded Cr Green

"that the report be received and noted."

Motion Carried

20/08/141 Community Development

Refer pages 44-52 of Departmental Report.

Proposed Cr McBride
Seconded Cr MacDonald

"that the report be received and noted."

Motion carried

20/08/142 Infrastructure Services

Refer pages 53-55 of Departmental Report.

Proposed Cr Green
Seconded Cr Hay

"that the report be received and noted."

Motion Carried

20/08/143 Environmental Services

Refer pages 56-60 of Department Report.

Proposed Cr Mora
Seconded Cr Haddock

"that the report be received and noted."

Motion Carried

FINANCE REPORT

20/08/144 Finance Report

Refer pages 62-80 of Report.

There were some minor errors in the report with the Capital Expenditure which the CE reported did not affect the final figures.

Proposed Cr Gibson
Seconded Cr Mora

“that

1. The Finance Report as at 30 June 2020 be received and noted.
2. The variances in the Report have been noted and understood.”

Motion Carried

LATE AGENDA ITEMS

20/08/145 W/5: Memorandum of Understanding for Three Waters Stimulus Package – Signing Thereof

Refer separate Report to Agenda.

Proposed Cr Gibson
Seconded Cr Becker

“that Council –

1. Receive the report.
2. Note that in July 2020, the Government announced an initial funding package of \$761 million to provide a post COVID-19 stimulus to maintain and improve water networks infrastructure, and to support a three-year programme of reform of local government water services delivery arrangements.
3. Note that initial funding will be made available to those councils that agree to participate in the initial stage of the reform programme, through a Memorandum of Understanding (MoU), Funding Agreement and approved Delivery Plan.
4. Note that this initial funding will be provided in two parts: a direct allocation to individual territorial authorities and a regional allocation. The participating individual authorities in each region will need to agree an approach to distributing the regional allocation.
5. Note that the Steering Committee has recommended a preferred approach to the allocation of regional funding, being the same formula as was used to determine the direct allocations to territorial authorities.

6. Agree to sign the MoU detailed in Appendix A and Funding Agreement in Appendix B to the Agenda report.
7. Agree to nominate the Chief Executive of the Council as the primary point of communication for the purposes of the MoU and reform programme – as referred to on page 6 of the MoU.
8. Agree to delegate decisions about the allocation of regional funding to the Chief Executive of the Council, with the understanding that the minimum level of funding to the Council be based upon the formula used to calculate the direct council allocations, and noting that participation by two-thirds of territorial authorities within the West Coast Region is required to access the regional allocation.
9. Note that the MoU and Funding Agreement cannot be amended or modified by either party and doing so would void these documents.
10. Note that participation in this initial stage is to be undertaken in good faith, but this is a non-binding approach, and the Council can opt out of the reform process at the end of the term of the agreement (as provided for on page 5 of the MoU).
11. Note that the Grey District Council has been allocated \$1.92 million of funding, which will be received as a grant as soon as practicable once the signed MoU and Funding Agreement are returned to the Department of Internal Affairs, and a Delivery Plan has been supplied and approved (as described on page 5 of the MoU).
12. Note that the Delivery Plan must show that the funding is to be applied to operating and/or capital expenditure relating to three waters infrastructure and service delivery, and which:
 - a. Supports economic recovery through job creation; and
 - b. Maintains, increases, and/or accelerates investment in core water infrastructure renewal and maintenance.”

Motion Carried

20/08/146 C/3: Civic Recognition for service to the Community during COVID-19

Refer separate Report to Agenda.

Proposed Her Worship
Seconded Cr Gibson

“that

1. The report be received.
2. A ceremony be held to acknowledge those people whose voluntary assistance in the community during COVID-19 Alert Level 4 is deemed worthy of recognition.

3. An award for Civic Recognition for Service to the Community during COVID-19 be approved and awarded to those worthy of recognition.”

Motion Carried

20/08/147 Council In-Committee

Proposed Her Worship
Seconded Cr Mora

“that Council resolves to exclude the public on the grounds contained in Section 48(1) of the Local Government Official Information and Meetings Act 1987:

Item No.	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
1.	In Committee Ordinary Minutes dated 13 July 2020	Good reason to withhold exists under Section 7	Section 48(1)a
2.	Tenders subcommittee minutes dated 12 March 2020	Good reason to withhold exists under Section 7	Section 48(1)a
3.	Tenders subcommittee minutes dated 16 July 2020	Good reason to withhold exists under Section 7	Section 48(1)a
4.	Tenders subcommittee minutes dated 16 and 20 July 2020	Good reason to withhold exists under Section 7	Section 48(1)a

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public are as follows:

Item No.		
1-4.	Minutes of meeting only	7(2)(b)(ii),7(2)(h)

Motion Carried

COUNCIL RESUMES IN-OPEN MEETING

The meeting concluded at 6:43pm

Confirmed

_____ / _____ / _____

T Gibson
Chairperson

Date

[A] Late Agenda Item:

That in terms of Clause 9.1 of Standing Orders, read with S. 46A(7) of the Local Government Official Information and Meetings Act, 1987, an item can be considered as a late item of business:

9.1 Items of business not on the agenda which cannot be delayed

A meeting may deal with an item of business that is not on the agenda where the meeting resolves to deal with that item and the Chairperson provides the following information during the public part of the meeting:

- (a) the reason the item is not on the agenda; and*
- (b) the reason why the discussion of the item cannot be delayed until a subsequent meeting.*

s. 46A (7), LGOIMA

Items not on the agenda may be brought before the meeting through a report from either the chief executive or the Chairperson.

Please note that nothing in this standing order removes the requirement to meet the provisions of Part 6, LGA 2002 with regard to consultation and decision-making.

The Chief Executive and Chairperson has advised their intention to introduce two late items for Council to consider being:

1. W/5: Memorandum of Understanding for Three Waters Stimulus Package – signing thereof

For the reason a decision is required by the end of the month therefore cannot be put to the September Ordinary meeting.

2. C/3: Approval to create an Award for "Civic Recognition for Service to the Community during COVID-19"

For the reason that to delay this to the September Ordinary meeting would further delay the arranging of a ceremony and presentation of an Award.

1.1 RECOMMENDATION: (HER WORSHIP)

That in accordance with Section 46A(7) of the Local Government Official Information and Meetings Act read with Standing Orders 9.1 the following be considered as late items:

1. W/5: Memorandum of Understanding for Three Waters Stimulus Package – signing thereof, and
2. C/3: Approval to create an Award for "Civic Recognition for Service to the Community during COVID-19" be considered as a late item.