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# Council

## OPEN MINUTES

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Minutes of a meeting of Council held in the Council Chambers, 15 Forth Street, Invercargill on Wednesday, 17 May 2017 at 1.02pm.

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### PRESENT

<b>Mayor</b>	Mayor Gary Tong
<b>Deputy Mayor</b>	Paul Duffy
<b>Councillors</b>	Stuart Baird
	Brian Dillon
	Bruce Ford
	Darren Frazer
	George Harpur
	Julie Keast
	Ebel Kremer
	Gavin Macpherson
	Neil Paterson
	Nick Perham

### IN ATTENDANCE

Chief Executive Officer – Steve Ruru  
Group Manager, Environmental Services – Bruce Halligan  
Group Manager, Services and Assets – Ian Marshall  
Group Manager, Community and Futures – Rex Capil  
Chief Financial Officer – Anne Robson  
Group Manager, Customer Support – Trudie Hurst  
Communications Manager – Louise Pagan  
Governance and Democracy Manager – Clare Sullivan  
Committee Advisor – Fiona Dunlop

**1 Apologies**

Apologies were received from Councillor Douglas.

**Resolution**

Moved Cr Kremer, seconded Cr Paterson and **resolved:**

**That Council accept the apology.**

**2 Leave of absence**

Councillor Ford requested a leave of absence from 18 July 2017 to 10 August 2017.

Councillor Frazer advised that his leave of absence approved by Council the meeting on 27 April 2017 required changing from 26 May 2017 to 6 June 2017.

Moved Cr Keast, seconded Cr Perham and **resolved:**

**That Council agree to the request for leave of absence from Councillor Ford for the period 18 July 2017 to 10 August 2017.**

**3 Conflict of Interest**

There were no conflicts of interest declared.

**4 Public Forum**

There was no public forum.

**5 Extraordinary/Urgent Items**

There were no Extraordinary/Urgent items.

**6 Confirmation of Council Minutes**

**Resolution**

Moved Cr Keast, seconded Cr Frazer and **resolved:**

**That Council confirms the minutes of Council, held on 27 April 2017 as a true and correct record of that meeting.**

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## Reports - Operational Matters

### 8.1 Contract 17/15 - Wyndham Minor Improvements - Approval of Tender Evaluation Process

**Record No: R/17/4/8721**

Group Manager, Services and Assets – Ian Marshall was in attendance for this item.

Mr Marshall advised that the purpose of the report was to advise of the tenders received for the Minor Improvements Project to install safety barriers at Edendale Wyndham, Wyndham Letterbox and Cross Road Bridges and to seek Council approval to award Contract 17/15 to the recommended tenderer.

The Meeting noted that this report covered the tendering for the Wyndham Minor improvements Contract, the tenders received, the evaluation carried out and recommendations for letting the contract.

#### **Resolution**

Moved Cr Keast, seconded Cr Baird **and resolved:**

#### **That the Council:**

- a) **Receives the report titled “Contract 17/15 - Wyndham Minor Improvements - Approval of Tender Evaluation Process” dated 11 May 2017.**
- b) **Determines that this matter or decision be recognised as not significant in terms of Section 76 of the Local Government Act 2002.**
- c) **Determines that it has complied with the decision-making provisions of the Local Government Act 2002 to the extent necessary in relation to this decision; and in accordance with Section 79 of the Act determines that it does not require further information, further assessment of options or further analysis of costs and benefits of advantages and disadvantages prior to making a decision on this matter.**
- d) **Approves the acceptance of Wilson & Keen Contracting tender price of \$235,994.99 plus GST for Contract 17/15 - Wyndham Minor Improvements.**

## Reports - Governance

### 9.1 Forecasted Financial Position for the year ending 30 June 2017

**Record No: R/17/4/7863**

Management Accountant – Robert Tweedie and Chief Financial Officer – Anne Robson were in attendance for this item.

Mr Tweedie advised that the purpose of the report was to inform Council of the forecasted changes to the 2016/2017 Annual Plan budget and to seek approval where necessary for anticipated unbudgeted expenditure included in the forecasts.

The Meeting noted that this report covered changes to the forecasted year end result from that indicated to Council in its February 2017 meeting for forecasted changes to the end of October 2017 and that this report also includes unbudgeted expenditure separately approved by Council from November 2016 to the end of February 2017.

Mt Tweedie also advised that approval is also sought for expenditure that has been identified as part of this process that has either not been included or amended from the amount included in the Annual Plan for 2016/2017.

### Resolution

Moved Cr Dillon, seconded Cr Keast and resolved:

**That the Council:**

- a) **Receives the report titled “Forecasted Financial Position for the year ending 30 June 2017” dated 11 May 2017.**
- b) **Determines that this matter or decision be recognised as significant in terms of Section 76 of the Local Government Act 2002 but determines that no further consultation be undertaken due to the nature of the changes.**
- c) **Determines that it has complied with the decision-making provisions of the Local Government Act 2002 to the extent necessary in relation to this decision; and in accordance with Section 79 of the Act determines that it does not require further information, further assessment of options or further analysis of costs and benefits or advantages and disadvantages prior to making a decision on this matter.**
- d) **Approves the following unbudgeted expenditure for the 2016/17 financial year:**

<b>Business Unit</b>	<b>Expense</b>	<b>Amount</b>
Dog & Animal Control	Building of a shed at the pound. Funded from the Dog & Animal Control reserve	\$13,000

- e) **Approves the (removal) and change to the following projects to the 2017/2018 Annual Plan**

<b>Business Unit</b>	<b>Expense</b>	<b>Amount</b>
Riversdale Wastewater	Partial costs in relation to treatment upgrade. Funded from a loan.	(\$263,650)
Te Anau Streetlighting	Annual LED lighting upgrades carried forward from 2015/16	(\$20,500)
Digitisation	Correction of amount	\$361

- f) **Approves the forecasted changes to Council’s year-end financial position.**

**9.2 Financial Report for the month ended 31 March 2017**

**Record No: R/17/4/8931**

Management Accountant – Robert Tweedie and Chief Financial Officer – Anne Robson were in attendance for this item.

Mr Tweedie advised that the report outlined the financial results for the nine months to 31 March 2017 or 75% of the financial year.

**Resolution**

Moved Mayor Tong, seconded Cr Kremer **and resolved:**

**That the Council:**

- a) **Receives the report titled “Financial Report for the month ended 31 March 2017” dated 11 May 2017.**

**9.3 Minutes of the Lumsden Community Development Area Subcommittee Meeting dated 1 March 2017**

**Record No: R/17/5/9376**

**Resolution**

Moved Cr Ford, seconded Cr Perham **and resolved:**

**That Council receives the minutes of the Lumsden Community Development Area Subcommittee meeting held 1 March 2017 as information.**

**9.4 Minutes of the Balfour Community Development Area Subcommittee Meeting dated 2 March 2017**

**Record No: R/17/5/9377**

**Resolution**

Moved Cr Ford, seconded Cr Perham **and resolved:**

**That Council receives the minutes of the Balfour Community Development Area Subcommittee meeting held 2 March 2017 as information.**

**9.5 Minutes of the Riversdale Community Development Area Subcommittee Meeting dated 2 March 2017**

**Record No: R/17/5/9378**

**Resolution**

Moved Cr Ford, seconded Cr Perham **and resolved:**

**That Council receives the minutes of the Riversdale Community Development Area Subcommittee meeting held 2 March 2017 as information.**

**Public Excluded**

**Exclusion of the Public: Local Government Official Information and Meetings Act 1987**

**Resolution**

Moved Cr Keast, seconded Deputy Mayor Duffy and resolved:

**That the public be excluded from the following part(s) of the proceedings of this meeting.**

**C10.1 Te Anau Wastewater Project - Consideration of Alternatives**

**C10.2 Around the Mountains Cycle Trail - Issues and Options**

**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:**

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
Te Anau Wastewater Project - Consideration of Alternatives	<p>s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.</p> <p>s7(2)(g) - The withholding of the information is necessary to maintain legal professional privilege.</p> <p>s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p>	That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists.
Around the Mountains Cycle Trail - Issues and Options	<p>s7(2)(g) - The withholding of the information is necessary to maintain legal professional privilege.</p> <p>s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p>	That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists.

That the Chief Executive Officer, Group Manager, Environmental Services, Group Manager, Services and Assets, Group Manager, Community and Futures, Chief Financial Officer, Group Manager, Customer Support, Communications Manager, Governance and Democracy Manager and Committee Advisor be permitted to remain at this meeting, after the public has been excluded, because of their knowledge of the items C10.1 Te Anau Wastewater Project - Consideration of Alternatives and C10.2 Around the Mountains Cycle Trail - Issues and Options. This knowledge, which will be of assistance in relation to the matters to be

discussed, is relevant to those matters because of their knowledge on the issues discussed and meeting procedure.

That the Strategic Manager Water and Waste, Management Accountant and Community Partnerships Leader (Simon Moran) be permitted to remain at this meeting, after the public has been excluded, because of their knowledge of the items C10.1 Te Anau Wastewater Project - Consideration of Alternatives. This knowledge, which will be of assistance in relation to the matters to be discussed, is relevant to those matters because of their knowledge on the issues discussed and meeting procedure.

The public were excluded at 1.21pm.

Resolutions in relation to the confidential items are recorded in the confidential section of these minutes and are not publicly available unless released here.

The meeting concluded at 2.55pm.

CONFIRMED AS A TRUE AND CORRECT  
RECORD AT A MEETING OF THE COUNCIL  
HELD ON WEDNESDAY 17 MAY 2017.

**DATE:**.....

**CHAIRPERSON:**.....