



Notice is hereby given that an Ordinary Meeting of Southland District Council will be held on:

Date: **Wednesday, 5 June 2019**
Time: **8am**
Meeting Room: **Council Chamber**
Venue: **15 Forth Street**
Invercargill

Council Agenda

OPEN

MEMBERSHIP

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

IN ATTENDANCE

Chief Executive	Steve Ruru
Committee Advisor	Fiona Dunlop

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Full agendas are available on Council's Website
www.southlanddc.govt.nz

Note: The reports contained within this agenda are for consideration and should not be construed as Council policy unless and until adopted. Should Members require further information relating to any reports, please contact the relevant manager, Chairperson or Deputy Chairperson.

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1 Apologies

At the close of the agenda no apologies had been received.

2 Leave of absence

At the close of the agenda no requests for leave of absence had been received.

3 Conflict of Interest

Councillors are reminded of the need to be vigilant to stand aside from decision-making when a conflict arises between their role as a councillor and any private or other external interest they might have.

4 Public Forum

Notification to speak is required by 5pm at least two days before the meeting. Further information is available on www.southlanddc.govt.nz or phoning 0800 732 732.

5 Extraordinary/Urgent Items

To consider, and if thought fit, to pass a resolution to permit the Council to consider any further items which do not appear on the Agenda of this meeting and/or the meeting to be held with the public excluded.

Such resolution is required to be made pursuant to Section 46A(7) of the Local Government Official Information and Meetings Act 1987, and the Chairperson must advise:

- (i) The reason why the item was not on the Agenda, and
- (ii) The reason why the discussion of this item cannot be delayed until a subsequent meeting.

Section 46A(7A) of the Local Government Official Information and Meetings Act 1987 (as amended) states:

"Where an item is not on the agenda for a meeting,-

- (a) that item may be discussed at that meeting if-
 - (i) that item is a minor matter relating to the general business of the local authority; and
 - (ii) the presiding member explains at the beginning of the meeting, at a time when it is open to the public, that the item will be discussed at the meeting; but
- (b) no resolution, decision or recommendation may be made in respect of that item except to refer that item to a subsequent meeting of the local authority for further discussion."

6 Confirmation of Council Minutes

- 6.1 Meeting minutes of Council, 22 May 2019

Appointment of Acting Deputy Mayor

Record No: R/19/5/9812
Author: Fiona Dunlop, Committee Advisor
Approved by: Rex Capil, Group Manager Community and Futures

Decision Recommendation Information

Purpose

- 1 To seek Council approval for the appointment of an Acting Deputy Mayor for the period of 5 June 2019 to 20 July 2019.

Executive Summary

- 2 Council at its meeting on 7 February 2019 approved a leave of absence for Deputy Mayor Councillor Duffy for the period of 16 May to 20 July 2019.
- 3 Since approving this leave of absence it would be helpful if there was an Acting Deputy Mayor in place to assist with various engagements.

Recommendation

That Council:

- a) **Receives the report titled "Appointment of Acting Deputy Mayor" dated 29 May 2019.**
- 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 or advantages and disadvantages prior to making a decision on this matter.**
- d) **Agrees to appoint a Councillor to be Acting Deputy Mayor from 5 June 2019 until 20 July 2019 when the Deputy Mayor is able to return to duty.**

Background

- 4 Council at its meeting on 7 February 2019 approved a leave of absence for Deputy Mayor Councillor Duffy for the period of 16 May to 20 July 2019.
- 5 Since approving this leave of absence it would be helpful if there was an Acting Deputy Mayor in place to assist with various engagements.
- 6 It has become a common practice to appointment an acting deputy mayor when the Mayor and Deputy Mayor are away.

- 7 This recommendation, if agreed to, will mean that the Acting Deputy Mayor can act in those situations where the Mayor would be called on (eg. to exercise the Mayor's role in a Civil Defence Emergency). Under the Local Government Act 2002, the Deputy Mayor, or in this case the Acting Deputy Mayor, can act for the Mayor in the Mayor's absence.

Issues

- 8 There is still a period of six weeks before the Deputy Mayor is to return to duty and it would be prudent to appoint an acting deputy mayor to cover any unforeseen absence of Mayor Tong.

Factors to Consider

Legal and Statutory Requirements

- 9 There are no legal implications.

Community Views

- 10 There are no community views to consider.

Costs and Funding

- 11 There are no costs and funding issues to consider.

Policy Implications

- 12 There are no policy implications.

Analysis

Options Considered

- 13 There are two options available. To appoint an Acting Deputy Mayor or not appoint Acting Deputy Mayor.

Analysis of Options

Option 1 – Appoint an Acting Deputy Mayor

<i>Advantages</i>	<i>Disadvantages</i>
<ul style="list-style-type: none">• Council is able to conduct business should the Mayor take ill or be called away on family matters	<ul style="list-style-type: none">• There are no disadvantages.

Option 2 – Not appoint an Acting Deputy Mayor

<i>Advantages</i>	<i>Disadvantages</i>
<ul style="list-style-type: none">• There are no advantages	<ul style="list-style-type: none">• Council is unable to function eg – there is no Mayor/Deputy Mayor to exercise the Mayor's role in a Civil Defence Emergency or to approve matters at a Council meeting.

Assessment of Significance

- 14 The subject matter is considered of low significance.

Recommended Option

- 15 Option 1 is the recommended option.

Next Steps

- 16 Confirm an Acting Deputy Mayor for the period 5 June 2019 to 20 July 2019.

Attachments

There are no attachments for this report.

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

Recommendation

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

C10.1 WasteNet Recommendation to Award Recycling Contract (to be circulated)

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
WasteNet Recommendation to Award Recycling Contract	s7(2)(h) - The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities. 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).	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.