



Council

OPEN MINUTES

Minutes of a meeting of Council held in the Council Chamber, Level 2, 20 Don Street, Invercargill on Wednesday, 1 May 2024 at 10am. (10am – 11.11am, 11.32am – 12.38pm, 1.12pm – 1.25pm)

PRESENT

Mayor	Rob Scott
Deputy mayor	Christine Menzies (10am – 11.11am, 11.32am – 12.04pm, 12.06pm – 12.38pm, 1.12pm – 1.16pm, 1.17pm – 1.25pm)
Councillors	Jaspreet Boparai Don Byars (10.43am – 11.11am, 11.36am – 12.38pm, 1.12pm – 1.25pm) Paul Duffy Darren Frazer Sarah Greaney Julie Keast Tom O'Brien Margie Ruddenklau Jon Spraggon Matt Wilson (video link) (10am – 11.11am, 11.32am – 12.25pm, 12.30pm – 12.38pm, 1.12pm – 1.25pm)

APOLOGIES

Councillor Derek Chamberlain

IN ATTENDANCE

Chief executive	Cameron McIntosh
Committee advisor	Fiona Dunlop

Mayor Scott opened the meeting with a karakia timatanga as follows:

Mā te whakarongo	Through listening
Mā te kōrero	Through talking
Mā te ngakau	From the heart
Mā te wairua	From the spirit
Mā te manaaki mai	Through giving
Mā te manaaki atu	And receiving respect
Ka puawai te maramatanga	Understanding will bloom
Tihei mauri ora	This is the essence of life

1 Apologies

There were apologies for absence from Councillor Chamberlain.

Resolution

Moved Cr Greaney, seconded Cr Boparai and **resolved:**

That Council accept the apology.

2 Leave of absence

Councillor Greaney requested a leave of absence from 19 May 2024 to 27 June 2024.

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

That Council agrees the leave of absence request.

3 Conflict of Interest

Councillor Ruddenklau advised that she had a conflict of interest with public participation. She advised that she is the niece of Mr Chartres would take part in the meeting.

Councillor Keast declared a conflict of interest with item 7.3 District Initiatives Fund - allocations for March 2024 funding round application 1 - Citizens Advice Bureau Invercargill. She advised that she would not take part in discussion or voting on the application.

4 Extraordinary/Urgent Items

There were no Extraordinary/Urgent items.

5 Confirmation of Council Minutes

Resolution

Moved Cr Frazer, seconded Cr O'Brien **and resolved:**

That the Council confirms the minutes of the meetings held on Wednesday 10 April 2024 and Wednesday 17 April 2024 as a true and correct record of those meetings.

6 Public Participation

Peter Chartres and Frauke Münster accompanied by Barrister James Winchester and Litigation partner Rex Chapman were present to put on the public record their response to the independent review undertaken by Council following the Te Anau Downs enforcement proceedings.

Reports

7.1 Around the Mountains Cycle Trail Trust Update

Record No: R/24/4/25240

Councillor Menzies in her role as the councillor appointment to the trust and Trail manager – Susan Mackenzie updated the meeting the trusts activities over the last twelve months.

(During the presentation, Councillor Byars joined the meeting at 10.43am.)

Mayor Scott asked that thanks be passed onto the other trustees for their work with the trust.

Resolution

Moved Mayor Scott, seconded Cr Ruddenklau **recommendations a and b and a new c (as indicated) and resolved:**

That the Council:

- a) receives the report titled "Around the Mountains Cycle Trail Trust Update".**
- b) thanks the Trust for their update.**

New c) thanks the Trustees for their work with the Trust.

(The meeting adjourned for morning tea at 11.16am and reconvened at 11.32am.)

(Mayor Scott and Councillors Boparai, Duffy, Frazer, Greaney, Keast, Menzies, O'Brien, Ruddenklau, Spraggon and Wilson (video call) were present when the meeting reconvened.)

7.2 Sport NZ Rural Travel Fund allocations - March 2024 funding round

Record No: R/24/3/24726

Community liaison officer – Kathryn Cowie was in attendance for the item.

The purpose of the report was for Council to allocate funding for the Sport NZ Rural Travel Fund for the March 2024 funding round. The purpose of the fund is to assist with transport expenses associated with participating in regular local sports competitions for youth aged five to 18. Southland District Council administers funding on behalf of the Sport NZ Rural Travel Fund.

Resolution

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

That the Council:

- a) **receives the report titled “Sport NZ Rural Travel Fund allocations - March 2024 funding round”.**
- 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) **Receives applications from the following:**
 - **Fiordland College**
 - **Central Southland College**
 - **Takitimu United Netball Club**
 - **Winton Football Club**
 - **Menzies College Netball Club**
 - **Northern Southland College**
 - **Mossburn School**
 - **Fiordland Netball Club**
- e) **Approves the allocation of funds for the Sport NZ Rural Travel Fund as follows:**

1	Fiordland College	\$1,500
2	Central Southland College	\$1,500
3	Takitimu United Netball Club	\$400
4	Winton Football Club	\$1,000
5	Menzies College Netball Club	\$1,500
6	Northern Southland College	\$1,500
7	Mossburn School	\$1,000
8	Netball Fiordland	\$1,000

- f) **Approves the financial report for the Sport NZ Rural Travel Fund as at 31 March 2024.**

7.3 District Initiatives Fund - allocations for March 2024 funding round

Record No: R/24/3/24724

Community liaison officer – Kathryn Cowie was in attendance for the item.

The purpose of the report was for Council to allocate the District Initiatives Fund grants for the March 2024 funding round.

Seven applications had been received for the current funding round, which closed on 31 March 2024. The amount of funding remaining for distribution for the 2023/24 financial year was \$41,946.

(During discussion, Councillor Byars returned to the meeting at 11.36am.)
(During discussion, Councillor Menzies left the meeting at 12.04pm.)

Moved Councillor O'Brien, seconded Councillor Frazer the motion, recommendations a to d of the report.

The motion was put and declared CARRIED.

(Councillor Keast withdrew due to a conflict of interest.)

Moved Councillor Duffy, seconded Councillor Boparai the motion:

That Council:

- e) Approves the allocation of funds from the District Initiatives Fund as follows:

1	Citizens Advice Bureau Invercargill	\$5,000
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The motion was put and declared CARRIED.

(Councillor Byars requested that his dissenting vote is recorded.)

(Councillor Keast returned to the table.)

Moved Councillor Greaney, seconded Councillor Keast the motion:

That Council:

- e) Approves the allocation of funds from the District Initiatives Fund as follows:

2	South Island Branch of the Muscular Dystrophy Assn of NZ	\$2,000
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The motion was put and declared CARRIED.

(Councillor Byars requested that his dissenting vote is recorded.)

Moved Councillor Ruddenklau, seconded Councillor Frazer the motion:

That Council:

- e) Approves the allocation of funds from the District Initiatives Fund as follows:

3	Royal NZ Plunket Trust	\$4,000
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The motion was put and declared CARRIED.

(Councillor Menzies returned to the meeting at 12.06pm.)

Moved Councillor Spraggon, seconded Councillor Keast the motion:

That Council:

- e) Declines the allocation of funds from the District Initiatives Fund:

5	Southland Fish & Game Council	Nil
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The motion was put and declared CARRIED.

(Councillors Ruddenklau and Wilson requested that their dissenting votes be recorded.)

Moved Councillor Greaney, seconded Councillor O'Brien the motion:

That Council:

- e) Approves the allocation of funds from the District Initiatives Fund as follows:

4	Amateur Radio Emergency Communications (AREC) Southland	\$9,500
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The motion was put and declared CARRIED.

(Councillor Byars requested that his dissenting vote is recorded.)

Moved Councillor Keast, seconded Councillor Boparai the motion:

That Council:

- e) Approves the allocation of funds from the District Initiatives Fund as follows:

6	Southland Land Search & Rescue	\$8,500
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The motion was put and declared CARRIED.

Moved Councillor Spraggon, seconded Councillor Frazer the motion

That Council:

- e) Approves the allocation of funds from the District Initiatives Fund as follows:

7	Otago Museum Trust Board	\$8,946
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The motion was put and declared CARRIED.

(Councillor Byars requested that his dissenting vote is recorded.)

There was further discussion on the decision which the meeting had made to decline the application from the Southland Fish & Game Council.

To revisit the decision on the application from the Southland Fish & Game Council, standing order 24.5 would need to be followed. Mayor Scott advised that he would be moving a motion to revisit the decision, but a 75% majority of the elected members present would have to agree.

Moved Mayor Scott, seconded Councillor Ruddenklau, the motion that Council revisit the decision recommendation e5 – Southland Fish & Game Council.

The motion was put and declared LOST as there was not a 75% majority.
(Councillors Keast and Spraggon requested that their dissenting votes be recorded.)

Moved Mayor Scott, seconded Councillor Keast the following motion:

That Council:

New f) Agree to split evenly the declined \$5,000 recommended for allocation to the Southland Fish & Game Council between application 4 – Amateur Radio Emergency (AREC) Southland and application 6 – Southland Land Search and Rescue.

The motion was put and declared CARRIED.
(Councillors Byars and Wilson requested that their dissenting votes be recorded.)

Final resolutions:

That the Council:

- a) **receives the report titled “District Initiatives Fund - allocations for March 2024 funding round”.**
- 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) **Receives applications from the following:**
 - 1. **Citizens Advice Bureau Invercargill**
 - 2. **The South Island Branch of the Muscular Dystrophy Assn of NZ**
 - 3. **Royal NZ Plunket Trust**
 - 4. **Amateur Radio Emergency Communications (AREC) Southland**
 - 5. **Southland Fish & Game Council**
 - 6. **Southland Land Search & Rescue Inc.**
 - 7. **Otago Museum Trust Board**

- e) Approves the allocation of funds from the District Initiatives Fund as follows:

1	Citizens Advice Bureau Invercargill	\$5,000
2	South Island Branch of the Muscular Dystrophy Assn of NZ	\$2,000
3	Royal NZ Plunket Trust	\$4,000
4	Amateur Radio Emergency Communications (AREC) Southland	\$9,500
5	Southland Fish & Game Council	Nil
6	Southland Land Search & Rescue	\$8,500
7	Otago Museum Trust Board	\$8,946

- New f Agree to split evenly the declined \$5,000 recommended for allocation to the Southland Fish & Game Council between application 4 – Amateur Radio Emergency (AREC) Southland and application 6 – Southland Land Search and Rescue.

7.4 Forecasted Financial Position for the year ending 30 June 2024

Record No: R/24/4/25606

Senior accountant – Joanie Nel was in attendance for the item.

The purpose of the report was to update Council on the expected year-end financial result compared to the 2023/2024 Annual Plan and seek Council to approve the resulting forecasted position.

Council noted that when considering this report they would be approving unbudgeted expenditure requests, and the deletion and deferral of a number of projects.

(During discussion Councillor Wilson left the meeting at 12.25pm and returned at 12.30pm.)

Resolution

Moved Deputy Mayor Menzies, seconded Cr Duffy **recommendations a to d, e with a change (as indicated by ~~strikethrough~~ and underline) and f – h and resolved:**

That the Council:

- Receives the report titled “Forecasted Financial Position for the year ending 30 June 2024”.**
- Determines that this matter or decision be recognised as not significant in terms of Section 76 of the Local Government Act 2002.**
- 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) **Notes the forecasted changes to Council's year-end financial performance and position as detailed in attachments A and B (of the officers report).**
- e) **Approve the following unbudgeted expenditure and associated funding source:**

Business Unit	Expense	Amount	Funding Source
Te Anau Airport – Manapouri	Runways renewal	\$60,093	Loan
Stewart Island Visitor Levy	Operating costs	\$15,000	Grant
Mayoral Taskforce	Consultants	\$110,000	Grant
Creative communities NZ	Creative communities	\$17,988	Grant
Community housing collective	Maintenance general	\$55,000	Reserves
District water	Maintenance unplanned	\$220,000	General recoveries
Water supply Ohai/Nightcaps	Water renewal	\$112,555	Loan
Tuatapere library	Maintenance general	\$16,000	Reserves
Property sales	Commission and levies	\$10,174	Proceeds on sale
Property sales	Consultants	\$7,379	Proceeds on sale
Property sales	Legal costs	\$19,850	Proceeds on sale
Resource consent processing	Consultants	\$250,000	Reserves
Water supply overheads	Maintenance routine	\$125,000	Loan
District sewerage	Maintenance unplanned	\$150,000	Insurance recoveries
District sewerage	Maintenance routine	\$400,000	Loan
Beautification Stewart island	Improvements Ac LOS	\$50,000	Grant
Sewerage Edendale/ Wyndham	Sewerage renewals	\$300,000	Insurance recoveries
Toilets – Riverton Princess Street	Buildings renewal	\$300,000	Loan
Wheelie bins	Kerbside collection – recycling	\$75,000	Reserves
Wheelie bins	Waste disposal	\$150,000	Reserves
Community housing Edendale	Maintenance general	\$23,175 \$45,000	Loan
Community housing Otautau	Maintenance general	\$23,175	Loan
Financial Services	Audit fees	\$2,000	Reserves

f) Approve the deferral of the following items to the 2024/2025 financial year:

Business Unit	Project/Item	Amount	Funding Source
Better off funding	Consultants	(\$150,000)	Grant
Information services	Software renewal	(\$700,000)	Loan
Sewerage scheme Manapouri	Manapouri Wastewater treatment upgrade	(\$600,000)	Loan
Stormwater drainage Te Anau	Stormwater acquisition LOS	(\$1,000,000)	Loan
Resource planning/policy	General projects	(\$400,000)	Grant

g) Approve the bringing forward of the following project budgets from future financial years:

Business Unit	Project	Amount	Funding Source
District sewerage	District wide oxidation pond desludging	\$100,000	Loan

h) Notes staff continued intention to bring back a report on the future of Community Housing in Southland District.

(The meeting adjourned for lunch at 12.38pm and reconvened at 1.12pm.)

(Mayor Scott and Councillors Boparai, Byars, Duffy, Frazer, Greaney, Keast, Menzies, O'Brien, Ruddenklau, Spraggon and Wilson (video call) were present when the meeting reconvened.)

7.5 Fiordland Trails Trust grant - unbudgeted expenditure request

Record No: R/24/4/26648

Community partnership leader – Stella O'Connor was in attendance for the item.

The purpose of the report was for Council to consider whether or not to approve an unbudgeted expenditure grant of \$23,395 to the Fiordland Trails Trust from the Mararoa Waimea ward reserve.

It was noted that the grant would go towards the cost of obtaining the resource consent that had been issued for the Te Anau to Te Anau Downs Trail from the Upukerora River to Boundary Creek.

The project consent process and costs were underestimated in the trusts budget. The costs associated for obtaining a consent from the Southland District Council for consenting inputs and the consent hearing was \$33,568.26.

The Fiordland Community Board has indicated it wishes to apply to the Mararoa Waimea ward reserve for funds, as a grant to the Fiordland Trails Trust. This will contribute to the costs of the resource consent for the trust and as the board does not have delegated authority to approve expenditure from the Mararoa Waimea ward reserve Council was being asked to approve the unbudgeted expenditure.

(During discussion, Councillor Menzies left the meeting at 1.16pm and returned at 1.17pm.)

Resolution

Moved Deputy Mayor Menzies, seconded Cr Greaney **recommendations a to d and new e and f and resolved:**

That Council:

- a) **Receives the report titled “Fiordland Trails Trust grant - unbudgeted expenditure request”.**
- 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) **Approves unbudgeted expenditure of \$23,395 excl GST (if applicable) as a grant to the Fiordland Trails Trust to contribute to the cost of their resource consent to be funded from the Mararoa Waimea ward reserve .**

new e) Acknowledge and thank the Trust for their ongoing work.

new f) Agree to hold a workshop on cycling assessment prior to the end of August 2024.

7.6 Schedule of meetings from January 2025 to the end of the triennium

Record No: R/24/3/24696

Committee advisor – Fiona Dunlop was in attendance for the item.

The purpose of the report was to present a schedule of meeting dates for the remainder of the triennium.

Meetings are scheduled up to Wednesday 8 October 2025 as election day is Saturday 11 October 2025.

Resolution

Moved Cr Ruddenklau, seconded Deputy Mayor Menzies **and resolved:**

That Council:

- a) **Receives the report titled “Schedule of meetings from January 2025 to the end of the triennium ”.**

- b) Determines that this matter or decision be recognised 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) Adopts the proposed schedule of Council and Finance and Assurance Committee meetings from January 2025 up to 8 October 2025:**

Date	Meeting	Time
Wednesday 29 January 2025	Council	9.30am
Wednesday 12 February 2025	Council	9.30am
Wednesday 19 February 2025	Finance and Assurance Committee	9.30am
Wednesday 5 March 2025	Council	9.30am
Wednesday 19 March 2025	Finance and Assurance Committee	9.30am
Wednesday 2 April 2025	Council	9.30am
Tuesday 15 April 2025 (Wednesday 16 April 2025 reserve day)	Council (draft annual plan hearings)	9.30am
Wednesday 30 April 2025	Council	10.00am
Wednesday 14 May 2025	Finance and Assurance Committee	10.00am
Wednesday 28 May 2025	Council	10.00am
Wednesday 11 June 2025	Finance and Assurance Committee	10.00am
Wednesday 25 June 2025	Council (adopt annual plan)	10.00am
Wednesday 30 July 2025	Council	10.00am
Wednesday 13 August 2025	Council	10.00am
Wednesday 27 August 2025	Council	10.00am
Wednesday 10 September 2025	Council	10.00am
Wednesday 24 September 2025	Finance and Assurance Committee	10.00am
Wednesday 8 October 2025	Council	9.30am

- e) Agrees that a delegation is granted to the chief executive and the group manager finance and assurance to amend these meeting dates when necessary or required, but that the chief executive and the group manager finance and assurance must consult with the mayor and the chair of Finance and Assurance Committee prior to amending the dates.**
- f) Agrees that in 2025 Council meetings will be held in towns in the Southland District at least twice a year.**

The meeting closed with a karakia whakamutunga as follows:

Kia hora te marino
Kia whakapapa pounamu te moana
Hei huarahi mā tātou i te rangi nei
Aroha atu, aroha mai
Tātou i a tātou katoa
Hui e! Tāiki e!

May peace be widespread
May the sea be like greenstone
A pathway for us all this day
Let us show respect for each other
For one another
Bind us all together!

The meeting concluded at 1.25pm.

CONFIRMED AS A TRUE AND CORRECT RECORD AT A
MEETING OF THE COUNCIL HELD ON WEDNESDAY 1
MAY 2024.

DATE:.....

CHAIRPERSON:.....