

**MINUTES OF AN ORDINARY MEETING OF THE
SELWYN DISTRICT COUNCIL
HELD IN THE COUNCIL CHAMBER
ON WEDNESDAY 11 MAY 2022 COMMENCING AT 1PM**

PRESENT

Mayor S T Broughton (via Zoom), Councillors, M A Alexander, S N O H Epiha, J A Gallagher, D Hasson, M P Lemon, M B Lyall, S McInnes, G S F Miller, and N C Reid

IN ATTENDANCE

Messrs. D Ward (Chief Executive), K Mason (Group Manager Organisational Performance), D Marshall (Group Manager Property), M Washington (Group Manager Infrastructure), T Harris (Group Manager Environmental and Regulatory Services, via Zoom), S Hill (Group Manager Communication and Customer Services), M Johnston (Chief Licensing Inspector), R Raymond (Communications Advisor), M England (Asset Manager Water Services); Mesdames D Kidd (Group Manager Community Services and Facilities), G Bowden (Manager Community Spaces) N Moen (Manager Arts, Culture and Lifelong Learning), E McLaren (Water Services Delivery Manager) and N Smith (Executive Assistant to the Chief Executive), and Ms T Davel (Committee Advisor)

The meeting was livestreamed.

The Deputy Mayor opened the meeting with the karakia and Councillor Affirmation and welcomed everyone to the meeting. He also welcomed everyone online listening to the meeting.

APOLOGIES

Apologies were received in respect of Councillors Bland and Mugford.

Moved – Councillor Alexander / **Seconded** – Councillor Hasson

‘That the Council receive the apologies in respect of Councillors Bland and Mugford, for information.’

CARRIED

IDENTIFICATION OF ANY EXTRAORDINARY BUSINESS

None.

CONFLICTS OF INTEREST

Councillor Hasson in respect to the item District Licensing Committee Update.

PUBLIC FORUM

None.

CONFIRMATION OF MINUTES

1. **Minutes of an ordinary meeting of the Selwyn District Council held in the Council Chamber and via zoom on Wednesday 27 April 2022**

Moved – Councillor McInnes / **Seconded** – Councillor Epiha

'That the Council confirms the minutes of the ordinary meeting of the Selwyn District Council held on Wednesday 27 April 2022, as circulated.'

CARRIED

MATTERS REQUIRING ATTENTION

See table at the end of the minutes.

REPORTS

1. **Mayor**

Mayor's Report

The Deputy Mayor gave a shout out to Hayden Muir Council's Transportation Project Engineer who spoke at a recent Rolleston Residents' Association meeting. It was very well received and appreciated.

Moved – Councillor Gallagher / **Seconded** – Councillor Alexander

'That Council receives the Mayor's report for information.'

CARRIED

2. **Chief Licensing Inspector**

Joint District Licensing Committee and Chief Licensing Inspector Monthly report for period 1 March 2022 to 31 March 2022

Councillor Hasson moved away from the table due to a conflict of interest and did not participate in the discussion nor voting on this item.

Mr Malcolm Johnston, Council's Chief Licensing Inspector noted the Springfield Hotel had their hearings postponed. He said the Dunsandel Hotel was sold not long ago. Mr Johnston also told Council that the local alcohol policy will soon go through its review and that a workshop will be held with Council in this regard. He said the policy would look at amongst other issues, the trading hours, and the 2am finishing time in the District. Mr Johnston said the NZ Police has a specific view on particularly the finishing time and he would like to get Council's view on the matter. The policy would also address density of bottle stores across the District.

Councillor Miller remarked that the overall tone of reports are good in that it appears there isn't a huge problem with alcohol in the District. He asked Mr Johnston what the overall compliance was with existing laws, to which Mr Johnston said with a few exceptions, extremely good. He added that where alcohol is used, especially too much of it, anything can go wrong. Councillor Miller followed up asking whether Mr Johnston saw the 2am closing time suggested as an issue. Mr Johnston said that none of the licensed areas across Selwyn are actually ever open until 2am but the NZ Policy had a specific view on the matter and staff would want to explore that a bit further, including workshopping it with Council.

Moved – Councillor Miller / **Seconded** – Councillor Reid

'That the Council receives the report on the activities of the District Licensing committee and the Chief Licensing Inspector for March 2022.'

CARRIED

Councillor Hasson moved back to the table to continue participating in the remainder of the meeting.

3. Deputy Electoral Officer

Selwyn District Council Elections 2022 – Ordering of Candidate Names on Voting Documents

Moved – Councillor Alexander / **Seconded** – Councillor Hasson

'That Council resolves that the names of the candidates at the 2022 triennial Selwyn District council elections and any subsequent by-elections are arranged on voting documents in random order.'

CARRIED

4. Group Manager Community Services and Facilities

Community Services and Facilities Group – Fees and Charges

Council's Group Manager Community Services and Facilities presented the report noting while some programme charges have been introduced this was not done at the expense of freely available programmes.

There are various discount available in respect to halls and community centres and this has been in place for some 2 years already.

Bookings in terms of community centres and halls have been slow but this was offset to some degree with the success of the Selwyn Sports Centre.

Councillor Alexander spoke about residents' groups discounts for up to 11 meetings at community centres. It was clarified that from 1 February 2023 room charges will take effect, up to that point free room hire will be available for residents' groups.

Councillor McInnes asked that the brochure include that some of the discounts do not only pertain to gold card holders but to other groups as well.

Moved – Councillor Miller / **Seconded** – Councillor Lemon

'That the Council receives the Report "Community Services and Facilities, Fees and Charges Report" for information.'

CARRIED

5. Asset Manager Water Services

Water Supply Chlorination – Safe Water

Staff presented their report with a brief overview. They said Council was committed to providing safe drinking water to its communities. Chlorination was currently used on nine supplies. Staff noted that the Water Services Act 2021 came into effect on 15 November 2021 and stipulates that a drinking water safety plan in relation to reticulated supply must require and provide for the use of residual disinfection (e.g. chlorination) unless an exemption is obtained. Any exemption is to be obtained through the new independent water services regulator, Taumata Arowai. These matters were discussed at the Council briefing session 13 April.

Councillor Miller noted his intention to move an amendment to the recommendations before Council today. For clarity he asked whether the words *'require and provide for'* would imply there was the ability to turn it on, for example there is a facility in place but it's not necessarily turned on to chlorinate. Staff confirmed that the act as a whole and the information received from Taumata Arowai confirmed that chlorine was required. Staff noted that no legal opinion has been requested on this specific point.

Councillor Miller said he felt this issue need to be transparent and that Council should engage with the media on the matter. He said the communities of Tai Tapu and Southbridge were complete blindsided by this report and there had been no communication with them, not even on Facebook. As a result those communities did not have an opportunity to discuss it.

Staff confirmed that any community proposed for temporary chlorination would be informed prior to chlorination beginning.

Councillor Miller asked whether chlorine had to be added at the treatment plant in Tai Tapu or if it could be bypassed but staff said the best option was for temporary chlorination at the treatment plant while the issues causing the problems in the water are being sorted out.

Councillor Miller said part of his amendment would be for Council's Chief Executive to correspond with the Chief Executive of Taumata Arowai as a matter of urgency as to what the testing requirements are adding there was no guidance in place for staff.

Councillor Miller said according to the risk matrix Darfield and Rolleston were higher up on the scale and questioned why Southbridge and Tai Tapu are being targeted for chlorination. Staff commented that the schemes of Tai Tapu and Southbridge are recommended for chlorination based on actual observed water quality trends.

Staff also said to get unchlorinated water to everyone within the timeframes will be challenging and although the process to obtain an exemption from Taumata Arowai is in itself a challenge, they will work through it. There is however clearly a need to have chlorination equipment available to use at a moment's notice.

Councillor Epiha agreed that consultation and communication had been lacking. Staff said previously they would have consulted and wouldn't have had any support but this was a move away from consultation to a risk based approach. They were aware of the need to have conversations and get awareness out to the community.

Councillor Lemon said he had an issue with the word 'permanent'. It might mean it could never be removed. He added that the source water in Southbridge is some of the best water there was and if this was not true then the issue might lie in the storage. Councillor Lemon said Council owed it to the community to tell them that and inform them what the risks are.

Staff said they wanted to chlorinate well, not poorly and that the 15 November deadline was tight. It is likely that chlorination for some schemes will need to start sooner to ensure chlorination is done well.

Councillor Lemon said it was a good point and that it needs to be made clear that Council would only support this as it wants to achieve safety outcomes – no-one wants to chlorinate.

Councillor Alexander asked about recommendation (e) being appropriate, practical and sensible for Council to override a staff decision. Councillor Miller said he added that as he consider this a governance issue. He said the result might be the same in the end but he believed the matter is at a scale which requires a governance decision.

The amendment was **Moved** – Councillor Miller / **Seconded** - Councillor Epiha

CARRIED

Councillor Alexander voted against the amended recommendations, noting if recommendation (e) had been removed he would have voted in favour.

The substantive motion was then put:

Moved (as amended) - Councillor Miller / **Seconded** – Councillor Hasson

That the Council:

(a) receives the report "Water Supply Chlorination – Safe Water";

- (b) acknowledges the change in the legislative framework around chlorination and the requirement for residual disinfection;
- (c) requests that staff update the Chlorine Risk Matrix with current scheme information;
- (d) applies a risk based approach by:
 - (i) applying for chlorine exemptions in the general order of the Chlorine Risk Matrix starting with the lowest risk schemes (where chlorine exemptions are not granted, schemes will be chlorinated in the general order of the Chlorine Risk Matrix starting with the highest risk schemes); and
 - (ii) delegating to the Group Manager Infrastructure the authority to:
 - (1) temporarily chlorinate a water supply where it is deemed to pose an imminent health and compliance risk (the delegation manual shall be updated to record this delegation); and
 - ~~(2) permanently chlorinate a water supply acknowledging that this is a legislated health and risk based decision,~~
- (e) Should a supply be nominated by staff to move from temporary chlorination to permanent chlorination this decision shall be referred to Council for authorization;
- (f) Temporarily chlorinates the Southbridge and Tai Tapu water supplies ~~with immediate effect~~; and
 - i. Conduct an immediate information update for all affected residents**
 - ii. Requests that staff proceed with replacement of noted tanks and repairs to these schemes with urgency**
 - iii. Post remedial action apply to Taumata Arowai for chlorine exemptions for these schemes**
- (g) Request that with urgency the Chief Executive correspond with the Chief Executive of Taumata Arowai requesting clarity and determination of required conditions for an exemption to mandatory chlorination being successful;**
- (h) Request that a report be brought to Council in June 2022 listing schemes that SDC will apply for exemptions of chlorination and progress towards achieving;**
- (i) acknowledges that Central Government directives may require the above recommendations to be revisited; and
- (j) confirms its desire to operate water supplies chlorine free where this can be done safely.

CARRIED

Councillor Alexander voted against.

6. **Asset Manager Water Services, and Water Service Delivery Manager** Water Services Monthly Update

The report was taken as read with no further additions or comments.

Moved – Councillor Alexander / **Seconded** – Councillor Lemon

‘That the Council receives the report “Water Services Monthly Update” for information’.

CARRIED

GENERAL BUSINESS

Register of Signed and Sealed Documents

Moved – Councillor Gallagher / **Seconded** – Councillor Miller

‘That the following transactions and the fixing of the Common Seal under authorised signatures have been approved.’

1	Name of other party	Prebbleton Village Shopping Ltd
	Transaction type	Deed of Waiver
	Transaction description	Lot 3 Deposited Plan 566090 (Prebbleton Walkway)

2	Name of other party	John Adair and Elma Ecleo
	Transaction type	Deed of Licence to occupy to 30 June 2020 (licence has been rolled over)
	Transaction description	Transfer of Deed of Licence from Michael and Cheryl Mora to John Adair and Elam Ecleo following the sale of Hut 89 Upper Selwyn Huts

3	Name of other party	Charlie and Catherine Dillimore
	Transaction type	Deed of Licence to occupy to 30 June 2020 (licence has been rolled over)
	Transaction description	Transfer of Deed of Licence from Murray and Anna Chappell to Charlie and Catherine Dillimore following the sale of Hut 90 Upper Selwyn Huts

4	Name of other party	GW Wilfield Limited
	Transaction type	Certificate of Approval
	Transaction description	Plan Change 67 – 33 hectares of current Rural land to Residential land, West Melton

CARRIED

RESOLUTION TO EXCLUDE THE PUBLIC

Moved – Councillor Reid / **Seconded** – Councillor Epiha

‘That the public be excluded from the following proceedings of this meeting. The general subject matter to be considered while the public is excluded, the reason of passing this resolution in relation to the 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		Reasons for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution	Date information can be released
1.	Public Excluded Minutes	<i>Good reason to withhold exists under Section 7</i>	<i>Section 48(1)(a)</i>	

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 or Section 6 or Section 7 or Section 9 of the Official Information Act 1982, as the case may require, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public are as follows:

1	Enable the local authority holding the information to carry out, without prejudice or disadvantage, commercial activities; or	Section 7(2)(h)
1	Enable the local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations); or	Section 7(2)(i)
1	Enable the local authority to protect the privacy of natural persons, including that of deceased natural persons.	Section 7(2)(a)

2 *that appropriate officers remain to provide advice to the Committee.'*

CARRIED

The public meeting moved into Public Excluded at 2.30pm.

The meeting resumed in open meeting at 2.31pm and ended at 2.31pm.

DATED this 25 day of May 2022



 MAYOR

PUBLIC MATTERS UNDER INVESTIGATION

Item	Meeting referred from	Action required	Report Date
Bilingual Township Signage		Report back on how Council could achieve this, with a suggested timeframe as well as funding models/streams.	25 May 2022
Community Centres, Halls and Libraries Network Plan (Council, 13 October 2021)		Report on landbanking - buying land now for future community facilities	23 November 2022
Accessibility Report (Council, 13 October 2021): how staff can encourage applicants to ensure buildings were as accessible as possible		Staff report to consider modifications	27 July 2022
Potential Stock Water Race Closure		Review and consider the additional correspondence received in respect of the Proposed Closure of the McLeans Island Road section	27 July 2022

