

**MINUTES OF AN ORDINARY MEETING OF THE  
SELWYN DISTRICT COUNCIL  
HELD IN THE SELWYN DISTRICT COUNCIL CHAMBERS  
ON WEDNESDAY 27 OCTOBER 2021 COMMENCING AT 1PM**

**PRESENT**

Mayor S T Broughton, Councillors, M A Alexander, J B Bland, S N O H Epiha, D Hasson, M P Lemon, M B Lyall, S McInnes, G S F Miller, R H Mugford and N C Reid

**IN ATTENDANCE**

Messrs. D Ward (Chief Executive), D Marshall (Group Manager Property), K Mason (Group Manager Organisational Performance), M Washington (Group Manager Infrastructure), T Harris (Group Manager Environmental and Regulatory Services), S Hill (Group Manager Communication and Customer Services), P Millar (Major Projects Project Manager), A Boyd (Solid Waste Manager); A Mazey (Asset Manager Transportation); G Morgan (Service Delivery Manager Infrastructure); R Allen (Acquisitions, Disposals and Leasing Officer); G Huggins (Roading Maintenance Engineer); B Rhodes (Planning Manager); and R Raymond (Communications Advisor); Mesdames D Kidd (Group Manager Community Services and Facilities), and N Smith (Executive Assistant), and Ms T Davel (Governance Coordinator)

*The meeting was livestreamed.*

The 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.

The Mayor said today was a huge day of news and referred to the announcement this morning of Minister Mahuta, Minister for Local Government about the 3 Waters Reform. The Mayor asked for a report to the next meeting to allow full consideration of the announcements today. He added while he would allow some discussion under extraordinary business in today's meeting it will be discussed in full at the next Council meeting.

**APOLOGIES**

An apology was received from Councillor J Gallagher.

Moved – Councillor Lyall / Seconded – Mayor Broughton

*‘That Council receive the apology from Councillor Gallagher’*

**CARRIED**

## IDENTIFICATION OF ANY EXTRAORDINARY BUSINESS

The Mayor said it was unfortunate and disappointing that the 3 Waters Reform decisions have been made mandatory, and that the option to opt out was no longer available.

He said the decisions have been taken away from local communities. The Mayor said that he had worked closely with other Mayors around the South Island and Ngai Tahu to ensure they were ahead of the game and not playing catch up. It has meant there were good relationships with Ngai Tahu although mana whenua have been left out of these conversations for far too long. The Mayor said everyone needed to ensure they work in with the decisions and get on with the plan and see how to work for the best interest for the communities.

The Mayor said the decision now provides some certainty and going forward was not just working towards a date in time, but about how things can change. Although it's certainly not the decision the District wanted, it is in a good position.

The Mayor asked Councillors to briefly comment, reiterating a paper with strategic responses will come to the next Council meeting.

Councillor Lyall said if there was any way Council could apply pressure to see its asset value reflected in shareholding that would give him some solace. He said Selwyn was ahead as it made decisions to bring good supplies of water to its communities back in 2015. As such it now would mean that those who do not have the same asset base would be a greater shareholder in it than Council itself. He would want this situation to be looked into and avoided.

Councillor Mugford asked whether Council would still continue pushing for answers from the Government on the questions asked, as they are still relevant. The Chief Executive confirmed this, not only Council but as a sector it would continue asking questions until answered.

Councillor Hasson said she was really disappointed with the Government's response. She said there was also the reform of local government and the RMA process. She said it would seem Councils can't be trusted to make its own decisions and everything will potentially be centralised. Councillor Hasson said dealing with 3 Waters Reform in the first instance before looking at the future for local government seem fragmented. She said big changes like these and with central government deciding on everything the question is whether dictatorship is being formed with respect to these processes.

The Mayor said the Minister referred to Councils' inability to deliver what people needed in the water space. However the work Selwyn has been doing proactively means it is ahead of the game. The state of New Zealand's water is completely different to that in Selwyn.

Councillor Miller said today was an incredibly sad day for Selwyn's ratepayers. It signals a massive loss of trust. He said a Minister, and a Minister of the Crown no less, assured Councils that this was optional. He said he felt betrayed and that LGNZ has also been found wanting.

He said there were many aspects to the matter such as Council equity, asset transfer and ownership. It seems the decisions were predetermined and he wondered whether it was ever optional. Councillor Miller continued to say that Selwyn has done the hard work and staff has done a fantastic job to build first class Infrastructure with Selwyn providing water at

the lowest cost. In turn it only got \$22m for its efforts. Councillor Miller said the consultation was a complete waste of time, as was the time Council had spent considering its options. He had very little faith in the Government at the moment and asked how anyone could trust a Government if a Minister of the Crown went back on their word.

Councillor Alexander announced his notion of motion. There was a brief discussion about whether this could be allowed under Standing Orders to which Councillor Alexander moved a procedural motion to suspend Standing Orders in order that his motion can be heard. He said Council did not need to wait to express the opinion suggested in his motion.

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

*‘That Council suspend standing orders to allow for a notice of motion to be read and voted on.’*

**CARRIED (6:3)**

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

*‘That the SDC expresses its extreme disappointment at the Government’s announcement today that the opt-out option is to be removed from the proposed 3 Waters Reform.’*

**CARRIED**

The Mayor thanked Councillor Alexander for raising the issue.

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

*‘That the Council resume the remainder of the meeting under Standing Orders.’*

**CARRIED**

Councillor Lemon said he feels Council wasn’t taken serious with its ability to deliver water services from early on. He said he felt aggrieved for staff who have delivered an exceptional service to the community and while it has put Council in a good position to have that removed was not a good feeling.

Councillor Epiha addressed Council in Te Reo thanking the Mayor, Deputy Mayor, fellow Councillors and staff for their work in this space. He referred to the Treaty of Waitangi and its principles.

Councillor Epiha then said he didn’t know whether to laugh or cry. He said it had been 186 years since the signing of the Treaty and reflected on the solidarity it brought of the different cultures in the country. He was concerned about what to tell constituents. Councillor Epiha said he was flabbergasted with what happened. He had given 2 years of his life to understand democracy but this was the furthest thing from democracy in his opinion. He said Council was the chief of the District, Waikirikiri / Selwyn.

Councillor McInnes also expressed her disappointment and said she would be interested to see the further work of the working groups.

The Chief Executive said staff provided a first class 3 Waters service and it was disappointing that, despite all of Council’s questions, the Minister today mandated the legislation.

He said legislation will come before the House and policies, work programmes and contractual arrangements will be worked out. Now it was about understanding the impact, value of Council's assets, transfer of our liabilities particularly land use, status of consents, and most importantly about understanding the work programme until June 2024. There will be pressure on key staff and on contractors. It would also have an impact on ratepayers. The Chief Executive said that he met with staff earlier today to tell them what was happening.

The Mayor said that some of the information would be ready as soon as next week. He asked for a placeholder on all Council agendas for discussion on 3 Waters Reform, regardless of whether there were papers.

## **CONFLICTS OF INTEREST**

Councillor Alexander in respect of the item on Representation Review.

## **PUBLIC FORUM**

None.

## **CONFIRMATION OF MINUTES**

### **1. Minutes of an Ordinary meeting of the Selwyn District Council held in the Council Chambers on Wednesday 13 October 2021**

Councillor Alexander asked for the addition of two items on the Matters Under Investigation table. These were in relation to feasibility advice sought from the Chief Executive to be received as a report back to Council; and a report on landbanking for future community facilities on reserves.

Councillor McInnes wanted the statement about nitrates causing cancer deleted as there was no definitive view on the matter yet.

**Moved** (as amended) – Councillor Lyall / **Seconded** – Councillor Mugford

*'That the Council confirms the minutes of the ordinary meeting of the Selwyn District Council held on Wednesday 13 October 2021'*

**CARRIED**

## **MATTERS REQUIRING ATTENTION**

See table at the end of the minutes.

## REPORTS

### 1. Chief Executive

#### *Chief Executive's Report*

The Chief Executive noted that he attended the Zone 5 & 6 meetings with the Mayor and Councillor Gallagher. A range of topics was discussed including national council update, reform agenda, COVID, housing reform, the Resource Management Act review and others.

**Moved** – Councillor Alexander / **Seconded** – Councillor Lyall

*'That Council:*

*a) Receives the Chief Executive's report for information; and*

*b) Approves the additions / alterations to the Delegations Manual as presented.'*

**CARRIED**

### 2. Deputy Electoral Officer

#### *Representation Review*

*Councillor Alexander moved away from the table due to a declared conflict of interest.*

Council's Deputy Electoral Officer, Mr Stephen Hill said we were now approaching the final stages of the representation review. Mr Hill noted the legislative process that Council has been following and spoke about consultation and engagement undertaken at several stages. Consultation ran from 3 September to 4 October. In his report the submission process was summarised, referring to the most common of the objections being the removal of West Melton from the Selwyn Central Ward to join the Malvern Ward.

Mr Hill said the next step was to publicly notify the decision with a period for appeals and objections.

The Mayor thanked Mr Hill for the report and his work in this area. Councillor Mugford asked that Greendale should be part of the Malvern communities of interest.

Councillor Epiha reiterated what he said previously in regards the Maori ward, noting he believed the review committee did not do its job on this matter. He said it should be up to the public to decide whether or not to have a Maori ward and that simply consulting with runanga was not really a decision on whether it's in people's best interest.

Councillor Bland said he intended voting against the recommendations, not because he does not have respect for the process, but because he thinks this is an incomplete picture. He said Council agrees it's not a perfect picture and that it would review it again in 3 years. He said even the committee tasked with the review were indecisive and this rang alarm bells for him. He said there was a lack of public perception or involvement in the

representation review but three of the wards are not changing. It is in the fourth ward where the significant change would be and he didn't think this was a reflection of democracy.

The Mayor said three years was the usual time for another review so it would not be rushing it. He appreciated Councillor Bland's views but he said Council put out 4 options to the community and received little to no feedback.

Councillor Reid said during the pre-consultation over 100 submissions were received. She said the growth in the District was one of the issues and in particular in Rolleston. This makes it difficult to fit in the process. She said it was not perfect but it is a solution that is manageable for now. Council should focus on having adequate representation for those communities.

**Moved (as amended)** – Councillor Miller / **Seconded** – Mayor Broughton

*That the Council adopts for public notification the following final proposal for representation arrangements for the local authority election to be held in 2022 and subsequent elections, until altered by a subsequent decision:*

- (a) That the Council comprise 10 members elected from four wards, and the Mayor, elected at large;*
- (b) That the members be elected by the First Past the Post (FPP) method;*
- (c) That the four wards be known as Ellesmere, Malvern, Rolleston, Springs;*
- (d) That the proposed boundaries of the four wards be as shown **as per the initial proposal** ~~on the map attached to this report (Appendix 1)~~ and reflecting the following communities of interest:*

Ward	Communities of Interest
Ellesmere	Brookside, Burham, Burham Military Camp, Doyleston, Dunsandel, Greenpark, Irwell, Killinchy, Lakeside, Leeston, Mead, Motukarara, Rakaia Huts, Sedgemere, Southbridge, Taumutu
Malvern	Arthurs Pass, Castle Hill, Coalgate, Darfield, Glenroy, Glentunnel, <b>Greendale</b> , Halkett, Hororata, Kirwee, Lake Coleridge, Sheffield, Springfield, West Melton, Waddington, Whitecliffs, Windwhistle
Rolleston	Rolleston (including West Rolleston)
Springs	Ladbrooks, Lincoln, Prebbleton, Springston, Tai Tapu, Weedons

- (e) That the population each member will represent is as follows:*

Ward	Population	Members	Population per Member
Ellesmere Ward	12,620	2	6,310
Malvern Ward	14,900	2	7,450
Rolleston Ward	22,470	3	7,490
Springs Ward	19,690	3	6,563
<b>TOTAL</b>	<b>69,680</b>	<b>10</b>	<b>6,968</b>

- (f) That a Community Board be elected representing the Malvern Ward:*

- (i) That the name of this Board be the Malvern Community Board;
- (ii) That the Malvern Community Board comprises five elected members;
- (iii) That the Malvern Community Board have three subdivisions, namely the Hawkins, Tawera and West Melton Subdivisions, with the boundaries as shown in the map attached to this report (Appendix 2), and reflecting the following communities of interest:

Subdivision	Areas of Subdivision
Hawkins	Darfield, <b>Greendale</b> , Kirwee, Sheffield, Waddington
Tawera	Arthurs Pass, Castle Hill, Coalgate, Glenroy, Glentunnell, Hororata, Lake Coleridge, Springfield, Whitecliffs, Windwhistle
West Melton	Halkett, West Melton

- (iv) That the population each member will represent is as follows:

Subdivision	Population	Members	Population per Member
Hawkins Subdivision	6,000	2	3,000
Tawera Subdivision	3,030	1	3,030
West Melton Subdivision	5,870	2	2,935
<b>TOTAL</b>	<b>14,900</b>	<b>5</b>	<b>2,980</b>

- (g) That there be no Māori ward in Selwyn.

**CARRIED**

*Councillor Jeff Bland voted against for reasons as per the discussion.*

### 3. Team Leader Transportation Speed Limit Review

The Team Leader Transportation, Mr Mark Chamberlain said the report was for information only. Staff had received a range of views. It was a tidy-up of speed limits and also an opportunity to prepare for new speeds. He added that simply putting up a sign doesn't change how people drive.

Mr Chamberlain said it can often be hard to find consensus as to what the community actually wants. They received 364 online submissions, this was double to what was received in the past. Speed limits was something staff always get a lot of queries about. He reiterated that a speed sign won't change behaviour but it should match what's going on around you on the road, in terms of conditions and being rural or urban.

The Mayor thanked Mr Chamberlain for his report. The Mayor then also acknowledged that this was Mr Chamberlain's last Council meeting, before taking up another role in a neighbouring Council.

The Mayor thanked Mr Chamberlain for his contribution to Council and said his role was key to community outcomes. The Mayor said it is clear that Mr Chamberlain is passionate about his work and wanted to see things change for our communities. He said he wanted to thank Mr Chamberlain for his service on behalf of all Councillors, also

the Mayor and elected members before. Mr Chamberlain continued to bring forward not only minor changes but also aspiration for what the future could be.

Mr Chamberlain said he had also previously been involved in water services so have worked in many different roles at Council since 1979.

Other Councillors also took the opportunity to thank Mr Chamberlain for his work.

Mr Chamberlain continued through his report with Councillors commenting on the speed on some of the roads. Mr Chamberlain said the speed management plan will require a lot of further work and that speed limits was just one tool in the kit to reduce the road toll.

**Moved** – Councillor Alexander / **Seconded** – Councillor Epiha

*'That the Council approves Amendment No. 10 to the Register of Speed Limits pursuant to clause 7(1) of the Speed Limits Bylaw 2018 by setting new speed limits as follows with the new speed limits coming into force on 1 December 2021:*

- (a) *The reduction to 30 km/hr from 100 km/hr on Cloudesley Road (Bealey Spur).*
- (b) *The extension of the 50 km/hr urban traffic area south along the east side of Telegraph Road to encompass the new subdivision roads.*
- (c) *The reduction to 60 km/hr from 100 km/hr on Telegraph Road, Darfield, from the start of the existing 50 km/hr south of Cardale Street to past the new subdivision road.*
- (d) *The reduction to 50 km/hr from 100 km/hr on Greendale Road, Darfield, from the existing 50 km/hr south west of Cardale Street to past the new subdivision roads.*
- (e) *The extension of the 50 km/hr urban traffic area south west to include Mulholland Drive and the surrounding land bound by McLaughlins Road, Clintons Road and Bangor Road (SH77).*
- (f) *The reduction to 30 km/hr from 100 km/hr of the unnamed road of Pohau Road in the Fisherman's Point settlement (Whakamatakiuru).*
- (g) *The reduction to 60 km/hr from 100 km/hr on Pohau Road and Gullivers Road fronting the Ngati Moki Marae.*
- (h) *The reduction to 50 km/hr from 100 km/hr on the roads within Greenpark Huts at the end of Hudsons Road.*
- (i) *The reduction to 50 km/hr from 100 km/hr on Hoskyns Road from the existing 50 km/hr west of Courtenay Road to past the cemetery entrance.*
- (j) *The reduction to 50 km/hr from 100 km/hr on Hoskyns Road from the existing 50 km/hr east of Courtenay Road to past the new subdivision road (Suffolk Drive).*
- (k) *The reduction to 60 km/hr from 100 km/hr on Volckman Road from the existing 60 km/hr east of Leeston Road to past the entranceway for No. 483 Volckman Road.*
- (l) *The reduction to 50 km/hr from 60 km/hr on Springs Road from north of Gerald Street/Ellesmere Junction Road to south of the new subdivision roads in the Verdecos and Te Whariki subdivisions.*
- (m) *The reduction to 40km/hr on Springs Road between Trents Road and the existing 50km/h entry to Prebbleton North of Blakes Road;*
- (n) *The reduction to 50 km/hr extend the urban traffic area from the current 60 km/hr on Springs Road, Hamptons Road and Trices Road, Prebbleton.*
- (o) *The reduction to 30 km/hr from 50 km/hr on Tennyson Street, Markham Way, Wilbur Close and Peel Close as part of the Rolleston Town Centre development.*
- (p) *The reduction to 60 km/hr from 80 km/hr on Springston Rolleston Road from the existing 60 km/hr to south of Selwyn Road.*



- (q) *The reduction to 60 km/hr from 80 km/hr on Selwyn Road from the existing 60 km/hr east of East Maddisons Road to Lincoln Rolleston Road.*
- (r) *The reduction to 80 km/hr from 100 km/hr on Weedons Ross Road and the roads within the area bounded by Weedons Ross Road, Newtons Road, Curraghs Road and West Coast Road (SH73).*
- (s) *The reduction to 80 km/hr from 100 km/hr on Lincoln Rolleston Road from the existing 60 km/hr to Selwyn Road.*
- (t) *The reduction to 80 km/hr from 100 km/hr on Selwyn Road from Lincoln Rolleston Road to Shands Road.*
- (u) *The reduction to 60 km/hr from 80 km/hr on Shands Road from the existing 60 km/hr to south of the new Blakes Road roundabout.*
- (v) *The reduction to 80 km/hr from 100 km/hr on Springs Road from Prebbleton to Ellesmere Junction Road/Gerald Street.*
- (w) *The reduction to 80 km/hr from 100 km/hr on Jowers Road.*
- (x) *The reduction to 60 km/hr from 100 km/hr on Days Road between the upper and lower Selwyn Huts.*
- (y) *The reduction to 60 km/hr from 100 km/hr on Ahuriri Road.*
- (z) *The reduction to 80 km/hr from 100 km/hr on Leeston Road between Doyleston and Leeston.*
- (aa) *The reduction to 80 km/hr from 100 km/hr on Ellesmere Junction Road between Lincoln and Springston.'*

**CARRIED**

#### **4. Team Leader Transportation and Asset Manager Transportation** *Transportation monthly update*

Messrs. Chamberlain and Mazey presented the report noting that a further two plan changes were submitted in the last week. Housing was moving very fast and they also reflected on the intensification requirements which were announced a week ago.

Concept designs for the West Melton traffic signals were being finalised. Costing has been done in regards the lighting on Lincoln / Rolleston Road.

The Chief Executive noted that underground fund was being reviewed currently and it will come back before Council as a part of the policy review process.

Staff also noted that a structural assessment was done for the Whitecliffs bridge. They would consider whether to replace it as it was nearing its end of life.

**Moved** – Councillor Alexander / **Seconded** – Councillor Epiha

*'That Council extend the meeting beyond two hours in accordance with Standing Orders 4.2'*

**CARRIED**

Staff said that in terms of unsealed road maintenance, having 60% of the roads in average condition was about right. Obviously they would like to have more than that but this was not an area where there is ever sufficient funding.

The road safety team will also present to Council in more detail in a future meeting.

The Mayor asked about the main road from Leeston into Rolleston becoming busier and whether there would need to be any changes to the road. He asked whether there was an increasing need for maintenance due to increasing traffic. Council's Group Manager Infrastructure noted that these issues were all part of the roading plan. Key roads are always important to consider but at the same time priorities change every year.

**Moved** – Councillor Lyall / **Seconded** – Councillor Hasson

*'That the Council receives the report "Transportation Monthly Update" for information.'*

**CARRIED**

## **5. Group Manager Property**

*Property Transaction Update – 30 September 2021*

Staff noted that once Te Ara Atea was all finalised, they would continue working on the Rolleston Town Square, while also taking into account the timing of the developers.

**Moved** – Councillor Lemon / **Seconded** – Councillor Mugford

*'That the Council receives the update report on property projects as at 30 September 2021 for information.'*

**CARRIED**

## **GENERAL BUSINESS**

### **RESOLUTION TO EXCLUDE THE PUBLIC**

**Moved** – Councillor Reid / **Seconded** – Councillor McInnes

*'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:*

<b>General subject of each matter to be considered</b>	<b>Reasons for passing this resolution in relation to each matter</b>	<b>Ground(s) under Section 48(1) for the passing of this resolution</b>	<b>Date information can be released</b>

1.	Public Excluded Minutes	<i>Good reason to withhold exists under Section 7</i>	<i>Section 48(1)(a)</i>	
2.	Expenditure Approval for the Hughes Developments Limited Development Agreement			
3.	Reconnect Project			
4.	Awarding of tender for Tennyson and Rolleston Drive Intersection Upgrade			Upon awarding of tender
5.	Property Transactions			
6.	Rolleston Reserve Youth Zone			20 December 2021

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 - 6	Enable the local authority holding the information to carry out, without prejudice or disadvantage, commercial activities; or	Section 7(2)(h)
1 - 6	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)

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

**CARRIED**

*Council had an afternoon tea break between 3.15 – 3.30pm.*

The public meeting moved into Public Excluded at 3.30pm.

The meeting resumed in open meeting at 4.37pm

The meeting ended at 4.37pm.

DATED this 3 day of November 2021

  
MAYOR

## MATTERS UNDER INVESTIGATION

<i>Community Centres, Halls and Libraries Network Plan (Council, 13 October 2021)</i>	Report on landbanking - buying land now for future community facilities	2022
<i>Accessibility Report (Council, 13 October 2021): how staff can encourage applicants to ensure buildings were as accessible as possible</i>	Staff report to consider modifications after advice from Chief Executive	2022