

**MINUTES OF AN ORDINARY MEETING OF THE
SELWYN DISTRICT COUNCIL
HELD VIA ZOOM
ON WEDNESDAY 8 SEPTEMBER 2021 COMMENCING AT 1PM**

PRESENT

Mayor S T Broughton, Councillors, M A Alexander, J B Bland, S N O H Epiha, J A Gallagher, 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), S Hill (Group Manager Communication and Customers), M Washington (Group Manager Infrastructure), T Harris (Group Manager Environmental and Regulatory Services), A Boyd (Solid Waste Manager), A Spanton (Senior Biodiversity Advisor), R Allen (Acquisitions, Disposals and Leasing Manager), G Morgan (Service Delivery Manager), M Johnston (Chief Licensing Inspector), M England (Asset Manager Water Services), P Millar (Major Projects Property Manager), S Tully (Mayor's Advisor), J Gutknecht (Water Services Project Engineer), and R Raymond (Communications Advisor); Mesdames N Smith (Executive Assistant), B Ryan (Personal Assistant), D Ford (Biodiversity Officer), R Sullivan (Project Manager), E McLaren (Water Services Delivery Manager); 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 via Zoom. He also welcomed everyone online listening to the meeting.

APOLOGIES

None.

IDENTIFICATION OF ANY EXTRAORDINARY BUSINESS

None.

CONFLICTS OF INTEREST

No new conflicts, apart from those already recorded.

PUBLIC FORUM

None.

CONFIRMATION OF MINUTES

1. Minutes of an Ordinary meeting of the Selwyn District Council held in the Council Chambers on Wednesday 25 August 2021

Councillor Alexander noted that he had sent through an amendment to the last minutes, in particular the item relating to the Representation Review consultation proposal. Councillor Alexander said that the minutes does not reflect the full breadth of the conversation and should reflect and recognise the divergence. He said he would like added to the minutes, what he had said as a Ward Councillor.

Councillor Reid agreed with Councillor Alexander noting that she also had an alternative view and that it needed to be mentioned that there were changes in relation to West Melton. Her recollection was that Councillor Gallagher had voted against the proposal but this was not recorded. Councillor Gallagher confirmed this fact.

Deputy Mayor, Councillor Lyall commented that the conversation was presumptive and that the matter was going out for consultation. He did not think having verbatim comments was appropriate and if anything, it would come across as an attempt to sway the public a particular way before the consultation process. Councillor Alexander responded he merely wanted the minutes to more accurately reflect what he said.

The Mayor said minutes need not be verbatim but would need to reflect the conversation at the time. He was of the opinion that the minutes should reflect differing views but will not be helpful if particulars were quoted. He did not think it was appropriate to insert comments after the fact and said the minutes clearly show two people simply trying to do their job. At the same time, he thought Councillor Alexander's specific comment could be included and the Deputy Mayor agreed, cautioning that it should not set a precedent.

The Chief Executive advised that Council minutes were not Hansard style but designed to capture comments to show what lead to recommendations being moved and seconded. He said staff would capture Councillor Alexander's comments as per his request.

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

'That the Council confirms the minutes of the ordinary meeting of the Selwyn District Council held on Wednesday 25 August 2021'

CARRIED

CURRENT MATTERS REQUIRING ATTENTION

None currently			
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REPORTS

1. Mayor

Mayor's Report

The Mayor gave a shout out to ICT staff member Armon Coskun who recently started working at Selwyn District Council. The Mayor said since his arrival he hit the ground running and developed great relationships with Elected Members and staff. He showed flexibility and a willingness to give things a go. The Mayor thanked Armon for the work he is doing.

The Mayor also acknowledged the ongoing work of essential workers during COVID how families are being cared for.

Referring to Government's reform in the water space, the Mayor said there were 4 different areas they were currently working through. These can often get confused and said he had been working on a short video to explain this. Firstly there is fresh water of which nitrogen was a part; secondly the three waters reform, including storm water, drinking water and wastewater; thirdly some work with Environment Canterbury on flooding and river protection and lastly working with the new entity.

He said there was also the work on the future for local government and he had been providing feedback from the sector in general, in this space.

Councillor Alexander suggested an amendment to the recommendation to include that Council endorses the submission to Waka Kotahi.

Councillor Gallagher enquired about a meeting the Mayor had in Arthurs Pass to which he said he was working closely with DOC and will continue to keep Arthurs Pass residents informed.

Councillor Miller referred to the attachment on the Mayor Forum achievements which emphasised the inequity of the shovel ready projects. He asked whether it had ever been explained why Selwyn failed in this when there was clearly a range of projects which met the criteria. The Mayor agreed that there was no transparency in the decision-making.

Selwyn met the requirements and would have created jobs and be able to deliver immediately, yet many of the other successful projects are still delayed. It appeared the process was clouded from any good governance. In future, Selwyn will review the way it applies.

Moved – Mayor Broughton / **Seconded** – Councillor Reid

'That the Council:

- a) Receives the Mayor's report for August 2021 for information; and*
- b) Endorses the Council submission to Waka Kotahi on the Rolleston Flyover and Transportation improvements.'*

CARRIED

2. Chief Licensing Inspector

Joint District Licensing Committee and Chief Licensing Inspector report 1 – 31 July 2021

The Chief Licensing Inspector told Council this was a challenging time for hospitality. Relating to the incident where a minor was served with alcohol, he told Council the hotel had been found to have failed the control measures in place. The hotel was found guilty and suspended for 2 days with the duty manager suspended for a month.

Council was informed of an application for a bottle store in Prebbleton for which 27 objections were received. These are being processed and there will be a hearing.

Moved – Councillor McInnes / **Seconded** – Councillor Lyall

‘That the Council receives the report on the activities of the District Licensing Committee and the Chief Licensing Inspector for July 2021.’

CARRIED

3. Biodiversity Officer

Selwyn Biodiversity Strategy

Staff presented their report, noting the purpose was to see Council's endorsement to undertake a draft of the strategy. In October 2020 a memo was presented to Council in which staff talked about the NZ Biodiversity Strategy. Staff now want to develop a Selwyn specific strategy, with the goal to guide biodiversity management and protection within the district.

Staff noted they propose an advisory group to assist with the scope and content and Councillors will form part of this group. A group of stakeholders have been identified who will be consulted by staff after which a report will be brought back to Council on progress

Councillor Lemon said he would like to be part of the process. Councillor Alexander agreed noting that staff would need to determine whether the group will be an advisory group or a working group. He also added that Environment Canterbury should be on the group.

Staff noted they would look at having someone from the land drainage committee, assuming the next item is approved, on the working group as well to provide continuity.

The Chief Executive said it was an excellent report and asked staff to include the Lincoln University as well. He asked for nominations from Councillors for the working / advisory group.

Councillor Miller asked staff to include Ellesmere Sustainable Agriculture as well. He also said the work should be linked up with what Environment Canterbury was doing

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

‘That Council:

- a) *Receives this report;*
- b) *Endorses the development of a draft Selwyn Biodiversity Strategy; and*
- c) *Recommends Councillors Lemon and Lyall be added to the Advisory Group.'*

CARRIED

4. Asset Manager Water Services

District Land Drainage Committee

Staff took the report as read and briefly spoke about the Terms of Reference. Regarding membership of the groups and organisations to be represented staff recommended that three Councillors be appointed. It would also be a good link for any Councillors appointed to the previous item, to be nominated for this committee.

The Mayor thanked staff for the report noting that the Terms of Reference could possibly include direction to the Committee to give thought to the future of 3 waters.

Moved (*as amended to include the nominated Councillors*) – Councillor Reid / **Seconded** – Councillor Alexander

'That the Council:

- a) *Approves the establishment of the District Land Drainage Committee which is to be a committee of Council;*
- b) *Approves the draft Terms of Reference which will subsequently be reviewed by the District Land Drainage Committee and brought back to Council for confirmation;*
- c) *Appoints the Mayor (as an ex officio member), Councillors Hasson, McInnes, Lemon and Miller and the other persons set out in the attached terms of reference to be on the District Land Drainage Committee;*
- d) *Resolves that the District Land Drainage Committee not be discharged on the next triennial general election (provided that the Council may review Councillor membership of the District Land Drainage Committee at that stage).'*

CARRIED

5. Asset Manager Water Services, and Water Service Delivery Manager

Water Services Monthly Update

Staff went through their report noting the publicly advertised closure of 14 water races. A report will come before Council recommending the closure and asked for nominations to be part of the panel. Councillor Mugford and Hasson indicated their willingness to participate in any hearings panel.

The Mayor asked about flood recovery decisions or discussions relating to the Council's Infrastructure suitability and ensuring there would be less risk in future. Staff noted this was a separate work stream and primarily focussed on Springfield.

The Group Manager Infrastructure referred to his summary on the Water Services Bill which formed part of the agenda for today's meeting.

Councillor Miller said chlorination was an issue for ratepayers with the Water Services Bill certainly implying compulsory disinfection. The community is not aware of these pieces of knowledge and so they will point to the Council for chlorinating the water when it wouldn't have been Council's decision.

The Mayor thanked staff for their comprehensive reporting.

Moved (*as amended to include Councillors' names*) – Councillor Bland / **Seconded** – Councillor Hasson

a) *'That the Council receives the report 'Water Services Monthly Update' for information; and*

b) *Agrees to Councillor Mugford and Hasson be included in a hearings panel.'*

CARRIED

6. Group Manager Environmental and Regulatory Services

Environmental and Regulatory Services Monthly Update

The Group Manager Environmental and Regulatory Services briefly went through his report, noting some statistics during lockdown. There was a surge in noise complaints. He said Council will also receive more information in a workshop in October.

The Group Manager told Council that the District Plan hearings will commence the week after next with appropriate social distancing and COVID measures. It will be a physical meeting and Council will receive a link to the new hearings schedule soon.

Staff noted in response to a question from Councillor Alexander, that it was common to see building consent processing time delays across neighbouring councils, in fact across the country. The reason for this was mainly the exceptional volume of consents received for processing.

Moved – Councillor Alexander / **Seconded** – Councillor Bland

‘That the Council receives the report on activities within the Environmental and Regulatory Services Group for information.’

CARRIED

GENERAL BUSINESS

Register of Documents Signed and Sealed

Moved – Councillor Gallagher / **Seconded** – Councillor McInnes

1	Name of other party	The Deans Collective Limited
	Transaction type	Deed of Licence
	Transaction description	Reserve 2189 Pig Saddle Road, Springfield 2.0234 hectares

2	Name of other party	Fairfax Stonehouse Farm Limited
	Transaction type	Deed of Licence
	Transaction description	Part Reserve 1809 Parkins Road .8094 hectares

3	Name of other party	Robin William Hyde
	Transaction type	Deed of Licence
	Transaction description	Lot 41 Upper Selwyn Huts

RESOLUTION TO EXCLUDE THE PUBLIC

Moved – Councillor Reid / **Seconded** – Councillor Bland

‘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>	
2.	C1444 – Selwyn Potable Water Supply Reservoirs 21/22			<i>Following award of tender</i>

3.	Solid Waste Reconnect			
4.	Taumata Kuri (Prebbleton) New Park Stage 1A			15 September 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, 4	Enable the local authority holding the information to carry out, without prejudice or disadvantage, commercial activities; or	Section 7(2)(h)
1, 4	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, 3	Protect information where the making available of information <ul style="list-style-type: none"> - Would disclose a trade secret; or - Would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of this information. 	Section 7(2)(b) (i), (ii)

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

The public meeting ended at 2.41pm for a brief break before moving into Public Excluded at 3.00pm.

The meeting resumed in open meeting at 4.08pm.

The meeting ended at 4.08pm.

DATED this 23 day of September 2021


 MAYOR