

**MINUTES OF AN ORDINARY MEETING OF THE
SELWYN DISTRICT COUNCIL
HELD IN THE TAI TAPU COMMUNITY CENTRE,
ON WEDNESDAY 9 OCTOBER 2019 COMMENCING AT 1.00PM**

PRESENT

Mayor S T Broughton (Chair), Councillors, M A Alexander, D Hasson, M P Lemon, M B Lyall, D P McEvedy, G S Miller, J B Morten, R H Mugford, N C Reid & C J Watson

IN ATTENDANCE

Messrs. D Ward (Chief Executive), D Marshall (Group Manager Property), S Hill (Group Manager Communication and Customers), T Harris (Group Manager Environmental and Regulatory Services), G Bell (Group Manager Corporate Services), M Washington (Group Manager Infrastructure), A Boyd (Solid Waste Manager), J Burgess (Planning Manager), C Colenutt (Management Accountant), T Cockburn (Accounting Assistant), C Moody (Accounting Manager), A Mazey (Asset Manager, Transportation), B Charlton (Regulatory Manager), M Johnston (District Licensing Commissioner), R Raymond (Communications Advisor), and S Sudarsanan (ICT / GIS Support Officer); Mesdames J Gallagher (Chair: Malvern Community Board), D Kidd (Group Manager Community Services and Facilities) S Shea (Group Manager, People, Capability and Culture), A Boal (Acquisitions Disposals and Leasing Officer), N Smith (Executive Assistant); and Ms T Davel (Governance Coordinator)

Other:

Mr S Naylor (Audit New Zealand), Mr T Leippi, Mr C Payne, Mrs M Jones, Mrs S McInnes, Mrs M Morten, Mrs J Watson, Waireki Paraone

Media:

Mr J Leask (Selwyn App)

Ms D Bolger (Selwyn Times)

APOLOGIES

Apologies for absence were received from Councillor Bland.

Moved – Councillor Alexander / **Seconded** – Councillor Mugford

‘That the apology for Councillor Bland be received, for information.’

CARRIED

IDENTIFICATION OF ANY EXTRAORDINARY BUSINESS

None

CONFLICTS OF INTEREST

Councillor Hasson in respect of District Licencing Committee.

CONFIRMATION OF MINUTES

1. Minutes of an ordinary meeting of the Selwyn District Council held at the Selwyn District Council Chambers, on Wednesday 11 September 2019

Taken as read with no amendments recorded.

Moved – Councillor Watson / **Seconded** – Councillor Lemon

‘That the Council confirms the minutes of the ordinary meeting of the Selwyn District Council held on Wednesday 11 September 2019.’

CARRIED

2. Minutes of Council Committees

Moved – Councillor Mugford / **Seconded** – Councillor Lyall

‘That the Council receives the confirmed minutes of the following, for information.’

Meeting	Date
Audit and Risk Subcommittee (<i>confirmed</i>)	4 September 2019
Property Committee (<i>confirmed</i>)	4 September 2019

CARRIED

CURRENT MATTERS REQUIRING ATTENTION

Item	Meeting referred from	Action required	Report Date / Action
Social Housing	November 2018	Update Report	6 November 2019
Public Places Bylaw and Policy on Commercial Activities and Events in Public Places	September 2018	Review the effectiveness of the bylaw a year on	February 2020
Roading conditions on Wards Road	11 September 2019	Report back including road condition, maintenance schedule, snap/send traffic numbers, build up of shingle along the roadside,	6 November 2019

		crash history data, liability for Council in case of accidents; and priority for sealing in relation to other roads in the District.	
Rolleston Library and Community Centre naming	11 September 2019	Analysis for facilities in Selwyn Central and its fit for future use within the building programme	11 December 2019
Implementation of District Wide Rates for community centres, halls and reserves and the introduction of online centralized bookings	11 September 2019	Review effectiveness post-implementation	April 2020

RESOLUTION TO EXCLUDE THE PUBLIC

Moved – Councillor Lemon / **Seconded** – Councillor Lyall

1. *‘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 report can be released
1.	Public Excluded Minutes	<i>Good reason to withhold exists under Section 7</i>	<i>Section 48(1)(a)</i>	
2.	Public Excluded Chief Executive's Report			
3.	Appointment of SICON Limited Director			<i>Post 11 December 2019</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 on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations); or	Section 7(2)(i)
---	--	-----------------

1, 2	Enable the local authority holding the information to carry out, without prejudice or disadvantage, commercial activities; or	Section 7(2)(h)
3	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 meeting moved into Public Excluded at 1.05pm and reconvened in open meeting at 1.18pm.

REPORTS

1. District Licensing Committee

Joint District Licensing Committee and Licensing Inspectors' Combined Monthly report for period 1 August 2019 – 31 August 2019

Councillor Hasson stepped away from the table due to a declared conflict of interest.

Malcolm Johnston told Council everything was going fine with the special licensing around the Rugby World Cup.

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

'That the Council receives the report on the activities of the District Licensing Committee and the Chief Licensing Inspector for August 2109.'

CARRIED

Councillor Hasson returned to the table.

2. Mayor

Mayor's Report

The Mayor took his report as read and showed a video called 'Faces of Selwyn', which tells the stories of migrants. Councillor Alexander suggested showcasing the story displays, which were present at the Tai Tapu Centre on the day, at the Selwyn Aquatic Centre as well as the West Melton Community Centre as both venues receive a lot of visitors.

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

'That the Council receives the Mayor's Report for September 2019 for information.'

CARRIED

3. Chief Executive

Chief Executive's Report

The Chief Executive took his report mainly as read. He thanked Councillors for the relationship they enjoyed over the past 3 years. He said that a lot of work has gone into the three years and that much time was spent reviewing policies and delivering on a number of huge projects. On behalf of the management team and staff, the Chief Executive thanked the Mayor and Councillors. He added he wished those well who were not seeking re-election.

Moved – Councillor Alexander / **Seconded** – Councillor Mugford

'That Council

(a) receives the Chief Executive's Report, for information; and

(b) adopts the recommended changes to the Delegations Manual.'

4. Chief Executive

Adoption of Annual Report

The Chief Executive noted that again the Council received an unqualified report and he took the opportunity to acknowledge Mr Craig Moody and his team with this excellent work.

The Group Manager Corporate Services noted the adoption of the Annual Report shows the multiple people working on it across all Departments. He noted a couple of details including the \$13.8m surplus in operating funding and the \$36m cash coming in. He said it was clear Council was meeting increasing demand and renewing or replacing its existing infrastructure.

The Mayor thanked staff for the work and said it was pleasing to note that there were no significant matter to bring to the attention of Council. Other Councillors also thanked staff from the finance team.

Moved – Councillor Watson / **Seconded** – Councillor Lyall

'That the Council adopts the Annual Report 2018 / 19.'

CARRIED

5. Chief Executive

End of 2016 – 2019 Triennium Matters

The report was taken as read.

Moved – Councillor Morten / **Seconded** – Councillor Lyall

‘That:

(a) *from the day following the Electoral Officer’s declaration (on or about 17 October 2019), until the new Council is sworn in on Wednesday 30 October 2019:*

1. *the Chief Executive is authorised to make decisions in respect of urgent matters, in consultation with the Mayor elect; and*
2. *all decisions made under this delegation will be reported to the first ordinary meeting of the new Council; and*
3. *delegations of the Chief Executive and Mayor elect do not extend to the declaration of Civil Defence emergencies unless the first meeting of the new Council is called earlier than 30 October 2019 by the Chief Executive as is set out under clause 21(3) of Schedule 7 of the Local Government Act 2002;*

(b) *Council receives the following unconfirmed minutes, for information:*

MEETING NAME	DATE
<i>Malvern Community Board meeting</i>	<i>23 September 2019</i>
<i>Road Safety Committee meeting</i>	<i>19 September 2019</i>
<i>Water Race Subcommittee meeting</i>	<i>26 August 2019</i>

CARRIED

6. Management Accountant

Financial Report to 31 August 2019

The Group Manager Corporate Services said operating expenditure seemed slightly under budget mainly due to maintenance costs. He said capital revenue was well ahead and capital expenditure was close to budget. He referred Councillors to the list of Council’s 13 largest projects to date.

Moved – Councillor Lyall / **Seconded** – Councillor Watson

‘That the Council receives the financial report for the period ending 31 August 2019 for information.’

CARRIED

7. Regulatory Manager

E-Scooter Trial

The Regulatory Manager told Council that staff received another application to trial e-scooters, namely from Lava. He said staff used the same criteria for both companies e.g.:

Speed – both had ability to reduce speed on their scooters and cemeteries will be a no-go area

Cost to Council – a trial will allow staff to analyse what the cost would be

Public Education – both companies provide extensive education through their apps

Geo-fencing – both companies are willing to work with Council to change circumstances if need be.

The Regulatory Manager added a code of practice will be put in place.

Councillor Alexander raised the following concerns, amongst others:

- Not supporting the addition of Burnham to the trial
- Technology does not meet the conditions of safety in either case
- E-scooters are designed for the urban environment and formed shoulders, not rural roads with narrow, unformed shoulders
- E-scooters are not suitable to be used at night
- Council should recover some of the costs rather than expecting ratepayers to bear it

Councillor Hasson pointed out that the recommendation proposed today is pending the future adoption of the bylaw, and the key is Council has to adopt the bylaw first which will then accommodate e scooter use which will then manage the trial.

The Regulatory Manager agreed noting that e-scooters have every right to go on the road, and many people own e-scooters already. The parking is the key point of doing a trial as Council can't stop people from using e-scooters on the roads. The Group Manager Environmental Services added this was part of an application for the public places bylaw and the context is the footpaths and parking on it.

Councillor Reid expressed concerns about other users of footpaths, i.e. the less able and vulnerable members of the community. She said the District did not have adequate infrastructure to support the trial.

Councillor Miller said whilst he supported micromobility he also believed it was every person's personal responsibility to make sure they were safe. He said he wouldn't support Burnham as part of the trial but he would support increased geo-fencing. He would also not support charging a fee.

Councillor McEvedy said he would abstain from voting and added other places did not have the limitations Council faces with a State Highway running through town centres. He also said helmets should be made compulsory.

Councillor Lyall said he supported the trial and Council will only know after the trial if it may or may not work. He supported charging a fee as the trial is costing staff and ratepayers in some way.

The Mayor said it was a great way for people to get to and from a place and we won't know how it could work until the 6 months trial is over. He also believed in personal responsibility for safety.

Moved – Councillor Watson / Seconded – Councillor Hasson

'That the Council agree to a trial of six months for e-scooters companies, which includes two companies known as Lime and Lava pending the future adoption of the traffic and parking bylaw which includes changes to make provisions for e-scooter use.'

CARRIED 7/3

*7 for / 3 against (being Councillors Alexander, Mugford and Reid)
1 abstained (being Councillor McEvedy)*

8. Planning Manager

Submissions on Proposed National Policy Statement on Urban Development

Councillors thanked the Planning Manager for preparing these documents. There was a discussion about all three items with comments that the process seemed rushed. It seemed staff were asked to submit on something which was not well detailed. There was a comment that it would encourage Council to get involved in the detail. Councillor McEvedy said it would come at a cost to ratepayers but Council is committed to improve freshwater and environmental outcomes.

Moved – Councillor Lyall / Seconded – Councillor Alexander

'That the Council

(a) Endorses the submission on the Discussion Document on the National Policy Statement on Urban Development for lodgement with the Ministry for the Environment.

(b) Supports a submission by the Greater Christchurch Partnership.'

CARRIED

9. Planning Manager

Submissions on Proposed National Policy Statement for Highly Productive Land

Moved – Councillor Lyall / Seconded – Councillor Alexander

'That the Council

- (a) Endorses the submission on the Discussion Document on the new National Policy Statement for Highly Productive Land (NPS-HPL) for lodgement with the Ministry for the Environment.*
- (b) Supports a submission by the Greater Christchurch Partnership.*

CARRIED

10. Planning Manager

Submissions on Proposed National Policy Statement and Proposed National Environmental Standards for Freshwater Management

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

‘That the Council

- (a) Endorses a submission on ‘Action for Healthy Waterways: a Discussion Document on national direction for our essential freshwater’ for lodgement with the Ministry for the Environment.*
- (b) Supports a submission by the Canterbury Mayoral Forum.’*

CARRIED

11. Acquisitions, Disposals and Leasing Manager

Consent to Grant of an Easement to Selwyn District Council – Rural Section 41072, Southbridge Park

The report was taken as read.

Moved – Councillor McEvedy / **Seconded** – Councillor Lemon

‘That Council approves:

- a) The granting of an easement to Selwyn District Council for the Right to Drain Sewage in gross over Rural Section 41072, at Southbridge Park;*
- b) The grant of the easement under Section 48(a) of the Reserves Act 1977, pursuant to delegation from the Minister of Conservation dated 12 June 2013 under Section 10 of the Reserves Act 1977;*
- c) That the easement be at nil consideration.’*

CARRIED

12. Solid Waste Manager

Adoption of Waste Management and Minimisation Bylaw

Councillors thanked the Solid Waste Manager and his team for their work. They thought Council was offering a good suite of services by consider the ways how waste at construction sites may be minimised.

Moved *(as amended)* – Councillor Miller / **Seconded** – Councillor Watson

‘That the Council:

(a) Revoke the existing Waste Management and Minimisation Bylaw 2012 at 31 October 2019

(b) Adopt the final Waste Management and Minimisation Bylaw 2019, with an effective date of 1 November 2019.’

CARRIED

13. Asset Manager Transportation

Rolleston Intersections Programming and Funding

Moved – Councillor Alexander / **Seconded** – Councillor Reid

‘That Council:

a) Proceed to implement the Lowes Road/Tennyson Street Traffic Signals and the Dryden Avenue – Markham Way Extension and Traffic Signals projects for 2019/20

b) Approves a 2019/20 budget of \$3,200,000 for the Lowes Road/Tennyson Street Traffic Signals project (this includes design fees for the Rolleston Drive/Tennyson Street Traffic Signals project)

c) Approves a 2019/20 budget of \$2,600,000 for the Dryden Ave – Markham Way Extension and Traffic Signals project

d) Rescinds approval of the LTP 2020/21 budget of \$1,998,090 for the Rolleston Drive/Tennyson Street Traffic Signals project.’

CARRIED

GENERAL BUSINESS

14. Register of Documents Signed and Sealed

Councillor Hasson noted a conflict, and Councillor Morten noted a conflict on the Hororata Golf Club Incorporated item.

Moved – Councillor Watson / **Seconded** – Councillor Lyall

'That the following transactions and the fixing of the Common Seal under authorised signatures be approved:

1	Name of other party	BHL Ltd
	Transaction type	Easement in favour of SDC. Fencing covenant indemnifying SDC of liability towards reserve fencing costs.
	Transaction description	RC165473 Barton Fields

2	Name of other party	Terrace Farm Holdings Ltd
	Transaction type	Deed of Licence
	Transaction description	Reserve 2322 Old South Road, Bankside 2.0234 hectares

3	Name of other party	Hororata Golf Club Incorporated
	Transaction type	Deed of Variation for Part Surrender of Lease
	Transaction description	Part Reserve 5257 - 29.542 hectares

4	Name of other party	Joshua Bell
	Transaction type	Deed of Licence
	Transaction description	Reserve 1492 Grange Road 2.0234 hectares

5	Name of other party	Christine Patricia Donald
	Transaction type	Deed of Licence
	Transaction description	Reserve 4464 Lower Lake Road and Timberyard Road 9.9274 hectares

6	Name of other party	Deed of Licence
	Transaction type	Tui Company Limited
	Transaction description	Reserve 2319 Te Pirita Road 2.0234 hectares

7	Name of other party	Morrish Farming Partnership
	Transaction type	Deed of Variation and Renewal of Lease
	Transaction description	District Park Site 98.635 hectares

8	Name of other party	NPD
	Transaction type	Deed of Lease (Ground Lease)
	Transaction description	3 South Terrace and 1 Ritso Street, Darfield

9	Name of other party	Richard Hector Simpson
	Transaction type	Deed of Licence

	Transaction description	Reserve 4197 Selwyn Road and Brookside Road 8.0937 hectares
10	Name of other party	Hamish Ross MacDonald
	Transaction type	Deed of Licence
	Transaction description	Reserve 983 Wrights Road 2.0234 hectares
11	Name of other party	Rakaia Incorporation (Hororata) Limited
	Transaction type	Deed of Licence
	Transaction description	Reserve 2300 Ardlui Road 2.0234 hectares
12	Name of other party	Anthony William Thwaites
	Transaction type	Deed of Licence
	Transaction description	Reserve 1917 Hororata Road 14.2702 hectares
13	Name of other party	Drumnacott Farms Ltd
	Transaction type	Deed of Licence
	Transaction description	Part Reserve 1566 Auchenflower Road 3.143 hectares

CARRIED

15. End of Year Reflection and Valedictory Speeches

The Mayor noted that it had been a very engaged Council, taking opportunities to ensure they work with other parties and not being slowed down. He thanked all Councillors for their work, the sacrifice from family and themselves and the contribution they have made. He said for some it had been three years and for others a bit longer.

The Mayor also thanked the Chief Executive and his staff for good reporting.

He then handed each Councillor a certificate highlighting the work of the Council in the past three years.

Each Councillor then took the opportunity to reflect on the past three years, thanking each other and staff for the good relationship and hard work.

Councillor Lemon said it had been a great last three years and he was proud to call people friends, wishing everyone well with the elections and the future.

Councillor Miller thanked the Mayor and fellow Councillors. He took the opportunity to thank staff and the Audit and Risk Subcommittee for their work, noting he had not been present in the last Subcommittee meeting. He said reflecting on some of Council's highlights, the very building the Council meeting was held in, was an indication of how Council can get things over the line. He mentioned the work he was involved in with Councillor McEvedy around the Health Hub and how difficult it was at times. He said he enjoyed the lack of politics around the table, and that Councillors were obviously here for the Selwyn District. He also thanked the Chief Executive and his team, as well as all staff for doing a good job and working diligently to get things done.

Councillor Reid thanked Councillors, the Chief Executive and staff noting there were many robust debates around the table, which was good.

Councillor Lyall thanked all Councillors and said he hoped to see many of them return. He thanked the Mayor and said it had been a pleasure to work with him as his Deputy.

Councillor Mugford thanked Councillors and said it was good to see everyone had their own opinion and used it well over the years. He also noted it was not a political Council but one which was concerned with the future of the District.

Councillor Alexander thanked staff for the quality of work and their efforts. He reflected on the opportunities presented to him by being a Councillor and thanked his Councillors. He agreed with others noting that Councillors played the ball, not the person.

Councillor Hasson said she appreciated staff and the Chief Executive, adding that everyone should be proud of what they've achieved over the past three years. She thanked the retiring Councillors for their wisdom. Councillor Hasson also thanked the Mayor for his leadership.

The Mayor gave each retiring Councillor a gift of Ngāi Tahu owned pounamu which was gifted and blessed by Taumutu. He read what it meant and gave each of the retiring Councillors the opportunity to speak. He also presented their partners with a bouquet of flowers to thank them for their patience and sacrifice.

Councillor Watson said he had unfinished business at Council, but that Councillors well know his reasons for leaving. He said the projects going through in the next couple of years will be incredibly exciting. He thanked staff and noted Council had a good balance with making staff accessible to Councillors. Councillor Watson thanked his family for tolerating a lot from him over the 3 years.

Councillor Watson's pounamu means 'manawa', or the heart / centre of something. It acknowledges his heart for the community.

Councillor McEvedy reflected on 9 years of Council and said he'd grown in the time. He said he was very impressed with staff in particular the Group Manager Property's Team who had helped Councillors make sound decisions. He also acknowledged the Chief Executive, support staff and wished other Councillors the very best for the future.

Councillor McEvedy's pounamu means 'whenua', or the land and refers to being a giver and sustainer of life. It acknowledged his dedication to his District.

Councillor Morten read a speech he had prepared and thanked the Chief Executive and his staff for being supportive of him over many years. He thanked Councillors and wished them well.

Councillor Morten's pounamu means 'tohu' or important markers and reflects on the impact he has had in his time at Council.

Mrs Morten thanked Council, the Chief Executive and staff on behalf of partners for the past 15 years, making them feel welcome and part of the family. She expressed best wishes to all those standing in the election.

CLOSURE

The meeting closed with the Council waiata at 3.24pm.

In accordance with Standing Order clause 27.4 we confirm the correctness of the minutes of the last Council meeting prior to the next election of members.

DATED this 11 day of October 2019

CHIEF EXECUTIVE



MAYOR


