

**MINUTES OF AN ORDINARY MEETING OF THE
SELWYN DISTRICT COUNCIL
HELD IN THE SELWYN DISTRICT COUNCIL CHAMBERS,
ON WEDNESDAY 12 SEPTEMBER 2018 COMMENCING AT 1.00PM**

PRESENT

Councillors M B Lyall (Chair), M A Alexander, J B Bland, N C Reid, M P Lemon, G S Miller, D P McEvedy, J B Morten and C J Watson

IN ATTENDANCE

Messrs. D Ward (Chief Executive), M Washington (Assets Manager), S Hill (Business Relations Manager), M England (Asset Manager Water Services), T Harris (Environmental Services Manager), D Marshall (Property and Commercial Manager), G Bell (Corporate Services Manager), G Morgan (Service Delivery Manager), N Cookeson (Information Services Manager), E Sim (Communications Advisor), M Rykers (Asset Manager Open Spaces and Property), B Charlton (Regulatory Manager), C Thomas (Water Services Team Leader), A Chauhan (Water and Waste Water Engineer), and A Walker (Communications Advisor), Mesdames J Gallagher (Chairperson Malvern Community Board), D Kidd (Community Relations Manager), B Ryan (Personal Assistant), H Faass (Chief Licensing Inspector) and N Smith (Executive Assistant) and Ms S Murphy (Communications Assistant), Ms M Gordon (Parks Policy Analyst) and Ms T Davel (Governance Coordinator)

Presenters:

Messrs. Brian Thompson and Kerry Pauling and Mrs Jodie Thompson, regarding Chlorination of Water.

Media:

Mr J Leask (Selwyn and Ashburton Outlook)

APOLOGIES

An apology was received from Mayor S T Broughton, Councillors D Hasson and R H Mugford

Moved – Councillor Alexander / **Seconded** – Councillor Morten

‘That the Council receives the apologies as noted, for information.’

CARRIED

IDENTIFICATION OF ANY EXTRAORDINARY BUSINESS

None

CONFLICTS OF INTEREST

None declared at the start of the meeting.

PUBLIC FORUM

Brian Thompson, Kerry Pauling, Jodie Thompson
Chlorination of the Hartleys Road Water Scheme

Mr Thompson handed out his presentation noting that there was no logical reason for permanent chlorination of the water in Hartleys Road Water Scheme. He acknowledged that while Council had good intentions with the water scheme it was clear that staff planned to chlorinate and were influenced by Water New Zealand. He expressed dissatisfaction with the consultation process and said not one of the 7 submitters in favour of chlorination, actually used the water scheme. He said the scheme is in better shape than it has ever been with no contamination currently and saw no need for chlorination.

Mr Pauling spoke in his capacity as farmer, adding that, in his opinion and experience in all his years of farming, it was the day you start using a chemical to control bugs that they start building up resistance to the chemical. He cautioned that if water was chlorinated permanently, super bugs could evolve which wouldn't be killed by chemicals.

Mrs Thompson spoke on behalf of the Whitecliffs Committee, saying that no one wanted the chlorination and no-one had agreed to it.

Councillor Lyall asked Councillors to consider the proposal of the group before continuing on with the rest of the agenda. That way, the group would be able to hear any Council decision made.

Council considered the four sets of minutes before returning to the public forum discussion, in order that the group would be present during the debate and any decision. For the minutes, the proceedings were recorded in the correct order.

The Asset Manager Water Services provided a brief introduction to what was presented during the Long Term Plan consultation process, by way of background. He said Council asked consideration on one of three options: (1) to carry on with a risk-based approach; (2) to chlorinate across the board; and (3) to not chlorinate at all.

He reminded Council of its decision to choose Option 1, identifying water schemes with the greatest benefit from chlorination. He also said Council would prefer not to 'blanket

chlorinate all schemes' but it is important to identify where the largest risk was. Contamination was detected in a multi-faceted manner (loss of pressure, high turbidity) and chlorination could provide a means to continuously monitor for contamination.

The Chief Executive noted that Council decided that Malvern Hills and Sheffield Waddington would be chlorinated as part of its risk-based approach and would be chlorinated in the first quarter of 2018 / 2019. Staff had sent a letter to those people who were on the water supplies and there was an expectation that chlorination will commence. He asked whether Council wanted to change its view on chlorination, if not, chlorination will go ahead as planned.

Councillors debated the issue with the following comments made around the table:

Councillor Bland noted he was personally against any chlorination but acknowledged we live in a risk averse climate and take advice from engineers. He asked staff whether they're able to provide any guarantee to people as to whether their water might be safe in future, to which the Asset Manager Water Services replied that as it was a rural water supply, there would be potential for transgressions in future. This was one of the reasons to consider chlorination. He added it was difficult to continuously monitor water quality in reticulation – chlorination gives as much risk reduction as was possible. Based on good engineering practices and public health information, chlorination is the only proven way to assure that water was safe to drink.

Councillor Miller said it was a role and responsibility of Councillors which can't be devolved to staff. Councillors are tasked to provide clean water supply to communities. He said Council used an engineer to help develop a risk profile using a risk matrix. This was used to assess the risk to determine if water was safe to drink and with the result being no, Council took the decision to chlorinate the supply. He added he believed he was, and is, acting in the best interest of the community.

Councillor McEvedy said that it was fair that as time passed, there would be progress and there may be a stage where the system would not need further chlorination. He agreed Council had to make a decision and be liable to get the decision right, and be open and clear as to how it got to its decision.

In response to a comment from Mr Thompson that they had never before seen the risk assessment, Councillors agreed that whilst it was not yet public information, it needed to be shared with them. The information will be tabled at the November Audit and Risk Subcommittee meeting, after which it becomes public. In the meantime, the Asset Manager Water Services would meet with Mr Thompson and others, to explain the basis of the risk assessment.

Councillor Lyall said there was no need to change the view of Council and that its decision will remain unchanged, i.e. the Malvern Hills scheme is to be permanently chlorinated. It was also reiterated that the Asset Manager Water Services will meet with the group to talk through more detail and that the group will continue to receive ongoing communications in this regard

Councillor Lyall thanked the group for attending and presenting their case to Council.

CONFIRMATION OF MINUTES

1. Minutes of an ordinary meeting of the Selwyn District Council held at the Selwyn District Council Chambers, on Wednesday 8 August 2018

Taken as read, with Councillor Watson noted he wanted recorded what he said in the last meeting in relation to the Item on District Licensing Committee. Councillor Watson raised in the last meeting his concerns at the overzealous monitoring of off-licences for supermarkets. He noted he would be speaking further to this at the time the item was taken in this (September) meeting.

Moved – Councillor Morten / **Seconded** – Councillor Alexander

‘That the Council confirms the minutes of the ordinary meeting of the Selwyn District Council held on Wednesday 8 August 2018, as ~~circulated~~ amended.’

CARRIED

2. Minutes of the meeting of the Audit and Risk Subcommittee held at the Selwyn District Council, on Wednesday 1 August 2018

Moved – Councillor Miller / **Seconded** – Councillor Watson

‘That the Council receives the unconfirmed minutes of the meeting of the Audit and Risk Subcommittee held on 1 August 2018, for information.’

CARRIED

3. Minutes of the meeting of the Property Committee held at the Selwyn District Council, on Wednesday 1 August 2018

Taken and read and received without further discussion.

Moved – Councillor McEvedy / **Seconded** – Councillor Morten

‘That the Council receives the confirmed minutes of the Property Committee meeting held on 1 August 2018, for information.’

CARRIED

4. Minutes of the meeting of the Water Race Subcommittee held at the Selwyn District Council, on Wednesday 20 August 2018

Taken and read and received without further discussion.

Moved – Councillor Watson / **Seconded** – Councillor McEvedy

‘That the Council receives the unconfirmed minutes of the Water Race Subcommittee meeting held on 20 August 2018, for information.’

CARRIED

CURRENT MATTERS REQUIRING ATTENTION

Item	Meeting referred from	Action required	Report Date / Action
Speed Limit Bylaw Review	13 December 2017	Review all schools in the first half of 2018	October 2018
Planting of Fruit Trees in schools	4 July 2018 Public Forum	Provide feedback to Council on the proposal	October 2018
Review of Street naming Policy	8 November 2017	Revised Policy	November 2018
Accessibility Charter	11 October 2017 Public Forum	Provide a report regarding Council's involvement	November 2018
Social Housing	Property Committee August 2018	Report from staff to full Council	November 2018
Public Places Bylaw and Policy on Commercial Activities and Events in Public Places	September 2018	Review the effectiveness of the bylaw a year on	August 2019

REPORTS

1. District Licensing Committee

Joint District Licensing Committee and Chief Licensing Inspector Monthly Report for period 1 July 2018 – 31 July 2018

Councillor Watson raised a similar issue around the overzealous interference of supermarkets in relation to off-licences. In the ensuing discussion around the role of the public health officer, Mrs Faass noted that there is a statutory obligation to report on all applications. Whereas the medical officer's role would focus on minimising harm, her own role would be to look at the broader picture. She explained the process of the District Licensing Committee and how it may come to a hearing. Councillor Watson noted he was concerned with how far medical officer(s) would pursue their rights.

The Acting Mayor requested for a briefing on the DLC process to a future portfolio meeting to ensure greater understanding.

Moved – Councillor Morten / **Seconded** – Councillor Lemon

'That the Council receives the report on the activities of the District Licensing Committee and the Chief Licensing Inspector for July 2018.'

CARRIED

2. Mayor

Mayor's Report – August 2018

In addition to the Mayor's Report, the Acting Mayor reflected on a meeting with Christchurch City Council. The aim was to share aspirations, district wide rating insights and valuable exchange of other information. He noted the City Council would meet with Selwyn District Council again, in November.

Moved – Councillor Morten / **Seconded** – Councillor Reid

'That Council receives the Mayor's Report for August 2018 for information.'

CARRIED

3. Chief Executive

Chief Executive's Report

The Chief Executive noted that there would be a progress report every 2 months on Long Term Plan projects. It would assist Council to focus on what it set out to do and make decisions around considering new projects.

The Chief Executive referred to the Canterbury Regional Council Representation Review noting he would maintain his earlier advice to not submit on the proposal. There was no change in respect to Selwyn District Council's area of governance.

Audit and Risk Subcommittee

Councillor Miller provided a brief update on the meeting held earlier in the day. He said there was a discussion about the Ellesmere Waste Water Treatment plant after questions were raised subsequent to the site visit.

Councillor Morten left 1.44pm

Councillor Miller also noted that AuditNZ advised that the Annual Report for Selwyn District Council was on track with adoption expected at the October Council meeting.

He said the risk management matrix was a good work in progress with the business continuity plan part of that. Council's insurance cover for the next year had been placed and he said it was good of staff to have been proactive and engage GNS to assist with valuation of structures, in particular underground infrastructure. There was an opportunity to be a bit more assertive with insurers as to what Council wanted and needed.

Property Committee

Councillor McEvedy gave a summary of the last Property Committee meeting, noting there was a good discussion on Social Housing. Because the majority of the Property Committee members did not support Council's proposed involvement in Social Housing, and the need to have this topic debated by full Council, a report will be brought before a future Council meeting. The Property and Commercial Manager noted the report will be presented at the November 2018 meeting.

Councillor Morten returned 1.47pm

Councillor McEvedy also noted the freedom camping funding and a good report for playgrounds.

Selwyn Waihora Zone Committee

Councillor Lemon told Council the zone committee had a full agenda with a verbal report from Fish and Game on progress in Snake Creek. The zone lead, Chris House, informed the zone committee of his resignation. Councillor Lemon said the zone refreshment process was currently underway with two vacancies on the Committee. There were presentations on Good Management Practices and nitrogen loss rates, a report on the Selwyn Waikirikiri Plan Working Group and a presentation from DairyNZ.

Regional Water Committee

Councillor Reid informed Council that the chairperson had resigned and a new chair had been appointed. Hugh Logan was an inaugural member of the Regional Committee and has a lot of experience and knowledge to bring to the table as chairperson.

There were presentations on the Regional Overview of the Three Waters projects, and during the discussion on requirements for stormwater networks, it was noted that Selwyn District Council was one of two councils leading the way.

Councillor Reid said the committee received an update on the CWMS Fit for Future which is looking at interim 2025 and 2030 goals to report back to a Mayoral Forum in 2019.

The Chief Executive next referred to the letter from the Selwyn Waihora Zone Committee in which the Committee asks for a permanent seat on the Water Race Subcommittee. In the discussion which followed Councillors questioned the need for attendance and whether or not such attendance would be for speaking rights or voting rights. It may be that the composition of the Water Race Subcommittee be reviewed during the next election. The Chief Executive was to respond to the Chair of the Zone Committee, reiterating that the Water Race Subcommittee meetings were public and that anyone would therefore be welcome to attend.

At this point Councillor Alexander raised that as the Council representative of the Greater Christchurch Public Transport Committee, he wanted to note the regional transport plan consultation which opens on Monday 17 September. It was a significant plan and he remarked that Councillors should encourage their communities to submit on the plan.

Councillor Morten reported in his capacity as Council representative on the Animal Ethics Committee. He said that, at its last meeting, the Committee considered new applications and amendments in terms of monitoring, including possum bait efficacy and the development of an aerial bait. The AEC also heard from a researcher on standard methods and handling procedures in relation to the Adélie penguin population and foraging ecology. The Committee identified four new approvals for audit and discussed the upcoming NAEAC workshop, which Councillor Morten indicated he would attend.

Moved – Councillor Morten / Seconded – Councillor Bland

‘That Council receives the Chief Executive’s Report, for information.’

CARRIED

4. Corporate Accountant

Cash flow and borrowing policy monitoring as at 30 June 2018

The Corporate Services Manager noted this was a regular quarterly report. He referred to recent borrowing and also to debtors, which were mostly due to Section 224 certificates not having been paid yet. He noted the borrowing put Council in a good position until March 2019.

Moved – Councillor Watson / Seconded – Councillor Bland

‘That the Council receives the report on cash flow and borrowing policy monitoring as at 30 June 2018 for information’

CARRIED

5. Regulatory Manager and Environmental Services Project Manager

Public Places Bylaw and Policy on Commercial Activities and Events in Public Places

Moved – Councillor Alexander / Seconded – Councillor Morten

‘That the Council:

- (a) Adopts the Public Places Bylaw 2018 and the Policy on Commercial Activities and Events in Public Places 2018;*
- (b) Authorises that all submitters receive advice of the hearing panel’s decision on their submission; and*
- (c) Decline to delegate the role of ‘Enforcement Officer’ under the Public Places Bylaw 2018 to appropriately trained members of Council Committees.’*

CARRIED

There was a discussion about the number of mobile sellers on council land and who would use the public facilities being maintained by general rate payers, whilst making no contributions towards maintenance and cleaning. Councillor Morten said initially he had hoped to see a form of licence fee and although this goes part way to meeting that, he questioned whether the fee was appropriate. He confirmed he was not talking about vendors who serve at events, but rather those who occupy space at any and all times. Councillors asked whether staff could review the policy in a year's time and report back on its effectiveness and any lessons learnt. Due to the election date in 2019, the report will come back to Council in August 2019.

Moved – Councillor Morten / **Seconded** – Councillor Watson

'That the Council:

- (d) Receives a report back in August 2019 on the effectiveness of the Public Places Bylaw 2018 and the Policy on Commercial Activities and Events in Public Places 2018.'*

6. Asset Manager Transportation and Asset Manager Open Space and Property
Transportation and Parking Bylaw 2009 – Additions to Prohibited times on Roads (Schedule 3)

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

- i. 'That pursuant to section 6.4.2 of the Transportation and Parking Bylaw 2009 Council resolves to add the following sections of road and closure hours to Schedule Three of the Bylaw (Prohibited Times on Roads) as recorded in the schedule below:*

Location	Hours
<i>The section of Thompsons Road from a point 1.39 km north of the intersection with the Old West Coast Road to where Thompsons Road intersects with the Waimakariri River Bed – parcel ID 3593693 Hydro</i>	<i>During daylight saving – Monday to Sunday Between 10.00 pm and 7.00 am</i> <i>Outside daylight saving – Monday to Sunday Between 7.00pm and 7.00am</i>
<i>The section of Weedons Ross Road from a point 2.87 km north of the intersection with the Old West Coast Road to where Weedons Ross Road intersects with Part Reserve 3542 adjacent to the Waimakariri River Bed</i>	<i>During daylight saving – Monday to Sunday Between 10.00 pm and 7.00 am</i> <i>Outside daylight saving – Monday to Sunday Between 7.00 pm and 7.00 am</i>

- ii. That Council approves the installation of appropriate traffic safety signage on Thompsons Road and Weedons Ross Road to warn vehicle users of the new control gates.'*

CARRIED

7. Asset Manager Water Services

Potential Water Race Closure – Council Deliberation and Decision

There was general consensus that this has finally been dealt with. This was a good outcome for Department of Conservation and Selwyn District Council. Councillor Morten wanted to publically acknowledge the Water Race Subcommittee and general members of the public for dealing with a complicated matter in such a good way.

Moved – Councillor McEvedy / **Seconded** Councillor Morten

‘That the Council approve Closure of 7752 m of race through 7 properties on Coaltrack Road between Beattys Road and Bealey Road’

8. Property and Commercial Manager

Rolleston Rugby Club Loan Request

The Corporate Services Manager gave a brief explanation of how the recommendation was set out. He said Council had a commitment to relocate the clubrooms, referring to the recent decisions of the LTP. The Rugby Club, however, sought to build new clubrooms to a cost of \$800k. Having done an in-depth analysis of the situation, it was found that a grant and offer of a loan, would be the most financially prudent way of assisting the Rugby Club. He noted the Club may or may not wish to agree with this recommendation and offer.

Councillor McEvedy asked whether Council would be fair to consider foregoing the interest on the loan for the first year, as the relocation is as a result of Council's Foster Park redevelopment. The Property and Commercial Manager reiterated that Council would need to continue working with the Rugby Club as to their timing of relocation.

Councillor Bland left at 2.20pm

The Property and Commercial Manager added that other parties considering funding the Club will get a clear message that Council, whilst willing to assist, are taking a strong stance with how it assists. In response to a question from Councillor McEvedy as to support to the Rugby Club with applying for other funding, the Property and Commercial Manager noted staff would be willing to supply advice.

Councillor Bland returned at 2.28pm

A philosophical discussion followed relating to other clubs applying to Council for an opportunity to refinance any work they were currently doing. It was agreed that while there was no clear policy, Council had an outstanding obligation as the Rugby Club is situated on a Council Reserve. There was a particular reason for the relocation and therefor Council had a valid reason for assisting the Club.

Moved – Councillor McEvedy / **Seconded** Councillor Bland

‘That the Council

(a) declines the Rolleston Rugby Club's request for a \$550,000 loan to support the full cost of constructing new clubrooms on Foster Park;

(b) offers to make a grant of \$250,000 towards the cost of the new clubrooms in lieu of the commitment to relocate the exiting clubrooms;

(c) offers to consider a request to provide a loan of \$150,000 on the basis that the Rolleston Rugby Club raises the balance of the funds required for new clubrooms.'

CARRIED

9. Community Relations Manager

Selwyn Community Fund Committee

Councillor Lemon queried why there was a need for all wards to be represented on the Committee since Council has adopted a district-wide rating policy. It was agreed that the composition and need for the Committee will be re-evaluated after the next elections.

The Community Relations Manager was requested to ensure that information around this new Funds Committee be widely communicated, e.g. an article in the newspapers and on the Council Facebook page.

Moved – Councillor Alexander / **Seconded** Councillor McEvedy

'That Selwyn District Council:

- a) Receives the Selwyn Community Fund Committee Report;*
- b) Endorse the Terms of Reference for Selwyn Community Fund Committee; and*
- c) Appoints Councillors (Councillor N C Reid), (Councillor M B Lyall), (Councillor M P Lemon) and (Councillor J B Morten) to represent Council on the Selwyn Community Fund Committee'*

CARRIED

10. Asset Administrator - Roading

Road Names for Faringdon East Subdivision, Rolleston

Councillor Alexander proposed that Tobollie Drive be used rather than the proposed Jacob Baxter Drive as similar sounding street names may cause issues for emergency services.

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

'That pursuant to section 319A of the Local Government Act 1974 the Selwyn District Council approve Thornborough Drive, Rothwell Drive, Tibbotts Drive, ~~Jacob Baxter~~ Tobollie Drive, Geldard Drive, Blewbury Court and Challow Court, Kennington Drive,

Chilton Drive and the extension of Ridgeway Avenue as the names of the new roads in the Faringdon East subdivision, Rolleston.'

CARRIED

11. Asset Administrator - Roading

Road Names for Goulds Developments Ltd Subdivision, 1031, 1033 and 1037 Goulds Road, Rolleston

Councillor Reid noted that the issue of Review of Street Naming Policy was long overdue for a report back to Council. The Chief Executive reiterated a report will come before Council in November 2018.

Moved – Councillor Morten / **Seconded** – Councillor McEvedy

'That pursuant to section 319A of the Local Government Act 1974 the Selwyn District Council approve Marliece Street, Kiddy Place and Hepburn Place as the names of the new roads in the Goulds Developments Ltd subdivision, 1031, 1033 and 1037 Goulds Road, Rolleston.'

CARRIED

GENERAL BUSINESS

12. Register of Documents Signed and Sealed

Moved – Councillor Alexander / **Seconded** – Councillor Morten

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

1	Name of other party	Allen John Johnston
	Transaction type	Deed of Licence
	Transaction description	Part of Reserve 3706 7ha (part of Yarrs Lagoon)

2	Name of other party	Sheffield Hall Incorporated
	Transaction type	Deed of Transfer
	Transaction description	Transfer of ownership to Selwyn District Council

3	Name of other party	Brett Spurdle
	Transaction type	Deed of Surrender of Licence
	Transaction description	Reserve 1502

4	Name of other party	GW West Melton Ltd
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	Transaction type	<ul style="list-style-type: none"> - Register easements in gross of reserve to vest existing reserve. - Surrender of easement in part. - Register fencing covenant indemnifying SDC of any responsibility to fencing costs.
	Transaction description	RC175065 Preston Downs Subdivision

7	Name of other party	C.I. Services Ltd
	Transaction type	Deed of Indemnity - - 8 Carlyle Lane, Rolleston C.I. Services Limited (Shayne McLaren) - Dedication of road
	Transaction description	Lot 100 DP 524323

8	Name of other party	Michael James Gilbert & Hannah Clark
	Transaction type	Deed of Licence
	Transaction description	Part Reserve 968 Tramway Road, Sheffield

CARRIED

REVIEW OF ISSUES RAISED IN PUBLIC FORUM

The public forum issue was discussed directly following the presentation, in order to allow the presenters to be present when Council debated and / or made any decisions.

RESOLUTION TO EXCLUDE THE PUBLIC

Moved – Councillor Lemon / **Seconded** – Councillor Reid

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
1	Public Excluded Minutes	<i>Good reason to withhold exists under Section 7</i>	Section 48(1)(a)
2	Public Excluded Chief Executive's Report		

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).	Section 7(2)(b)(ii)
1, 2	Enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities	Section 7(2)(h)

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

CARRIED

The meeting moved into Public Excluded at 2.53pm.

The meeting reconvened in open meeting at 3.10pm.

OTHER GENERAL BUSINESS

The Acting Mayor informed Council of a petition delivered to his office the previous day by Mr Kildare, in relation to quarries. The Chief Executive added there was no formal proposal from Fulton Hogan to start with work yet, so this petition was a list of names of residents against any proposed quarrying activity.

The meeting closed at 3.14pm.

DATED this 10 day of October 2018

MAYOR

