

SOUTHLAND DISTRICT COUNCIL

COUNCIL MEETING

26 SEPTEMBER 2007

MINUTES of a COUNCIL MEETING of the SOUTHLAND DISTRICT COUNCIL held at the Council Chambers, 15 Forth Street, Invercargill on WEDNESDAY, 26 SEPTEMBER 2007 at 1.05 PM.

PRESENT: Mayor F Cardno, Crs L A Bailey, J D Copland, R A Dobson, B J Dillon, B W Drummond, P Duffy, JTC Frew, P G Goomes, GEJ Harpur, D M McCallum and A D Ridley.

IN ATTENDANCE: Messrs L McKenzie, P Culling, and Mrs Hilary Sutherland.

1.0 **APOLOGIES**

Apologies were received from Crs S M Anderson and Mr D P Adamson

Moved Cr Ridley seconded Cr Dobson
and RESOLVED THAT THE APOLOGIES BE ACCEPTED.

2.0 **PUBLIC FORUM**

Moved Cr Goomes seconded Cr Harpur
and RESOLVED THAT STANDING ORDERS BE SUSPENDED TO ALLOW A PUBLIC FORUM TO BE HELD TO DISCUSS THE DOG CONTROL POLICY.

2.1 **DOG CONTROL POLICY**

2.1.1 **Mrs Greta Buckingham**

Mrs Buckingham representing the South Catlins Development and Environmental Trust, asked for a complete dog control in the Porpoise Bay-Catlins area. Mrs Buckingham explained that the Trust was negotiating to re-align the road into the reserve and camping ground, and an amendment would be required to the current legislation. She explained how it was very difficult to monitor and enforce dogs in the area.

Mrs Buckingham advised there was an exercise area on the beach near Cooks Creek, which was well away from the wildlife, particularly the Yellow-eyed Penguins.

Cr Copland said there would be difficulty initially, as visitors could arrive at the Camping Ground with a dog in their vehicle and may not have been advised of the ban.

Mrs Buckingham agreed that it would take time for visitors to know of a complete ban.

Moved Cr Dillon seconded Cr Goomes
and RESOLVED THAT STANDING ORDERS BE REINSTATED.

3.0 NOTIFICATION OF URGENT BUSINESS

Moved Cr Drummond seconded Cr McCallum
and RESOLVED THAT SUBJECT TO 46A OF THE LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987 THE FOLLOWING ITEM BE CONSIDERED AS A MATTER OF URGENT BUSINESS:

- FREEDOM CAMPING – APPOINTMENT OF COUNCIL REPRESENTATIVE TO ZONE 6 WORKSHOP

It was agreed that the item should be considered in order that any action required can be effected prior to the next meeting.

4.0 MINUTES

4.1 SOUTHLAND DISTRICT COUNCIL MEETING DATED 29 AUGUST 2007

Minutes for Confirmation.

Moved Cr McCallum seconded Cr Bailey
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL MEETING DATED 29 AUGUST 2007 BE CONFIRMED AS A TRUE AND CORRECT RECORD.

4.2 SOUTHLAND DISTRICT COUNCIL ACTIVITIES PERFORMANCE AUDIT COMMITTEE MEETING DATED 29 AUGUST 2007

Minutes for Adoption.

Moved Cr Drummond seconded Cr Harpur
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL ACTIVITIES PERFORMANCE AUDIT COMMITTEE MEETING DATED 29 AUGUST 2007 BE ADOPTED.

4.3 SOUTHLAND DISTRICT COUNCIL ACTIVITIES PERFORMANCE AUDIT COMMITTEE MEETING DATED 12 SEPTEMBER 2007

Minutes for Adoption.

Moved Cr Ridley seconded Cr Frew
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL ACTIVITIES PERFORMANCE AUDIT COMMITTEE MEETING DATED 12 SEPTEMBER 2007 BE ADOPTED.

4.4 SOUTHLAND DISTRICT COUNCIL POLICY REVIEW COMMITTEE MEETING DATED 12 SEPTEMBER 2007

Minutes for Adoption.

Moved Cr Ridley seconded Cr Dillon
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL POLICY REVIEW COMMITTEE MEETING DATED 12 SEPTEMBER 2007 BE ADOPTED.

4.5 SOUTHLAND DISTRICT COUNCIL FORESTRY COMMITTEE MEETING DATED 10 AND 25 AUGUST 2007

Minutes for Adoption.

Moved Cr Dillon seconded Cr Dobson
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL FORESTRY COMMITTEE MEETING DATED 10 AND 25 AUGUST 2007 BE ADOPTED.

4.6 SOUTHLAND DISTRICT COUNCIL RESOURCE MANAGEMENT COMMITTEE HEARING DATED 24 AUGUST 2007 (RBL WICKHAM, TE ANAU)

Minutes for Adoption.

Moved Cr Frew seconded Cr Dobson
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL RESOURCE MANAGEMENT COMMITTEE HEARING FOR RBL WICKHAM, TE ANAU DATED 24 AUGUST 2007 BE ADOPTED.

4.7 SOUTHLAND DISTRICT COUNCIL RESOURCE MANAGEMENT COMMITTEE HEARING DATED 24 AUGUST 2007 (C B AND K PHILLIPS)

Minutes for Adoption.

Moved Cr Frew seconded Cr Dobson
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL RESOURCE MANAGEMENT COMMITTEE HEARING DATED 24 AUGUST 2007 FOR C B AND K PHILLIPS BE ADOPTED.

- 4.8 SOUTHLAND DISTRICT COUNCIL RESOURCE MANAGEMENT COMMITTEE HEARING DATED 24 AUGUST 2007 (KEPLER HEIGHTS LIMITED)
Minutes for Adoption.

Moved Cr Frew seconded Cr Dobson
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL RESOURCE MANAGEMENT COMMITTEE HEARING DATED 24 AUGUST 2007 FOR KEPLER HEIGHTS LIMITED BE ADOPTED.

- 4.9 SOUTHLAND DISTRICT COUNCIL RESOURCE MANAGEMENT COMMITTEE HEARING DATED 24 AUGUST 2007 (P AND J RIDDER)
Minutes for Adoption.

Moved Cr Frew seconded Cr Dobson
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL RESOURCE MANAGEMENT COMMITTEE HEARING DATED 24 AUGUST 2007 FOR P AND J RIDDER BE ADOPTED.

- 4.10 SOUTHLAND DISTRICT COUNCIL RESOURCE MANAGEMENT COMMITTEE HEARING DATED 24 AUGUST 2007 (PAHIA FARMING LIMITED)
Minutes for Adoption.

Moved Cr Frew seconded Cr Dobson
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL RESOURCE MANAGEMENT COMMITTEE HEARING DATED 24 AUGUST 2007 FOR PAHIA FARMING LIMITED BE ADOPTED.

- 4.12 SOUTHLAND DISTRICT COUNCIL CIVIL DEFENCE COMMITTEE MEETING DATED 12 SEPTEMBER 2007
Minutes for Adoption.

Moved Cr Drummond seconded Cr Harpur
and RESOLVED THAT THE MINUTES OF THE SOUTHLAND DISTRICT COUNCIL CIVIL DEFENCE COMMITTEE MEETING DATED 12 SEPTEMBER 2007 BE ADOPTED

- 4.13 MANAPOURI COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 20 JUNE 2007
Minutes to be Received.

Moved Cr Ridley seconded Cr Frew
and RESOLVED THAT THE MINUTES OF THE MANAPOURI COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 20 JUNE 2007 BE RECEIVED.

4.14 MOSSBURN COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 24 MAY 2007

Minutes to be Received.

Moved Cr Copland seconded Cr Dobson and RESOLVED THAT THE MINUTES OF THE MOSSBURN COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 24 MAY 2007 BE RECEIVED.

4.15 NIGHTCAPS COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 16 AUGUST 2007

Minutes to be Received.

Moved Cr Drummond seconded Cr Copland and RESOLVED THAT THE MINUTES OF THE NIGHTCAPS COMMUNITY DEVELOPMENT AREA SUBCOMMITTEE MEETING DATED 16 AUGUST 2007 BE RECEIVED.

4.16 TE ANAU RURAL WATER SUPPLIES COMMITTEE MEETING DATED 21 AUGUST 2007

Minutes to be Received.

Moved Cr Ridley seconded Cr McCallum and RESOLVED THAT THE MINUTES OF THE TE ANAU RURAL WATER SUPPLIES COMMITTEE MEETING DATED 21 AUGUST 2007 BE RECEIVED.

4.17 SOUTHLAND DISTRICT COUNCIL ACTION SHEET

For Adoption.

Moved Cr Dobson seconded Cr Duffy and RESOLVED THAT THE SOUTHLAND DISTRICT COUNCIL ACTION SHEET BE RECEIVED.

5.0 **REPORTS**

5.1 DOG CONTROL POLICY

300/15/4/1

Report by Mr L McKenzie dated 7 September 2007 advising Council had undertaken a review of the existing Dog Control Policy which might result in amendments being proposed to the Southland District Council Dog Control Bylaw.

Submissions were invited, and received from South Catlins Development and Environmental Charitable Trust , South Catlins Promotions Incorporated, Sally Cole, Riverton, and Dog Owners who use the Horseshoe Point, Braggs Bay walking track area.

Moved Cr Harpur seconded Cr McCallum
and RESOLVED THAT THE REPORT RELATING TO THE REVIEW OF THE
EXISTING DOG CONTROL POLICY BE RECEIVED.

Cr Ridley asked whether or not a submission was received from the Te Anau
Community Board regarding the Dog Control Policy. The submissions received was
in response to an advertisement in the newspaper, prior to the By law process.

Cr Duffy spoke in support of the submission by the South Catlins Development and
Environmental Trust.

Mayor Cardno asked Cr Goomes about concerns at Stewart Island. He said there was
differing views regarding dogs on the Island, and where they were allowed to exercise.
He also noted there was strong views on dogs on the island, including a group who
believed dogs should be banned.

Moved Cr Duffy seconded Cr McCallum
and RESOLVED

(1) THAT THE SOUTHLAND DISTRICT COUNCIL DOG CONTROL
POLICY BE ADOPTED SUBJECT TO THE FOLLOWING
AMENDMENTS:

- (a) DOGS BE PROHIBITED FROM CURIO BAY RESERVE, THE
SUBJECT SITE BEING MORE PARTICULARLY DESCRIBED AS
SECTIONS 9 AND 19 BLOCK VIII WAIKAWA SURVEY
DISTRICT, INCLUDING THE INTERNAL AND COASTAL ROAD
RESERVE
- (b) DOGS MUST BE ON A LEAD WHEN ON THE PROPERTY
KNOWN AS HOWELLS POINT RECREATION RESERVE, OR ON
THE MOANA STREET AND ROCKS HIGHWAY ROAD
RESERVES LOCATED TO THE NORTH, EAST, SOUTH AND
WEST OF SECTIONS 31 AND 32 BLOCK II JACOBS RIVER
HUNDRED, RIVERTON
- (c) DOGS MUST BE ON A LEAD WHEN ON THE PROPERTY
KNOWN AS THE HORSESHOE POINT-BRAGGS BAY WALKING
TRACK, WHICH HAD BEEN FORMED PREDOMINANTLY ON
ROAD RESERVE, BUT AT TIMES IT ENCROACHES ON THE
PROPERTY CONTAINED IN CERTIFICATE OF TITLE SL7D/389
AND IN RESPECT OF THESE ENCROACHMENTS THE
SOUTHLAND DISTRICT COUNCIL HOLDS A LICENCE TO
OCCUPY AS RECORDED ON ENCUMBRANCE ENC7125279
DATED 20 OCTOBER 2006. THE TRACK COMMENCES FROM
THE WEST SIDE OF SECTION 23 BLOCK I PATERSON SURVEY
DISTRICT, GIS CO-ORDINATED EAST 2139585, NORTH 5358997,
AND FINISHES ON THE NORTH EAST CORNER OF LOT 2
DP 2516 GIS COORDINATES EAST 2139497, NORTH 5357808.

- (2) THAT ACTION BE INITIATED TO AMEND THE SOUTHLAND DISTRICT DOG CONTROL BYLAW, SO THE BYLAW REFLECTS THE REVIEWED DOG CONTROL POLICY.

5.2 TOTAL MOBILITY SCHEME

100/30/2/1

Report by Mr L McKenzie dated 22 August 2007, advising Land Transport New Zealand (LTNZ) recently released the requirements for the implementation of Phase 2 of the National Total Mobility Scheme. Those Councils participating in the national scheme who choose to sign up to Phase 2 would then be eligible for an increase in their financial assistance rate (FAR) level from 50% to 60% in the 2007/2008 year. To claim the 60% subsidy the Southland District Council must first spend the local share portion. To date that has not happened.

Moved Cr Goomes seconded Cr Copland
and RESOLVED THAT THE REPORT REGARDING THE REQUIREMENTS FOR THE IMPLEMENTATION OF PHASE 2 OF THE NATIONAL TOTAL MOBILITY SCHEME BE RECEIVED.

Cr McCallum spoke to the report, and advised it was advantageous for Council to adopt Phase 2, because it placed Council in a position whereby it can claim the extra funds in the future, whilst the local share remains at the same level. Phase II also allowed for new operators to work in the townships, as transport suppliers.

Moved Cr McCallum seconded Cr Dobson
THAT COUNCIL CONFIRM THAT IT IS WILLING TO SIGN UP TO PHASE 2 OF THE NATIONAL TOTAL MOBILITY SCHEME.

5.3 POSITION REPORT : COUNCIL FINANCIAL CONTRIBUTION TO FUTURE MANAGEMENT OF DUTCH ELM DISEASE

320/30/3/3

Report by Mr L H Hare dated 1 August 2007, advising a letter from Biosecurity New Zealand was sent to all territorial authorities Chief Executives and Mayors explaining MAF Biosecurity New Zealand's position on the Dutch Elm Disease (DED) management programme requesting financial support.

Moved Cr Dobson seconded Cr Goomes
And RESOLVED THAT THE REPORT ON THER DUTCH ELM DISEASE BE RECEIVED.

Mr McKenzie spoke to the report and he noted that Zone 6 did not support committing funding for management of Dutch elm disease. Cr Frew did not support the initiative, and suggested the \$1,000 could be used to replace trees in the district, should trees become infected.

Moved Cr Frew seconded Cr Copland
And RESOLVED THAT COUNCIL DECLINE FUNDING OF \$1,000 TOWARDS THE DUTCH ELM DISEASE.

5.3 KAUANA HALL

2858/0257

Report by Mr K McNaught dated 24 August 2007 advising Council was requested to pass resolutions to close and dispose of the Kauana Hall.

Moved Cr Bailey seconded Cr McCallum
and RESOLVED:

- (a) THAT THE KAUANA HALL BE CLOSED AND THAT THE BUILDING BE DISPOSED OF BY WAY OF PUBLIC TENDER FOR REMOVAL OR DEMOLITION.
- (b) THAT UPON DEMOLITION OR REMOVAL OF THE HALL BUILDING, THAT THE LAND TITLE FOR LOT 1 DP 3023 BE DECLARED ROAD, AND THAT THE RATING LAND VALUE FOR THE PROPERTY BE FUNDED FROM ROADING AND TRANSFERRED TO THE FUNDS OF THE KAUANA HALL HELD BY COUNCIL.
- (c) THAT THE ORIGINAL HISTORICAL PHOTOS AND PLAQUES IN THE HALL BE TRANSFERRED TO THE SOUTHLAND DISTRICT COUNCIL ARCHIVES.
- (d) THAT THE CURRENT COMMUNITY CENTRE RATE FOR THE KAUANA HALL CEASE AT 30 JUNE 2008 AND THAT THE AREA BE SPLIT AND ADDED TO THE ADJOINING DIPTON AND LIMEHILLS COMMUNITY CENTRE AREAS AS SHOWN ON THE PLAN ATTACHED TO THIS REPORT.
- (e) THAT ON COMPLETION OF THE DISPOSAL OF THE PROPERTY THE BALANCE FUNDS OF THE KAUANA HALL BE DISTRIBUTED AS FOLLOWS:
 - (i) THAT A HISTORY BOARD FOR THE KAUANA DISTRICT BE DESIGNED AND ERECTED BESIDE THE KAUANA WAR MEMORIAL.
 - (ii) THAT THE BALANCE FUNDS AFTER THE ERECTION OF THE HISTORY BOARD BE TRANSFERRED TO THE WINTON WARD ACCOUNTS OF THE SOUTHLAND DISTRICT COUNCIL TO BE USED ONLY FOR THE MAINTENANCE OF THE KAUANA WAR MEMORIAL AND THE HISTORY BOARD.

5.4 URGENT COUNCIL DECISIONS POST LOCAL GOVERNMENT ELECTIONS

240/10/4/4

Report by Mrs H M Sutherland dated 4 September 2007, advising urgent Council decisions that may be required following the 13 October 2007 elections. The critical period was when the Council goes out of office on the day following the Electoral

Officer's declaration until the meeting held for the swearing in of the Council on 31 October 2007.

Moved Cr Frew seconded Cr Dobson
and RESOLVED:

- (a) THAT FROM THE DAY FOLLOWING THE ELECTORAL OFFICER'S DECLARATION, UNTIL THE NEW COUNCIL IS SWORN IN, THE CHIEF EXECUTIVE BE AUTHORISED TO MAKE DECISIONS IN RESPECT OF URGENT MATTERS, IN CONSULTATION WITH THE MAYOR ELECT.
- (b) THAT ANY DECISION MADE UNDER THIS DELEGATION BE REPORTED TO THE FIRST ORDINARY MEETING OF THE NEW COUNCIL.

5.6 ROAD NAMES FOR CALDERWOOD SUBDIVISION, NORTH OF WELSH ROAD, WINTON

40/5/03/148

Report by Mr C C Dolan dated 14 September 2007, advising a new subdivision plan north of Welsh Road, Winton, had been deposited, and a road name was required for the new road thus created. The Winton Community Board approved the name "Northview Avenue" at its meeting on 21 May 2007 and requests Council's approval of the road name.

Moved Cr Bailey seconded Cr McCallum
and RESOLVED THAT PURSUANT TO THE PROVISIONS OF SECTION 319 OF THE LOCAL GOVERNMENT ACT 1974, THE CRESCENT ROAD WITHIN THE CALDERWOOD SUBDIVISION BEING DP 363736 COMMENCING AND TERMINATING AT WELSH ROAD, WINTON BE NAMED "NORTHVIEW AVENUE", AND THAT THE ROAD NAME BE FORWARDED TO THE REGISTRAR-GENERAL OF LANDS AND THE SURVEYOR-GENERAL.

5.7 ANNUAL REPORT OF THE SOUTHLAND DISTRICT LICENSING AGENCY
300/35/1/1

Report by Mr L McKenzie dated 14 September 2007, advising Section 105 of the Sale of Liquor Act 1989 provided that every District Licensing Agency prepare a report of the District Licensing Agency's procedures and operations for the year, and submit it to the Liquor Licensing Authority. The draft Annual Report to the year ended 30 June 2007, was attached to the report.

Moved Cr Goomes seconded Cr Dobson
and RESOLVED:

- (a) THAT THE REPORT RELATING TO THE REQUIREMENT THAT DISTRICT LICENSING AGENCIES PREPARE AN ANNUAL REPORT FOR SUBMISSION TO THE LIQUOR LICENSING AUTHORITY BE RECEIVED.
- (b) THAT THE REPORT FOR THE YEAR ENDED 30 JUNE 2007, BE ADOPTED AND FORWARDED ON TO THE LIQUOR LICENSING AUTHORITY.

5.8 FINAL CONSIDERATION OF PLAN CHANGE 4 - WILDING TREES IN THE MOUNTAINS RESOURCE AREA TO THE OPERATIVE SOUTHLAND DISTRICT PLAN

360/20/1/8

Report by Mr T Garnett dated 17 September 2007 seeking Council's requisite final approval/action to make Plan Change 4 - Wilding Trees in the Mountains Resource Area to the Operative Southland District Plan.

One appeal was received and was determined through mediation. Parties determined that a drafting of a consent memorandum was the appropriate method of resolution in respect of crack willow.

Moved Cr Frew seconded Cr Ridley
and RESOLVED:

- (a) THAT SOUTHLAND DISTRICT COUNCIL APPROVES PLAN CHANGE 4 - WILDING TREES IN THE MOUNTAINS RESOURCE AREA TO THE OPERATIVE SOUTHLAND DISTRICT PLAN.
- (b) THAT SOUTHLAND DISTRICT COUNCIL EFFECTS ITS APPROVAL BY AFFIXING THE COUNCIL SEAL.

5.9 SOUTHLAND DISTRICT COUNCIL BUILDING CONSENT AUTHORITY ACCREDITATION

300/40/1/1

Report by Mr L McKenzie dated 17 September 2007, advising International Accreditation New Zealand (IANZ) recently undertook an assessment of the Southland District Council Building Control Section ability to be accredited a Building Control Authority. The report of the Manager of the Building Control Section Mr Kevin O'Connor had prepared the report.

The resultant report of IANZ contained very favourable comments relating to the relationship between the Building Control team, and their customers and resulted in the issue of only three corrective actions requests (CAR's) which must be complied with prior to Southland District Council receiving the accreditation necessary to permit the continuance of issuing building consents past 30 June 2008.

The assessment result had only been possible through some extremely hard work in developing the necessary documentation by the Manager of the Building Control Unit Mr Kevin O'Connor, and the total commitment of Building Consent team to achieve the required skills and qualifications to support the application of the Southland District Council for accreditation.

Moved Cr Goomes seconded Cr Dillon
and RESOLVED THAT THE REPORT RELATING TO THE REPORT OF THE ASSESSMENT OF THE ABILITY OF THE SOUTHLAND DISTRICT COUNCIL BUILDING CONTROL SECTION TO MEET THE NECESSARY STANDARDS

THAT WILL RESULT IN COUNCIL BEING ACCREDITED AS A BUILDING CONTROL AUTHORITY BE RECEIVED.

Southland District was the first Council in the South Island to be on the brink of accreditation. Three actions were still required – Mr McKenzie noted that two of the actions had been finalised. He advised the last action would be finalised next month.

Councillors were proud of the team, and Council extended congratulations to Mr O'Connor and the Building Consent Team for their collective achievements.

Moved Cr Copland seconded Cr Goomes
and RESOLVED THAT THE PROPOSED RESPONSE TO THE THREE CORRECTIVE ACTIONS REQUESTED TO ACHIEVE ACCREDITATION BE NOTED.

5.10 SECOND GENERATION SOUTHLAND DISTRICT PLAN - WORKSHOP
24 AUGUST 2007

360/20/2/1

Report by Mr B G Halligan, Senior Resource Management Consultant, Mitchell Partnerships Environmental Consultants dated 17 September 2007, summarising a workshop held with Councillors and Council staff on 24 August 2007 regarding the Second-Generation Southland District Plan.

Mr Halligan had made changes to his report, and a copy was distributed to Councillors.

Moved Cr Frew seconded Cr Ridley
and RESOLVED THAT THE REPORT OF THE SECOND GENERATION SOUTHLAND DISTRICT PLAN WORKSHOP BE RECEIVED BY THE COUNCIL.

5.11 BUSINESS PLAN FOR THE FORESTRY BUSINESS UNIT FOR THE YEAR TO
30 JUNE 2008

220/10/1/1

Report by Mr Roger Washbourn dated 14 September 2007 with the Business Plan for the Forestry Business Unit for the 12 months to 30 June 2008.

Moved Cr Dillon seconded Cr Drummond
and RESOLVED THAT THE BUSINESS PLAN FOR THE FORESTRY BUSINESS UNIT FOR THE YEAR TO 30 JUNE 2008 DATED 14 SEPTEMBER 2007 BE RECEIVED.

Moved Cr Dillon seconded Cr Harpur
and RESOLVED THAT THE BUSINESS PLAN FOR THE YEAR TO JUNE 2008 FOR THE FORESTRY BUSINESS UNIT BE APPROVED.

5.12 EDENDALE COMMUNITY BOARD – DELEGATION OF POWER UNTIL BY-ELECTION HELD

240/20/8/1

Report by Mrs H M Sutherland dated 18 September 2007, advising the Local Government Act 2002 Schedule 7 provided for a local authority to delegate to a committee or member or officer of the local authority to conduct local authority business.

The Edendale Community Board has two people elected, however, this is not a quorum, and therefore the Board is unable to make decisions.

Moved Cr Copland seconded Cr Duffy
and RESOLVED

- (a) THAT SOUTHLAND DISTRICT COUNCIL SUSPEND THE DELEGATIONS TO THE EDENDALE COMMUNITY BOARD UNTIL A NEW COMMUNITY BOARD AT EDENDALE IS APPOINTED.
- (b) THAT SOUTHLAND DISTRICT COUNCIL RESERVE TO ITSELF THE POWER TO MAKE DECISIONS IN THE EDENDALE COMMUNITY BOARD AREA UNTIL THE NEW EDENDALE COMMUNITY BOARD IS APPOINTED.

5.13 ROADING BYLAW - OBAN PARKING RESTRICTIONS

300/10/13/1

Report by Mr I Harvey dated 7 September 2007, advising of the completion of the special consultative procedure in relation to the proposal to amend the Roading Bylaw as it relates to Oban Parking Restrictions.

Three submissions were received relating to the section of Elgin Terrace leading towards the village from the wharf. Two mention the P15 time restriction as being too short and 20-30 minutes as being more appropriate. The Community Board agreed that the change be incorporated in the Bylaw. All three also suggest moving the parking from the north side of the road to the south side.. That was not possible currently.

Moved Cr Goomes seconded Cr Dobson
and RESOLVED:

- (a) THAT THE REPORT ON THE ROADING BYLAW – OBAN PARKING RESTRICTIONS BE RECEIVED.
- (b) THAT THE COUNCIL CONFIRMS AND MAKES THE AMENDMENT TO ROADING BYLAW 2001, APPENDIX 4 AS IT RELATES TO OBAN PARKING RESTRICTIONS.
- (c) THAT AS MANY COPIES OF THE BYLAW AS SO MADE AND CONFIRMED BE EXECUTED UNDER SEAL BY THE COUNCIL AS REQUIRED FROM TIME TO TIME.

- (d) THAT IN ACCORDANCE WITH SECTION 157 OF THE LOCAL GOVERNMENT ACT 2002 PUBLIC NOTICE BE GIVEN OF THE MAKING OF THE BYLAW ADVISING:
- (i) THAT THE BYLAW WILL COME INTO OPERATION ON 1 NOVEMBER 2007.
 - (ii) THAT COPIES OF THE BYLAW MAY BE INSPECTED WITHOUT FEE AT ALL COUNCIL OFFICES.
 - (iii) THAT COPIES OF THE BYLAW CAN BE OBTAINED UPON PAYMENT OF A REASONABLE CHARGE.

6.0 **MEMORANDA**

6.1 **KIWISAVER – GREAT FOR KIDS’ PROPOSAL**

380/10/4/2

Report by Mr P Culling dated 18 September 2007, outlining a proposal by Mr Michael Chamberlain, a director of MCA NZ Ltd promoting the Superlife KiwiSaver scheme.

Mr Culling explained how the KiwiSaver worked in respect of children.

Moved Cr Dillon seconded Cr Goomes

and RESOLVED THAT THE MEMORANDUM ON KIWISAVER FOR CHILDREN BE RECEIVED AS INFORMATION AND INFORMATION BE AVAILABLE IN THE AREA OFFICES.

6.2 **COUNCIL’S DELEGATION CONCERNING COMMUNITY ACTIVITIES – ENTERTAINMENT AND STREET APPEALS**

100/30/5/7

Memorandum by Mrs Maria Cavanagh dated 17 September 2007 advising the Policy Review Committee meeting approved the proposed appendage of “Conditions for Conducting a Street Appeal in the Southland District” at its meeting on 12 September 2007.

Moved Cr Bailey seconded Cr Ridley

and RESOLVED THAT THE MEMORANDUM ON COUNCIL’S DELEGATION CONCERNING COMMUNITY ACTIVITIES – ENTERTAINMENT AND STREET APPEALS, IN THE SOUTHLAND DISTRICT, BE RECEIVED AS INFORMATION.

6.3 NON-NOTIFIED RESOURCE CONSENTS - AUGUST 2007

360/15/3/5

Memorandum by Mr T Garnett dated 17 September 2007.

Moved Cr Copland seconded Cr Drummond
and RESOLVED THAT THE MEMORANDUM ON THE NON-NOTIFIED
RESOURCE CONSENTS PROCESSED BY THE RESOURCE MANAGEMENT
DEPARTMENT STAFF UNDER DELEGATION FROM THE COUNCIL DURING
AUGUST BE RECEIVED.

6.4 BUILDING CONSENTS AND VALUES FOR AUGUST 2007

300/40/1/3

Memorandum by Mr K O'Connor dated 12 September 2007.

Moved Cr Goomes seconded Cr Frew
and RESOLVED THAT THE MEMORANDUM ON BUILDING CONSENTS AND
VALUES FOR AUGUST 2007 BE RECEIVED AS INFORMATION.

7.0 URGENT BUSINESS

7.1 FREEDOM CAMPING – APPOINTMENT OF COUNCIL REPRESENTATIVE TO
ZONE 6 WORKSHOP

300/10/3/1

Mr McKenzie explained the Mayor, Cr Harpur and himself had attended a recent Zone 6 meeting. It was agreed Councils would work together with the aim of providing a more consistent approach to freedom camping. Clutha District Council offered to facilitate the workshop, and Council was asked to have representative present.

The aim of the workshop would be to understand the different policies and approaches in place, consider options for aligning them and presenting a more consistent to travellers. Travellers do not differentiate between districts, as visitors do not know the boundaries.

Cr Dobson said the areas where freedom camping was permitted needed to be identified. He also agreed there needed to be uniformity of control.

Moved Cr Ridley seconded Cr Duffy
and RESOLVED THAT CR HARPUR BE COUNCIL'S REPRESENTATIVE AT
THE WORKSHOP OF ZONE 6 WHICH IS TO BE HELD ON 12 OCTOBER 2007
TO DISCUSS FREEDOM CAMPING IN THE OTAGO/SOUTHLAND REGION.

8.0 **EXCLUSION OF PUBLIC**

Moved Cr Goomes seconded Cr Duffy
and RESOLVED THAT PURSUANT TO SECTION 48(1) OF THE LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987 THAT THE PUBLIC BE EXCLUDED FROM THE MEETING WHILE THE FOLLOWING BUSINESS IS TRANSACTED:

SOUTHLAND DISTRICT COUNCIL CONFIDENTIAL ACTIVITIES PERFORMANCE AUDIT COMMITTEE MINUTES DATED 29 AUGUST 2007
SECTIONS 7(2)(f), 7(2)(i), AND 7(2)(j)

SOUTHLAND DISTRICT COUNCIL CONFIDENTIAL MINUTES DATED 29 AUGUST 2007
SECTIONS 7(2)(f), 7(2)(i), AND 7(2)(j)

AND THAT THE REASON FOR THE PASSING THE RESOLUTION IS THAT IT WOULD BE LIKELY TO RESULT IN DISCLOSURE OF INFORMATION WHICH WOULD:

- 7(2)(a) PROTECT THE PRIVACY OF INDIVIDUALS, INCLUDING THAT OF ANY DECEASED PERSON
- 7(2)(b) PROTECT INFORMATION WHERE MAKING IT AVAILABLE WOULD:
 - (i) DISCLOSE A TRADE SECRET:
 - (ii) BE LIKELY TO UNREASONABLY PREJUDICE THE COMMERCIAL POSITION OF ANY PERSON WHO SUPPLIED, OR WHO IS THE SUBJECT OF, SUCH INFORMATION.
- 7(2)(f) MAINTAIN THE EFFECTIVE CONDUCT OF PUBLIC AFFAIRS ARISING DIRECTLY FROM THE NEED TO PROTECT MEMBERS AND STAFF FROM IMPROPER PRESSURE OR HARASSMENT.
- 7(2)(i) ENABLE THE COUNCIL TO CARRY OUT NEGOTIATIONS WITHOUT PREJUDICE OR DISADVANTAGE (INCLUDING COMMERCIAL AND INDUSTRIAL NEGOTIATIONS);
- 7(2)(j) PREVENT THE DISCLOSURE OR USE OF OFFICIAL INFORMATION FOR IMPROPER GAIN OR ADVANTAGE

8.1 **EXCLUSION OF PUBLIC - STAFF**

Moved Cr Goomes seconded Cr Duffy
and RESOLVED THAT THE COUNCIL OFFICERS AND PUBLIC LISTED
BELOW BE PERMITTED TO REMAIN AT THE MEETING AFTER THE PUBLIC
HAVE BEEN EXCLUDED BECAUSE OF THEIR KNOWLEDGE OF (a)
MEETING PROCEDURE AND/OR (b) THE SUBJECT MATTER UNDER
CONSIDERATION.

GROUP MANAGER SERVICES AND ASSETS
GROUP MANAGER FINANCIAL AND CORPORATE SERVICES
GROUP MANAGER REGULATORY SERVICES
COMMUNICATIONS OFFICER
SENIOR ADMINISTRATION OFFICER

The meeting closed at 2 pm.

C O N F I R M E D:

C H A I R P E R S O N:

D A T E D: