

Waitaki District Council

Extraordinary Council

**CONFIRMED MINUTES of an Extraordinary Meeting
of the Waitaki District Council held in the Whitestone Cheese Empire Room,
Oamaru Opera House, 94 Thames Street, Oamaru,
on Wednesday 15 November 2017 at 9.00am**

Present	Mayor Kircher (Chair), Crs Tavendale, Dawson, Garvan, Holding, Hopkins, Kingan, Percival (from 9.06am), Perkins, and Wheeler
Apologies	Cr Wollstein
In Attendance	Mr Power (Chief Executive) Mr Jorgensen (Assets Group Manager) Mrs Baillie (Customer Services Group Manager) Mr Hope (Chief Financial Officer) Mrs Guyan (Acting Community Services Group Manager) Mr Roesler (Policy and Communications Manager) Ms Hooper (Governance Officer)

Apologies

RESOLVED
WDC17/211

Cr Tavendale / Cr Hopkins
"That Council accepts an apology for absence from Cr Wollstein and for lateness from Cr Percival."

CARRIED

Declarations of Interest

Cr Dawson declared an interest in agenda item 1, and left the meeting at 9.02am.

1. Position on Waitaki District Easter Sunday Shop Trading

The report, as circulated, presented a summary of Council's review of its current position on Easter Sunday Shop Trading in the Waitaki District. The summary noted that the review process had supported the community having a say on this matter, and provided steps to ensure Councillors had considered the feedback before making a final decision. Council has committed to considering the community's views on Easter Sunday Shop Trading (including the option to retain the status quo position) prior to making a formal decision before Easter 2018. Community feedback on a draft proposal has guided Councillors in their decision to not enable Easter Sunday Shop Trading in the Waitaki District (unless the businesses are already exempted to trade).

Cr Percival joined the meeting, at 9.06am.

Key issues raised during the discussion on this item were as follows:

- Mayor Kircher said that, because he had not been at the hearings for the verbal submissions, he had decided to abstain from voting on this issue.
- Cr Kingan said he would be voting against recommendation two, because he supported the opportunity for businesses to remain open.
- Despite some Councillors having personal views preferring to enable people to choose to open their businesses or not, an overwhelming majority of submitters had been in favour of maintaining the status quo and Councillors felt it was important to take heed of the trend shown in submissions. It was noted that the issue could be revisited if the community wished to engage again with Council in future.

RESOLVED
WDC17/212

Cr Tavendale / Cr Hopkins

“That Council:

1. Notes that the key points provided in Table 1 of this report reflect Council consideration of public submissions received at the 1 November 2017 Council Hearing relating to Easter Sunday Shop Trading in the Waitaki District (as copied below).

CARRIED
Abstention: Mayor Kircher

2. Agrees that the status quo position on Easter Sunday Shop Trading in the Waitaki District remains and therefore no Policy is required.

CARRIED
AGAINST: Cr Kingan
Abstention: Mayor Kircher

3. Notes that the Council can agree at any point in the future to review the need for an Easter Sunday Shop Trading in the Waitaki District.

CARRIED

Table 1: Summary of key submission points

<i>Comments against proposal</i>	<i>Comments in support of proposal</i>
Employees would lose a guaranteed day off if more shops were to open	Importance of the principle of freedom of enterprise
There is a need to retain time for rest, family, religious and cultural activities	There are protections in the Act for employees who do not wish to work if more shops were to open
Despite protections in the Act, employees may feel obliged to work – coercion to work	Tourism opportunities will be missed

Cr Dawson returned to the meeting, at 9.25am.

2. Maori Representation

The report, as circulated, sought to enable Council to make a decision regarding Maori representation arrangements for the Waitaki district to satisfy a statutory requirement under the Local Electoral Act 2001 (no35) (LEA 2001). The decision also supports continued effort to build the partnership between the Council and Te Rūnanga o Moeraki through the Memorandum of Understanding (MOU).

RESOLVED
WDC17/213

Cr Hopkins / Cr Perkins

“That Council:

1. Notes that, at the Te Roopu Taiao hui on 11 August 2017, direction was given for the Otago Regional Council to jointly approach each of the papatipu rūnanga to ascertain views on Maori representation
2. Notes that the 3 November 2017 Otago Mayoral Forum reflected feedback from papatipu rūnanga about their preference not to have Maori Wards but rather to explore other options for strengthening partnerships
3. Notes that the Waitaki District Council Memorandum of Understanding with Te Rūnanga o Moeraki (MOU) is scheduled for review in April 2018
4. Agrees to a public notice communicating that Council will not support the establishment of a Maori Ward for the Waitaki district
5. Endorses Council leadership meeting with Te Rūnanga o Moeraki to discuss the partnership between the two organisations including the MOU along with any other matters deemed important by either party.

CARRIED

It was noted that Council's relationship with Ngai Tahu was in good heart, and that the papatipu rūnanga had expressed a preference to work directly with Council and its leadership to strengthen the existing partnership.

3. Schedule of Meetings 2018

The report, as circulated, supplied the Schedule of Meetings for 2018 for Council approval.

The Mayor thanked the Governance Officer for the comprehensiveness of her report and the attached Schedule of Meetings. Cr Dawson and Cr Kingan endorsed his remarks.

It was AGREED that Standing Orders would be suspended for this item, in order that Councillors could speak more than once as required.

The following schedule amendments were AGREED:

- MOVE Committee Day to Wednesday 18 July (instead of Tuesday 17 July), to avoid clashing with either day of the Local Government New Zealand conference on 16 and 17 July 2018.
- ADD Draft Agenda Meetings and Draft Agenda Paper deadlines to the schedule for the Finance, Audit and Risk (FAR) Committee.
- In consultation with the Community Board Chairs, CHANGE the date of one of the Community Board meetings in December 2018, so that they are not on the same day and AMEND the start times of both meetings to reflect usual practice.
- REPLACE Cr Kingan with another Councillor in the Community Board Councillor Roster at least once, so that he has no more than three community board meetings to attend during the year rather than the scheduled four.

The following two related matters were AGREED:

- If any urgent financial matters arose during January, then reports could be circulated to the FAR Committee via email, with any decisions to be ratified at the 13 February 2018 FAR Committee meeting.
- The 13 February 2018 Council Meeting is to REMAIN in the schedule, but could be replaced by an earlier Extraordinary Council Meeting if the volume of agenda items across the four meetings that day became unmanageable, or if any urgent matters arose. It was noted that Monday 12 February is officially a reserve day, and could be activated if required.

Two process concerns were raised and clarified as follows:

- Draft Agenda Meetings would CONTINUE to be held on Mondays wherever possible, despite that requiring agenda papers to be finalised and approved within two days, rather than the current three, for inclusion in the final agenda distribution (now scheduled for Wednesdays). It was clarified that Group Managers had discussed and committed to the shorter turnaround time, based on past experience that most draft agenda papers only required minor change after the draft agenda meeting and this year's three-day turnaround period had been longer than required. It was also expected that the automated agenda management system to be implemented in the first half of 2018 would help facilitate the shorter turnaround times between draft and final agenda papers.
- The turnaround for recommendations from Committee Meetings to be included in draft agenda papers going to Council would only be two days in most cases. It was clarified that, although the timeframe was tight, it was achievable.

RESOLVED

WDC17/214

Cr Dawson / Cr Kingan

That Council:

1 Approves the appended Schedule of Meetings 2018, with agreed amendments (as noted above) and with the Community Board meetings in December to be rescheduled in consultation with the Community Board Chairs prior to the Schedule being finalised and distributed."

CARRIED

There being no further business, the Chair declared the meeting closed at 9.56am.

CONFIRMED on the 6th day of December 2017, in the Council Chambers, Waitaki District Council Headquarters, 20 Thames Street, Oamaru.

[signed]

Chairman