

**Minutes of an extraordinary meeting of the Queenstown Lakes District Council held in the Council Chambers, 10 Gorge Road, Queenstown and via Zoom on Thursday 2 September 2021 commencing at 10.00am**

**Present:**

Mayor Boulton; Councillors Copland, Clark, Gladding, Ferguson, Lewers, MacLeod, Miller, Shaw, Smith and Whitehead

**In attendance:**

Mr Mike Theelen (Chief Executive Officer), Mr Stewart Burns (General Manager, Finance, Legal and Regulatory), Mr Brendan Peet (General Counsel), Ms Zoe Burton (Legal Counsel), Mr Shane Campbell (Legal Counsel, Wynn Williams Ltd) and Ms Jane Robertson (Senior Governance Advisor)

**Conduct of meeting**

The Mayor signalled that voting on all substantive resolutions would be conducted by way of a division. On procedural decisions the Mayor was happy to accept a verbal indication of acceptance or otherwise from Councillors.

**Apologies/Leave of Absence Applications**

There were no apologies.

Councillor Miller sought a general leave of absence over the coming week as she was moving house and may not be available at various times.

**On the motion of the Mayor and Councillor Shaw the Queenstown Lakes District Council resolved that the request for leave of absence be granted.**

**Declarations of Conflicts of Interest**

No declarations were recorded.

**Confirmation of Agenda**

**On the motion of the Mayor and Councillor Lewers the Queenstown Lakes District Council resolved that the agenda be confirmed without addition or alteration.**

**1 Setting of Rates for 2021-22**

A report from Stewart Burns (General Manager, Finance, Legal and Regulatory) presented the rates for 2021/22 for the Council to adopt in accordance with section 23 of the Local Government (Rating) Act 2002.

Mr Burns presented the report. He observed that this was a procedural item that served to close the LTP process. He noted that there had been stronger growth than anticipated meaning there was more property in the district from which to collect rates, resulting in an overall lower rates increase than signalled in the final version of the LTP.

Councillor Smith expressed some frustration that had this information been known when Council had agreed the final LTP programme they may have made different decisions. He asked if there was potential at this point to add to the programme or increase debt repayments. Mr Burns advised that there was no option to alter the programme which was now set.

Councillor Gladding asked if the growth estimates had been wrong in the LTP. Mr Burns advised that the LTP had included an estimate about what new property would be available to be rated, but actual rateable value was now available and there was simply more property than anticipated. He observed that growth was always uneven. The Chief Executive added that modelling was habitually conservative as it was risky to anticipate large amounts of growth that may not occur.

**On the motion of Mayor and Councillor Clark it was resolved that the Queenstown Lakes District Council:**

- 1. Note the contents of this report; and**
- 2. Sets the rates for the Queenstown Lakes District Council for the 2021/22 financial year as per section 23 of the Local Government (Rating) Act 2002 (as per Attachment A).**

The motion was put and carried unanimously:

For: Mayor Boulton; Councillor Clark, Councillor Copland, Councillor Ferguson, Councillor Gladding, Councillor Lewers, Councillor MacLeod, Councillor Miller, Councillor Shaw, Councillor Smith, Councillor Whitehead

Against: Nil

Abstain: Nil

### **Resolution to Exclude the Public**

**On the motion of the Mayor and Councillor Gladding the Queenstown Lakes District Council resolved that the public be excluded from the following parts of the meeting:**

**The general subject of each matter to be considered whilst the public is excluded, the reason for passing this resolution in relation to each 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:**

**And:**

That the following persons remain because of their knowledge and expertise of matters in the following agenda items:

Item 2: Mr Shane Campbell (Legal Counsel, Wynn Williams Ltd)

Agenda items

Item 2: *Legal Update: Leaky Building Claim*

General subject to be considered.	Reason for passing this resolution.	Grounds under Section 7 for the passing of this resolution.
2. Legal Update: Leaky Building Claim	<p>That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of information is necessary to:</p> <p>g) maintain legal professional privilege</p> <p>i) enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations);</p>	<p>Section 7(2)(g)</p> <p>Section 7(2)(i)</p>

*This recommendation 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 shown above with respect to each item.*

*The meeting went into public excluded at 10.17am.*

*The meeting came out of public excluded and concluded at 10.32am.*

**CONFIRMED AS A TRUE AND CORRECT RECORD**

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**MAYOR**

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**DATE**