



NOTICE OF MEETING

**Notice is hereby given of the Meeting of the
Invercargill City Council
to be held in the Council Chamber,
First Floor, Civic Administration Building,
101 Esk Street, Invercargill on
Tuesday 15 September 2015 at 4.00 pm**

His Worship the Mayor Mr T R Shadbolt JP
Cr D J Ludlow (Deputy Mayor)
Cr R L Abbott
Cr R R Amundsen
Cr K F Arnold
Cr N D Boniface
Cr A G Dennis
Cr I L Esler
Cr P W Kett
Cr G D Lewis
Cr I R Pottinger
Cr G J Sycamore
Cr L S Thomas

EIRWEN HARRIS
MANAGER, SECRETARIAL SERVICES

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	To be tabled.	
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15.	PUBLIC EXCLUDED SESSION	
	Moved, seconded that the public be excluded from the following parts of the proceedings of this meeting; namely	
	(a) <i>Confirming of Minutes of the Public Excluded Session of Council 4 August 2015</i>	
	(b) <i>Confirmation of Minutes of the Public Excluded Session of the Regulatory Services Committee 1 September 2015</i>	
	(c) <i>Confirmation of Minutes of the Public Excluded Session of the Infrastructure and Services Committee 7 September 2015</i>	
	(d) <i>Confirmation of Minutes of the Public Excluded Session of the Finance and Policy Committee 8 September 2015</i>	

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under Section 48(1)(d) 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	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
(a) Confirming of Minutes – Council 4 August 2015	Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	Section 7(2)(i)
(b) Confirming of Minutes – Regulatory Services Committee 1 September 2015	Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	Section 7(2)(i)
(c) Confirming of Minutes – Infrastructure and Services Committee 7 September 2015	Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	Section 7(2)(i)
(d) Confirming of Minutes – Finance and Policy Committee 8 September 2015		Section 7(2)(i)

TO: INVERCARGILL CITY COUNCIL
FROM: CHIEF EXECUTIVE
MEETING DATE: TUESDAY 15 SEPTEMBER 2015

INVERCARGILL YOUTH COUNCIL

Report Prepared by: Mary Napper, Community Development Manager

SUMMARY

The Youth Council will have representatives at the meeting to speak to their report.

RECOMMENDATIONS

That the report be received.

IMPLICATIONS

1.	<i>Has this been provided for in the Long Term Plan/Annual Plan?</i> N/A
2.	<i>Is a budget amendment required?</i> N/A
3.	<i>Is this matter significant in terms of Council's Policy on Significance?</i> N/A
4.	<i>Implications in terms of other Council Strategic Documents or Council Policy?</i> N/A
5.	<i>Have the views of affected or interested persons been obtained and is any further public consultation required?</i> N/A

FINANCIAL IMPLICATIONS

N/A

BEAUTIFUL INVERS

The Youth Council have formed a working group which will be ongoing each year. The group is looking at how Invercargill can be more appealing to young people and visitors. There are three specific ideas they are working on:

- A welcome sign as you approach the Invercargill boundary;
- Specific events for young people to attend;
- Increasing environmental awareness.

ICC TV CLIP

The Youth Council is working on the filming of a video for ICC TV. The clip will promote the Youth Council and assist in recruitment of members for 2016. The Youth Council presentation to the 15 September Council meeting will be filmed for the clip.

COUNCIL AGENDAS

Infrastructure and Services Committee

Bethunes Lane - Youth Council members discussed the request from Bethunes Lane residents. Some members know the area well and believe that the use of the Lane by the public is possibly not as great as indicated in the report. The Youth Council agrees with the staff suggestion that residents pay for the maintenance which is coordinated by Council staff.

Regulatory Services Committee

Gambling Policy - The Youth Council were disappointed to learn that the proposed further reduction in the number of gaming machines in the city is not to be as low as suggested. They would like to see the sinking lid cap reduced to the suggested 284.

Members were pleased to learn that any new gaming venues can only be established within the CBD. It is hoped that the need to travel further to a venue will restrict the frequency of use of venues and the impact on families.

**MINUTES OF THE MEETING OF THE INVERCARGILL CITY COUNCIL HELD IN THE
COUNCIL CHAMBER, FIRST FLOOR, CIVIC ADMINISTRATION BUILDING, 101 ESK
STREET, INVERCARGILL, ON TUESDAY 4 AUGUST 2015 AT 4.00 PM**

PRESENT: His Worship the Mayor Mr T R Shadbolt
Cr D J Ludlow – Deputy Mayor
Cr R L Abbott
Cr R R Amundsen
Cr K F Arnold
Cr N D Boniface
Cr A G Dennis
Cr I L Esler
Cr P W Kett
Cr G D Lewis
Cr I R Pottinger
Cr G J Sycamore
Cr L S Thomas

IN ATTENDANCE: Mr R W King – Chief Executive
Mr D J Johnston – Director of Finance and Corporate Services
Mr R Pearson – Roading Manager
Mr D Booth – Manager Financial Services
Mrs M Short – Manager Strategy and Policy
Mr O Mortensen – Community Development Project Coordinator
Ms L Kuresa – Committee Secretary

1. APOLOGIES

Nil.

2. PUBLIC FORUM

His Worship the Mayor said there was to be a Town Crier presentation but the scroll had not been prepared for it. He said he would discuss the matter further under the Mayor's Report.

3. REPORT OF THE INVERCARGILL YOUTH COUNCIL

The report had been circulated.

3.1 Leadership Week

Stephen Jones and Gabriella McLeay were in attendance to speak to this report and took the meeting through a PowerPoint Presentation with regard to Leadership Week.

His Worship the Mayor thanked the Youth Council for their presentation and said Council was impressed with the work they were doing.

Moved Cr Thomas, seconded Cr Esler and **RESOLVED** that the report be received.

4. **THE FAMILY BRAND**

The report had been circulated and Cr Ludlow took the meeting through it.

His Worship the Mayor and Cr Ludlow presented Carol Swale and Andy Ding, representatives from the Don Street Toy Library with the “Friendly” Brand Certificate.

Moved Cr Ludlow, seconded Cr Abbott and **RESOLVED** that the report be received.

5. **MINUTES OF THE MEETING OF COUNCIL HELD ON 16 JUNE 2015**

Moved Cr Ludlow, seconded Cr Abbott and **RESOLVED** that the minutes be approved.

6. **MINUTES OF THE EXTRAORDINARY MEETING OF COUNCIL HELD ON 30 JUNE 2015**

Moved Cr Thomas, seconded Cr Ludlow and **RESOLVED** that the minutes be approved.

7. **MINUTES OF THE MEETING OF THE BLUFF COMMUNITY BOARD HELD ON 6 JUNE 2015**

Moved Cr Esler, seconded Cr Amundsen and **RESOLVED** that the minutes be received.

8. **MINUTES OF COMMITTEES**

8.1 **Community Services Committee 13 July 2015**

Moved Cr Kett, seconded Cr Abbott and **RESOLVED** that the minutes be approved.

8.2 **Regulatory Services Committee 14 July 2015**

Moved Cr Ludlow, seconded Cr Arnold and **RESOLVED** that the minutes be approved.

6.3 **Infrastructure and Services Committee 27 July 2015**

Cr Arnold said she wanted to speak to Item 5.1.3 with regard to Anderson Park House Retrofit. She said after the Committee discussed this matter there was a letter to the Editor of The Southland Times a few days later, asking why Council was proceeding with this so quickly. She wondered if somebody could clarify what the rationale was around this matter.

Cr Thomas said Council was progressing to the stage of applying for a building consent regarding the 67% building standard, to find out what Council needed to do as far as public access, toilets and disability access to get a clear picture of what needed to happen around the building code.

Cr Arnold said under the legislation that was coming from the Government, there were still years ahead to carry out this work and in her understanding, the writer was questioning what the timeframe was for this matter to be completed.

Cr Thomas said Council had just started the process of going through the consent. This had been a long process for Mr Pagan and there were several questions regarding the replacement of the chimneys that needed to be answered. Council was going through a structure of getting to a point of finding out what the costs were and it needed to make a decision around what should happen to the facility as an art gallery. He said there was also the issue that Council had a displaced tenant at the moment.

Moved Cr Thomas, seconded Cr Arnold and **RESOLVED** that the minutes be approved.

8.4 **Finance and Policy Committee 28 July 2015**

Cr Boniface said at the Finance and Policy Committee Meeting the Statement of Intent for Invercargill City Holdings Limited was discussed under Public Excluded Session. He had informed the Committee that the document would be brought back to today's open Council meeting. All Councillors had been given copies of the Statement of Intent and he wanted to include it in the recommendation that Invercargill City Holdings Limited, Statement of Intent be received.

Moved Cr Boniface, seconded Cr Abbott that the minutes be approved,

AND THAT

Invercargill City Holdings Statement of Intent be received.

In response questions with regard to the Invercargill City Holdings Limited Statement of Intent, the following answers were given:

- The question with regard to the growth of Invercargill City Forests Limited should be put to the Directors of Invercargill City Holdings Limited to be referred back to Invercargill City Forests Limited so you can get a definite answer. The dividend from Invercargill City Holdings Limited has increased by \$500,000 this year and a lot of that was partially with the increase of Invercargill City Forests Limited's dividend.
- From memory the Invercargill City Holdings Limited's, Statement of Intent was altered to reflect the loan to the Stadium about two to three years ago.
- The Statement of Intent is a summary of financials of the subsidiary companies. It's up to the management of the subsidiary companies to have individual loans included in the Statement of Intent but it's not a requirement.

Cr Boniface said Council had set up a good communication with Invercargill City Holdings Limited that Council would receive six-monthly to yearly accounts. Invercargill City Holdings Limited would provide independent accounting advice to Council and at the Annual General Meeting some of these questions could be asked. He said there was also a Workshop held every year to which all Councillors were invited to ask questions and get feedback. As Mr Johnston said this was a summary of all the subsidiaries and Invercargill City Holdings Limited performance and a lot of the Business Plans that Invercargill City Holdings Limited received were incorporated into the Statement of Intent, which were targets that Council should be monitoring to ensure that Council was happy.

In response to a question from Cr Thomas as to whether the three Directors of Invercargill City Holdings Limited were conflicted because the Statement of Intent was included in the recommendation, Cr Boniface said the Statement of Intent was only being received by Council, so the Directors of Invercargill City Holdings Limited were not conflicted in any way.

The motion, now being put was **RESOLVED** in the **affirmative**.

9. **REPORT OF THE CHIEF EXECUTIVE**

9.1 **Venture Southland UFB2, RB12 and Mobile Blackspot Fund Bid**

The report had been circulated. Mr Steve Canny took the meeting through a PowerPoint Presentation to update the Council on this matter.

In response to questions, the following answers were given:

- With regard to Whoosh closing down, that was a commercial decision but Whoosh still operates in Southland. They have sold their fibre and copper customers to an Australian provider. The issue was that Whoosh services were provided extensively in Southland but the RBI services didn't support local investments in telecommunications.
- It has been a very positive response to this information. There is a very large number of responses from Invercargill and they are reasonably motivated people. They essentially said it was almost impossible to connect to the fibre network, even though it ran past their homes. It has been an area of deficit and it's good to hear that there's a positive response to the information that's been provided.
- We've put together a couple of proposals for gym based operation and one for Japanese based operation in recent times, with regard to the storage system cloud type operation. The key thing is because of our southern areas and cool climate, you don't need as much cooling as you do in other warm temperature climates. The challenge we have is the cost of electricity. We've slightly lost our engine in terms of competitive pricing in that area so it's been the single most significant challenge to establishing databanks as part of it.

Moved His Worship the Mayor, seconded Cr Arnold and **RESOLVED** that the report be received.

10. **REPORT OF THE DIRECTOR OF FINANCE AND CORPORATE SERVICES**

The report had been circulated and Cr Amundsen took the meeting through it.

10.1 **Representation Review**

Moved Cr Amundsen, seconded Cr Kett that the report be adopted;

AND THAT

Council adopts the recommendations within this report as follows:

That Council maintains the At Large voting system, where members are elected by electors of the district as a whole;

AND THAT

The number of Councillors remains at 12;
AND THAT

Council determines that the Bluff Community is the only community of interest in terms of the Local Electoral Act and that Bluff Community Board remains, with its existing boundaries and with five elected representatives and one Councillor Appointment;

AND THAT

These representation arrangements will provide for effective representation of communities of interest within the district;

AND THAT

Council publicly notifies the above resolutions as its “initial proposal” and invite submissions until 8 September 2015;

AND THAT

Council develops an engagement strategy that allows for more effective consultation and engagement using some of the tools utilised in this review to improve effective representation amongst groups identified in the report;

AND THAT

Council works with the Maori Community to develop an engagement strategy that allows for effective consultation and engagement with the Maori Community i.e. Iwi, hapu, whanau, individuals, groups and organisations, using some of the tools utilised in this review, to ensure fair and effective representation for Maori.

In response to questions, the following answers were given:

- We didn't ask the question about age, we did ask where people lived as part of the survey and we found that there was a great variety in terms of where people lived and their responses to the survey. When we were out in the community talking to people, we talked to people of all ages. We also held two workshops at the Library and we invited everybody who submitted on the Long Term Plan to the workshops. We opened it to the public and all together we had about 55 people attend the two workshops. It was great to see that there was a range of ages in that setting.
- The Panel is satisfied with the numbers. In 2009 they sent out this booklet to every single household in Invercargill and they received about 30 responses. We printed 1,000 copies and distributed all of them and got back nearly 200 responses. In terms of the percentage of survey responses, we feel that it was high because we were proactive by going out to the community and talking to people, rather than expecting them to come to a meeting. This was in an effort to ensure we got a variety of opinions. Most of the Panel Members felt that even though we got about 200 responses from the survey, they talked to at least 200 to 300 people each in the activities they were involved in. In a lot of cases people felt that once they had a conversation with you about something, they had given you their input so they felt that they didn't necessarily need to put pen to paper.

- We added the question about whether voting ballots should list candidate's names in alphabetical order or random along with the online voting question, (neither of those were required as part of the legal requirements for the review), but we thought this was a prime opportunity to gather the information. I understand from Mr King that sometime next year, prior to the election the Council does have to make a recommendation about whether the ballot papers should be in alphabetical order or random order and this information could be used to argue that the community would like to see that it be done in random order. They say that people at the top of the list are 2% to 3% more likely to be elected than people further down the list, in terms of alphabetical order. There are also two options for random order, one is that all ballot papers have the same random order on them, which essentially means whoever the two or three people at the top were, are more likely, in theory to be elected. There are no additional costs for that system but there is another system where all ballot papers are in a different random order and there is an additional cost for that, but that is definitely the fairer option.
- I believe that there was less cost involved in doing this compared to last time in terms of the cost involved with the consultation for the representation review, so there is already some capacity here to do good consultation and a community engagement. We are in a good place to start, we have the caravan and it's a good tool and we need to be careful that we don't use it as our only tool. There are lots of options and ways in doing things to engage with the community. Sometimes it takes time and the Panel spent a few hours of their own time to help out with this and I think it's paid off.

His Worship the Mayor congratulated the Representation Review Committee on doing a magnificent job. He thanked the Committee on behalf of Council, and said it was good to see that former Councillor Geoff Piercy was still working on behalf of Council.

The motion, now being put, was **RESOLVED** in the **affirmative**.

11. **MAYOR'S REPORT**

The report was tabled and His Worship the Mayor took the meeting through it.

Moved His Worship the Mayor, seconded Cr Esler that the report be received.

In response to a question from Cr Esler as to how the Town Crier position was appointed, His Worship the Mayor said he was not sure how the Town Crier was selected. Invercargill had not had a Town Crier for up to six years now but the person had approached him and asked if she could be the Town Crier, which he agreed to.

Cr Esler suggested that maybe when the opportunity came up again, a competition could be held to select the Town Crier.

Mr King said traditionally it was enshrined in the old English customs and it was a ceremonial position for official functions organised by the Mayor, not just for Invercargill but Southland and the Mayors for both Southland District Council and Gore District Council had to approve the Town Crier. That could be something to look at for the next vacancy.

His Worship the Mayor agreed with the comments made and said it could generate more interest if people were aware that they had a chance of being the Town Crier.

Cr Boniface said at the Local Government Conference the new Minister of Local Government gave a reasonably stirring speech and suggested that shared services was not good enough and that councils needed to seriously look at amalgamation or joining together in the future. She was reasonably forceful, even though she said the Government was not going to actively encourage it.

His Worship the Mayor said every new Minister of Local Government seemed to come in with different ideas. The last Minister of Local Government was quite bolshie on the Mayor having executive powers and the current Minister of Local Government wants to push the amalgamation. Every one of them seemed to have a different angle on the matter. He did not know how to respond to it and despite her speech on the matter, Wellington would have been discouraging for them and even Hastings and Napier seemed to be having problems.

Mr King said the ones that had been promoted so far had been successful apart from Auckland. Napier and Hastings had until October to vote and chances were 60% of it would be declined. The Minister of Local Government said that councils needed to change and become more efficient and that amalgamation was suitable in some areas and not in others. One size did not fit all. He said the Minister of Local Government also talked about maybe combining services under the Council Controlled Organisation (CCO) model for the likes of water supply delivery and the treatment of sewerage. Roading was an issue so there was a need to look at each one on its merits.

The motion, now being put, was **RESOLVED** in the **affirmative**.

12. **COUNCILLOR KAREN ARNOLD – COUNCIL REPRESENTATIVE FOR NORMAN JONES FOUNDATION**

The report had been circulated and Cr Arnold took the meeting through it.

His Worship the Mayor asked how often the Norman Jones Foundation Committee met and Cr Sycamore said he was a Trustee of the Foundation and the main focus of the Foundation was to give out study grants to second chance education, so it was mainly mature people. He said it was an historical thing that somebody from Council be a Trustee for the Foundation and it was definitely appreciated. He said the meetings were usually held November / December, February / March and an Annual General Meeting was held in the middle of the year.

Cr Abbott said he had the pleasure of working with Norman Jones around the Council table in the past and he would be happy to be the Council representative for the Norman Jones Foundation.

Moved Cr Sycamore, seconded Cr Kett and **RESOLVED** that Cr Abbott be appointed as the Council representative to the Norman Jones Foundation.

Moved Cr Sycamore, seconded Cr Kett and **RESOLVED** that the report be received.

13. **URGENT BUSINESS**

Nil.

11. **COUNCIL IN PUBLIC EXCLUDED SESSION**

Moved His Worship the Mayor, seconded Cr Lewis and **RESOLVED** that the public be excluded from the following parts of the proceedings of this meeting, namely:

- (a) *Confirming of Minutes of the Public Excluded Session of Council 16 June 2015*
- (b) *Confirming of Minutes of the Public Excluded Session of the Infrastructure and Services Committee 27 July 2015*
- (c) *Confirming of Minutes of the Public Excluded Session of the Finance and Policy Committee 28 July 2015*
- (d) *Report of the Director of Works and Services*

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under Section 48(1)(d) 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	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
(a) Confirming of Minutes – Council 16 June 2015	To enable any local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	Section 7(2)(i)
(b) Confirming of Minutes – Infrastructure and Services Committee 27 July 2015	To enable any local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	Section 7(2)(i)
(c) Confirming of Minutes – Finance and Policy Committee 28 July 2015	To enable any local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	Section 7(2)(i)

- | | | |
|---|---|------------------------|
| (d) Contract 738 –
Rockdale Road
Rehabilitation
and
Intersection
Improvement | To enable any local
authority holding the
information to carry out,
without prejudice or
disadvantage,
negotiations (including
commercial and
industrial negotiations) | Section 7(2)(i) |
|---|---|------------------------|

**MINUTES OF THE EXTRAORDINARY MEETING OF THE INVERCARGILL CITY
COUNCIL HELD IN THE COUNCIL CHAMBER, FIRST FLOOR, CIVIC ADMINISTRATION
BUILDING, 101 ESK STREET, INVERCARGILL ON TUESDAY 25 AUGUST AT 4.00 PM**

PRESENT: His Worship the Mayor Mr T R Shadbolt
Cr D J Ludlow (Deputy Mayor)
Cr R L Abbott
Cr R R Amundsen
Cr K F Arnold
Cr N D Boniface
Cr A G Dennis
Cr I L Esler
Cr P W Kett
Cr G D Lewis
Cr I R Pottinger
Cr G J Sycamore
Cr L S Thomas

IN ATTENDANCE: Mr R W King – Chief Executive Officer
Mr C A McIntosh – Director of Works and Services
Mrs P M Gare – Director of Environmental and Planning Services
Mr D J Johnston – Director of Finance and Corporate Services
Mr D Booth – Manager Financial Services
Mr S Tonkin – Manager Building Regulation Services
Mrs M Short – Manager Strategy and Policy
Miss K Graber – Policy and Planning Analyst
Ms L Kuresa – Committee Secretary

1. APOLOGIES

Nil.

2. NOTICE OF COUNCIL WORKSHOP

His Worship the Mayor informed the meeting that a Council Workshop would be held at the conclusion of this meeting to discuss a report by Mr Tonkin with regard to Stadium Southland.

Moved His Worship the Mayor, seconded Cr Abbott and **RESOLVED** that a Council Workshop be held at the conclusion of this meeting to discuss a report on Stadium Southland.

2. REPORT OF THE DIRECTOR OF FINANCE AND CORPORATE SERVICES

The report had been circulated.

2.1 Carry Forwards to 30 June 2015

Cr Boniface took the meeting through the report.

Moved Cr Boniface, seconded Cr Thomas that the report be received;

AND THAT

The individual carry forward projects as outlined in Section 2a, b, c and d of the report be approved for completion in the 2015/16 year, together with the related funding, and un-budgeted items, where applicable.

In response to questions, the following answers were given:

1. There is a detailed schedule with the works of all Council projects and often it will be completed, for example in August/September this year. They have been started but they haven't been completed. Cr Boniface is concerned that you could lose track of the carry forwards but we've agreed to talk to each Committee on what progress has been made so that those things are not lost track of.
2. The process of doing the carry forwards means that the funds does not get lost in the previous year. By carrying it forward, we are bringing it into this financial year. In those service level reports that we have at every Committee, we've actually included the individual project and show if it's in the current year or if it's a carry forward. We are not saying that we are going to spend that money on seismic work, that will have to come back through Council. What we are doing is saying that it is being air-marked for that and bringing it forward so that it doesn't get lost and it's still being accounted for. Council is not making a decision today to spend it.
3. An independent review investigation report will be tabled at the next Council meeting.
4. A lot of project that are in this report, given that we're saying that we're carrying it forward from the last financial year, which ended at the end of June, a lot of the projects have been completed. We are just saying that we're honouring the contract that we said we would carry out.

The motion, now being put, was **RESOLVED** in the **affirmative**.

There being no further business, the meeting finished at 4.11 pm.

**MINUTES OF A MEETING OF THE BLUFF COMMUNITY BOARD HELD IN THE BLUFF
MUNICIPAL CHAMBERS, GORE STREET, BLUFF ON MONDAY 24 AUGUST 2015
AT 7.00 PM**

PRESENT: Mr R Fife (Chair)
Mrs G Henderson
Mr G A Laidlaw
Mrs P Young
Cr I L Esler

IN ATTENDANCE: Cr R R Amundsen
Cr G Lewis
Mr R Pearson – Roading Manager
Mr R Pagan – Parks and Reserves Manager
Mrs D Fife – Assistant Service Centre Manager
Ms L Kuresa – Committee Secretary

1. APOLOGY

Mrs W Glassey.

Moved P Young, seconded Cr Esler and **RESOLVED** that the apology be accepted.

2. PUBLIC FORUM

2.1 Children's Picture Book About Bluff

Lindsay Keen was in attendance to speak to this Item.

Ms Keen circulated a picture book that she had published last year called Syd and Max Ride Around the Mountain. She said she was also involved with the around the mountain cycle track in Northern Southland where they lived and she wanted to showcase some of the beautiful scenery in that area. The book tells of the process around the mountain cycle trail from the beginning to it being developed. She had contacted Venture Southland and made them aware of the book that she had written and asked if she could launch her book with the opening of the cycle trail, which they fully supported. The Southland District Council loved the book also because it had a picture of Mayor Gary Tong opening the track and it fitted with Council's idea that there were economic spinoffs from the trail. She said her book was very well received and it had prompted her to want to write a series of picture books about things that were special to Southland and that Southlanders could identify with. Her next book would be about Bluff. Her family had a holiday home in Pearce Street, which was the pit lane for the Burt Munro event, which was what her next picture book was about and it would also include special features of Bluff such as the Marae and the Point. She said she wanted to make the community aware of what she was doing as she did not want to offend anybody. She was not trying to make money out of writing children's picture books. She was using the funds from the first book to write the current book about Bluff.

The Board was happy with the idea and fully supported it because it was a great way to promote Bluff. The Chairman congratulated Ms Keen on what she had achieved.

3. **MINUTES OF THE MEETING HELD ON 6 JULY 2015**

Moved Cr Esler, seconded G Henderson that the minutes be accepted as a true and correct record.

Cr Esler said with regard to Item 5.3, Page 6, Rosie's surname was "Coyle" and not "Coil", and Item 7.2, Page 7, it should be "Argyle" and not "Argygle".

The motion, now being put, was **RESOLVED** in the **affirmative** subject to amendments.

4. **MATTERS ARISING**

4.1 **Letter from Children's Commissioner – Child Poverty**

Cr Esler said it was noted in the minutes that the Chairman would circulate a letter by email with regard to child poverty and he would still be interested in receiving that letter. The Chairman said he would circulate the letter to Board Members this week.

5. **REPORT OF THE BLUFF PUBLICITY/PROMOTIONS OFFICER**

The report had been circulated.

5.1 **Bluff Rocks for Nepal**

5.2 **Bluff Oyster and Food Festival Funding**

5.3 **Venture Southland Visit**

5.4 **Joseph Parker Bluff Visit**

5.5 **Bluff Clean Up**

5.6 **Tourism Industry Association Regional Summit**

Moved G Laidlaw, seconded P Young and **RESOLVED** that the report be received.

6. **REPORT OF THE DIRECTOR OF WORKS AND SERVICES**

The report had been circulated.

6.1 **Bluff Action Sheet**

Mr Pearson and Mr Pagan took the meeting through the report.

Moved P Young, seconded G Laidlaw and **RESOLVED** that the report be received.

6.2 **Bluff Water Reticulation Upgrade Project**

Mr Pearson took the meeting through the report and apologised on behalf of Mr Murray and said he had great intentions of attending tonight's meeting but something urgent had arisen.

Moved G Henderson, seconded Cr Esler and **RESOLVED** that the report be received.

6.3 **Bluff Hill and Bluff Cemetery Maintenance Work**

Mr Pagan took the meeting through the report.

Moved P Young, seconded G Laidlaw and **RESOLVED** that the report be received.

7. **CHAIRMAN'S REPORT**

The report was tabled and the Chairman took the meeting through it.

7.1 **Decisions on Submissions to the 2015 – 2025 Long Term Plan**

The Chairman informed the meeting of the decisions to the Invercargill City Council 2015 – 2025 Long Term Plan.

7.2 **Empty Section – 19 Boyne Street**

The Chairman took the meeting through correspondence he had received from Mel Greenfield, Investment Property Advisor, with regard to this matter. He said the funds from the sale of this property would be put into a Bluff Endowment Reserve Fund.

7.3 **NZAS Visit**

The Chairman informed the meeting that the visit to the Smelter was scheduled for Monday 14 September, from 9.00 am to 12.00 pm. He asked Board Members to email him their availability for numbers closer to the date.

7.4 **Flat Hill Windfarm**

The Chairman informed the meeting of an invitation to the opening of the Flat Hill Windfarm, official opening on Monday 31 August, 9.00 am to 11.00 am.

7.5 **Greta Stephens – NZAS**

The Chairman informed the meeting of a Meet and Greet invitation with Greta Stephens, NZAS General Manager on Monday 31 August at 11.30 am.

Moved R Fife, seconded Cr Esler and **RESOLVED** that the report be received.

8. **FINANCIAL STATEMENTS**

The report had been circulated.

Moved R Fife, seconded G Henderson and **RESOLVED** that the report be received.

10. **URGENT BUSINESS**

Nil.

There being no further business, the meeting finished at 8.00 pm.

**MINUTES OF A MEETING OF THE COMMUNITY SERVICES COMMITTEE HELD IN THE
COUNCIL CHAMBER, FIRST FLOOR, CIVIC ADMINISTRATION BUILDING, 101 ESK
STREET, INVERCARGILL ON MONDAY 31 AUGUST 2015 AT 4.00 PM**

PRESENT: His Worship the Mayor Mr T R Shadbolt (from 4.01 pm)
Cr R L Abbott (Chair)
Cr P W Kett (Deputy Chair)
Cr R R Amundsen
Cr N D Boniface (from 4.06 pm)
Cr I L Esler
Cr G D Lewis
Cr R Currie – Environment Southland – Total Mobility and Passenger
Transport

IN ATTENDANCE: Cr L S Thomas
Mr C A McIntosh
Mr R Pearson – Manager Roothing
Ms E Harris – Communications and Secretarial Services Manager
Mr P Thompson – Manager Aquatic Services
Mr S Ridden – Manager Corporate Services
Ms M Napper – Community Development Manager
Mrs C Smith – Manager Customer Experience – Library and Archives
Ms L Kuresa – Committee Secretary

1. APOLOGIES

His Worship the Mayor Mr T R Shadbolt and Cr N D Boniface for lateness.

Moved Cr Lewis, seconded Cr Kett and **RESOLVED** that the apologies be accepted.

Note: His Worship the Mayor joined the meeting at 4.01 pm.

2. PUBLIC FORUM

Nil.

3. MONITORING OF SERVICE PERFORMANCE

The report had been circulated.

3.1 Levels of Service

3.1.1 *Community Development*

3.1.2 *Passenger Transport*

3.1.3 *Pools*

3.1.4 *Libraries and Archives*

3.1.5 **Housing Care Service**

In response to questions, the following answers were given:

1. We are looking at the bus timetable with regard to some minor recommendations of changes to the bus routes to try and accommodate the rest homes and areas that are handy for tourists to use the buses.
2. Total Mobility has another new provider, which is Driving Miss Daisy and that service is up and running at the moment.
3. The pool has received a considerable amount of positive feedback and staff are regularly being asked to speak at various conferences and other industry related forums.

Moved Cr Abbott, seconded Cr Esler and **RESOLVED** that the Aquatic Services Manager, Mr Thompson and his staff be congratulated on the successful operation of the pool.

Note: Cr Boniface joined the meeting at 4.06 pm.

Cr Abbott tabled for information only, a copy of the PowerPoint Presentation that was shown at the Tribal Economies – Social Housing Reform Programme he attended.

Moved Cr Kett, seconded Cr Amundsen and **RESOLVED** that the report be received.

4. **MONITORING OF FINANCIAL PERFORMANCE**

The report had been circulated.

4.1 **Community Development**

4.2 **Housing Care**

4.3 **Library and Archives**

4.4 **Passenger Transport**

4.5 **Pools**

4.6 **Financial Summary**

In response to a question by Cr Esler as to when a report from the report from the Museum would be included in the Monitoring of Financial Performance, as discussed at a previous meeting, Cr Boniface said Mr Horner would be reporting to the Finance and Policy Committee on a quarterly basis.

Moved Cr Kett, seconded Cr Boniface and **RESOLVED** that the report be received.

5. **OTHER BUSINESS**

The report had been circulated.

5.1 **Report of the Chief Executive**

5.1.1 ***Community Development***

Moved Cr Abbott, seconded Cr Boniface and **RESOLVED** that the report be received.

Moved Cr Esler, seconded Cr Amundsen and **RESOLVED** that the minutes of the Child, Youth and Family Friendly Sub-Committee be received.

6. **URGENT BUSINESS**

Nil.

There being no further business the meeting closed at 4.14 pm.

**MINUTES OF A MEETING OF THE REGULATORY SERVICES COMMITTEE HELD IN
THE COUNCIL CHAMBER, FIRST FLOOR, CIVIC ADMINISTRATION BUILDING,
101 ESK STREET INVERCARGILL ON TUESDAY 1 SEPTEMBER 2015 AT 3.00 PM**

PRESENT: Cr D J Ludlow – Chairperson
Cr K F Arnold – Deputy Chairperson
Cr R R Amundsen (up to 5.25 pm)
Cr A G Dennis
Cr I R Pottinger (from 3.10 pm)
Cr G J Sycamore

IN ATTENDANCE: Cr P W Kett (up to 5.48 pm)
Cr N D Boniface
Cr I L Esler
Cr R L Abbott (from 4.16 pm)
Mrs P M Gare – Director of Environmental and Planning Services
Mr T Boylan – Resource Management Manager
Mr S Tonkin – Building Regulation Services Manager
Mr J Youngson – Manager Environmental Health and Compliance
Mrs M Short – Manager Strategy and Policy
Miss K Graber – Planning and Policy Analyst
Mr M Morris – Legal Advisor
Ms L Kuresa – Committee Secretary

1. APOLOGIES

His Worship the Mayor, Cr Pottinger for lateness and Cr Amundsen for an early departure from the meeting.

Moved Cr Arnold, seconded Cr Dennis and **RESOLVED** that the apologies be accepted.

2. REPORT OF THE DIRECTOR OF ENVIRONMENTAL AND PLANNING SERVICES

The report had been circulated.

2.1 Gambling Policy Adoption

2.1.1 *New Zealand Racing Board – Jarrod True*

In addition to their written submission the submitter took the meeting through a PowerPoint Presentation.

Note: Cr Pottinger joined the meeting at 3.10 pm.

In response to questions, the following answers were given:

1. When the Relocation rule came in that changed the rule to allow a venue to relocate and keep 18 machines. When Council grants consent under the relocation clause, it allows them to keep the machines.

2. The best practice in your policy is excellent. The Department of Internal Affairs is about to change their rules to allow three year licences and to get a three year licence, you have to demonstrate the best practice.
3. The Council has a Relocation Policy under the Act and the maximum is 18 machines. However, it applies if you have your Relocation Policy. Any new venues are entitled to nine machines but what Mr True is saying is existing venues that want to move should get all 18 machines. The maximum number of machines that a venue can have is currently 30.
4. With regard to the Waikiwi Tavern, there are two ways you can relocate venues. One is under a Council Relocation provision and the second one is what we call a Waikiwi Tavern precedent. That was High Court case and there was some very good work done with people down here who took that through the High Court. The High Court said it didn't need to get a Council consent because it's not a new venue because the Waikiwi Tavern only moved less than 100 metres. The public still thought it was going to be the Waikiwi Tavern because it was run by the same people. It was not to be a new venue, even though it was new dirt and a new address, so if you want to relocate within 100 metres and there's no name change and it's run by the same people, they can do it as of right.
5. I don't think gambling as such increases but it's the fact that you notice harm a lot easier. It's at times when you've been made redundant or in similar situations, it's easier to get yourself into a harmful situation.
6. When you look at what happened between 1991 and 1999, we saw six casinos being introduced to New Zealand and the gaming machine numbers doubled but at the same time we saw the problem gambling rate drop. The reality is when you introduce a new form of gambling, it's always a buzz to start with and once everyone gets used to it, normalisation takes over.
7. I read all the reports that come through in relation to problem gambling and I don't recall any report that's able to tell you how much money goes in the machines, and from whom. We do know that not everyone plays gaming machines. A large percentage of the population gamble but a smaller percentage of those people play the machines.
8. The proposal will be that a minimum of 80% must go back locally so the reality will be 85% to 90% because people don't want to get close to the threshold, have a grant return and all of a sudden they are 79% and have a breach.
9. The money that goes through the TAB goes back to support Racing New Zealand and if the TAB has gaming machines then 80% of the money from gaming machines goes towards process sports and we use that money to carry out drug testing and judicial control of the racing industry. The other 20% goes back towards amateur sport.
10. The reality is it's been 50/50 percent as far as male and female problem gamblers go but female at the moment has been around 52% so it's not dramatic.

Cr Ludlow thanked the submitter for his submission and taking the time to present to Council.

2.1.2 ***Public Health South – Andrae Gold***

In addition to their written submission, the submitter said in there was an article in the local newspaper stating that the community would lose out if Council went ahead with this new Policy. The research confirms that the community already loses, especially having access to venues, and in particular the non-casino gaming machines (the pokies), and particular for Maori and Pacific people living in each of the five areas.

In response to questions, the following answers were given:

1. The figures I gave at the beginning of my submission are directly associated with gaming machines. If you were to look at any research that's come out recently, it clearly shows that the harm is associated with gaming machines.
2. I strongly support the ILT initiatives with regard to harm minimisation and self-exclusion.
3. Where there's opportunities to reduce harm, numbers are starting to show a decline but there needs to be that continued investment just like what you are doing here with Policy changes and societal attitudes.

Cr Ludlow thanked the submitter for her submission and taking the time to present to Council.

2.1.3 ***Nga Kete Matauranga Pounamu Charitable Trust – Daniel Tawaroa and Mikayla Unahi***

In addition to their written submission, the submitters took the meeting through the three key points in their submission.

In response to questions, the following answers were given:

1. It's a positive that within the Relocation clause or the transfer of machine that it's a positive that we're not looking at the relocating machines into residential areas. Within 4.2.2 we are also looking at the relocation of gaming machines into the CBD and with the services that are within the CBD, it's a highly concentrated area for retail, corporate work and such so if we're looking at relocating gaming machines to the CBD, there's additional opportunities gambling.
2. If we have the Sinking Lid Policy it will decrease the number of machines at venues and by taking out the relocation clause, I'm recommending we harden the Sinking Lid Policy.
3. If we look at the opportunities for accessing the gaming machines, we are looking at reducing venues so we are addressing the access to the gaming machines.
4. It's far easier to access gaming machine venues and sometimes a lack of funds can drive people to have a crack at the pokie machines.

Cr Ludlow thanked the submitters for their submission and taking the time to present to Council.

2.1.4 ***Problem Gambling Foundation of NZ – George Darroch***

In addition to their written submission, the submitter defined that a pokie machine was a box with a screen with buttons in the front that spins and presented images that corresponded to wins, near misses or loses.

In response to questions, the following answers were given:

1. Everybody makes mistakes and some are more prone to making mistakes than others. We all know people who are much more likely to take risks and generally people who have problems with pokies are further down the health problem spectrum. About 70% of people who present themselves to problem gambling services have a co-existing mental health or additional issue but there is a degree of personal responsibility and these people have made bad decisions that have compounded over time.

When you make initial decisions that gives you a high, the worst thing that can happen to a gambler is that they win. If they win they get a massive rush and they are forever chasing that again. There is a degree of personal responsibility and we wish that people didn't make bad decisions.

2. The resources that are provided to the gambling health sector are provided through a levy and that levy is based on about 80% on the harm that part of the industry causes. Pokies have a much higher levy than Lotto for example so as Lotto spending increases and pokie spending decreases, the resources are decreasing. We could have more but I think we have it about right at present.
3. We do as much as we can in terms of education. Its gamble free day today and there are people all over the country going out in the community and carrying out education on the harm that gambling causes. We have counsellors and their job is to fix people who have been harmed and my job is to prevent the problem in the first and from the offset.
4. It's hard to say what percentage of people are problem gamblers because the monitoring in New Zealand is on the machines and not the players. Based on Australian research, two in five people who play regularly have experienced problems with gambling so it would be around 40%.
5. We don't know the number of problem gamblers there are and we only have national level statistics. What we do know is that the number of problem gamblers in New Zealand is gradually decreasing.
6. The direction is the other way where the machines are more sophisticated and more exciting over time. We are lobbying at Government level for mandatory pre-commitment, which means that you can go into a venue and say what your limit is for that day and that gives you a limit on how much you spend per day. That gives people a degree of control.

Cr Ludlow thanked the submitter for his submission and taking the time to present to Council.

Note: Cr Abbott joined the meeting at 4.16 pm.

2.1.5 ***New Zealand Community Trust – Angela Paul***

In addition to their written submission, the submitter took the meeting through a PowerPoint Presentation.

In response to questions, the following answers were given:

1. We've got four machines at the Golden Age Tavern and we would like to maintain a presence here. The venue that has the four machines is not necessarily our financially viable option. We may have to review if we can continue to fund events and when that regulation comes in that you can only return to the community where the money is raised. If we have to relinquish that then we won't be able to continue funding the likes of the Bluff Oyster and Food Festival.
2. The regulation rules say that we have to return to the region and not to the TLA. We focus on sports organisations and we do try to hit at least an 80% return to that area.
3. The requirement for downloadable jackpots comes into effect on 1 December this year and it's a very unusual decision. The decision to implement that change was made a few years ago but there must have been some evidence that convinced the Department of Internal Affairs that it's the right way to go.

4. In terms of the cost of compliance, there's much higher management compliance that we have to go through to survive. At the moment the Department of Internal Affairs has proposed to increase our licensing fees by 53%. They are also looking at increasing our returns by another 5%.
5. If there are nine machines in a venue and we're not covering our costs then we may take a few of them out to reduce our costs. We do change machines around to give customers a bit of variety.

Cr Ludlow thanked the submitter for her submission and taking the time to present to Council.

Cr Ludlow said that this matter would be discussed further after the Committee went through the balance of the Agenda.

3. **PUBLIC FORUM**

Nil.

4. **MONITORING OF SERVICE PERFORMANCE**

The report had been circulated.

4.1 **Levels of Service**

4.1.1 ***Alcohol Licensing***

4.1.2 ***Animal Control***

4.1.3 ***Building Consents***

4.1.4 ***Compliance***

4.1.5 ***Environmental Health***

4.1.6 ***Resource Management***

4.1.7 ***Valuation***

Moved Cr Ludlow, seconded Cr Sycamore and **RESOLVED** that the report be received.

5. **MONITORING OF FINANCIAL PERFORMANCE**

The report had been circulated and Mrs Gare took the meeting through it.

5.1.1 **Directorate Overview**

5.1.2 **Administration**

5.1.3 **Environmental Health**

5.1.4 **Alcohol (Liquor Licensing)**

5.1.5 **Compliance (Parking)**

- 5.1.6 **Liquor Licensing**
- 5.1.7 **Building**
- 5.1.8 **Resource Management**
- 5.1.9 **Valuations**
- 5.1.10 **District Licensing Committee**
- 5.1.11 **Financial Summary**

Moved Cr Amundsen, seconded Cr Arnold that the report be received.

Cr Boniface commended Mr Youngson and his team for the report on the positive measures to try and find some cost cutting measures and efficiencies. If activities were going over budget during the year, Council needed to look at ways and means of being more efficient and cutting those costs back.

The motion, now being put, was **RESOLVED** in the **affirmative**.

6. **ACTIVITY PLAN REVIEW**

N/A.

7. **DEVELOPMENT OF POLICIES/BYLAWS**

N/A.

8. **OTHER BUSINESS**

8.1 **Report of the Director of Environmental and Planning Services**

8.1.1 ***Quality System Directorate***

The report had been circulated and Mr Tonkin took the meeting through a PowerPoint Presentation.

In response to questions, the following answers were given:

1. When we started off with a manual we had what you call a desktop procedures also incorporated in the manual, whereas this is the overarching quality manual where there are heaps of stuff that shouldn't be in there and should be elsewhere, so we've taken it out. The interesting part is when you have manuals listing out how you issue a building consent, there maybe some variations between councils.

2. We wanted a shared manual from day one when they said all building consent authorities must be regulated. Part of the regulation was that all staff members had to be checked for competence. We asked the Government to tell us what competent looked like to them and we would do it because we all had different views on what a competent building inspector looked like. The Government said it was impossible and we can't have a system so each council was sent off with its own consultant to find out what a competent building inspector looks like and how you assessed that competent building inspector. We got through the first round of accreditation and the Government handed out the National Competency System for a building inspector, with that advice that we don't have to use it but it would be beneficial to do so. We spent a lot of money assessing inspectors by outside consultants and then we had to do it all over again so that we were consistent with other councils.

Moved Cr Ludlow, seconded Cr Pottinger and **RESOLVED** that it be **RECOMMENDED** to Council that Council endorses and supports the development of a Quality System for the Environmental and Planning Services Directorate which will incorporate the Southern Shared Services Group BCA Quality Assurance System.

8.1.2 ***Submission on Proposed National Environmental Standard for Plantation Forestry***

Moved Cr Ludlow, seconded Cr Dennis that the report be received.

In response to questions, the following answers were given:

1. This isn't new. It was raised a few years ago and it was put on the back burner and now it's been floated again. At this stage the feeling is not consistent across councils. We don't have a large plantation forest in our area so it doesn't have a great impact on us. If it goes through it will make more work and it doesn't address all issues that TA's deal with such as roading and infrastructure and noise issues. We are not sure if they have thought it through totally.
2. The process is driven by Ministry of Primary Industries and they may introduce it in other areas as well.

The motion, now being put was **RESOLVED** in the **affirmative**.

8.1.3 ***Update on Oreti Beach***

The report had been circulated and Mr Youngson took the meeting through it.

In response to questions, the following answers were given:

1. The report will come from research that Te Ao Marama has engaged to undertake. It's a Dunedin firm called Dragonfly.
2. The research indicates that it's at the high tide when the most damage is done because that's where the juvenile toheroas are. They are just under the level of sand so if you are doing a donut, that's where you have the highest number of toheroas dying.
3. The proposed Bylaw we are looking at, potentially zoning parts of the beach where you may not be allowed to drive.

Moved Cr Dennis, seconded Cr Ludlow and **RESOLVED** that the report be received.

8.1.4 ***Dog Control Annual Report***

Cr Ludlow said this report would be withdrawn and presented at the Council meeting because there were some anomalies discovered with the report.

8.1.5 ***Gambling Policy Adoption***

In response to questions, the following answers were given:

1. With the Relocation Policy, existing venues are allowed to take all 18 gaming machines. If we don't have a Relocation Policy of any form then we can limit venues to nine. It's like a catch 22 and apparently there's a loop hole where if you are relocating a venue, you have to let them move all 18 gaming machines. If there is a Relocation Policy in place but if it's a new opening, you are only allowed nine.
2. It's a weird loop hole in the legislation, so if we have a sinking lid it keeps bringing it down.
3. If we don't have a Relocation Policy within our documentation then we have the right say that all 18 machines cannot be moved, they can only move nine machines and they can't appeal that. That's my understanding of the legislation. If you do have one, it has to be grandfathered under that rule and then they are allowed to move all 18 machines, if we have a Relocation Policy. If they have the licence prior to October 2011 and if they want to relocate to the CBD, they can take all 18 gaming machines if they had a licence post that date, they are only allowed to move nine.
4. Online gambling is exactly the same thing where you can take part in gambling by using a credit card where I can enter details and given a quota to play with. It's the opportunity to play with real money online, the same opportunities exist with lotteries, TAB live poker with people around the world.

Note: Cr Amundsen left the meeting at 5.25 pm.

Moved Cr Ludlow, seconded Cr Arnold and **RESOLVED** that the submissions be received and considered.

Note: Cr Dennis and Cr Abbott abstained from voting.

Cr Arnold said she did not agree with capping of the number of operational electronic gaming machines at 284. She preferred to cap it at 317.

After further discussions, the Committee agreed to cap the number of electronic gaming machines at 317.

Moved Cr Sycamore, seconded Cr Arnold and **RESOLVED** that the following changes are made to the Class 4 Gambling Policy:

1. The first paragraph of the introduction is modified to reflect the following changes:
As of August 2015 the Invercargill District had 22 Class 4 gaming venues and 284 electronic gaming machines in operation. The policy caps the number of electronic gaming machines at 317 to operate under current licenses.

Note: Cr Dennis and Cr Abbott abstained from voting.

Cr Esler voted against the recommendation.

Moved Cr Sycamore, seconded Cr Arnold and **RESOLVED** that:

2. Section 4.2.2 Transfer or changes to existing venues and machine consents is modified to reflect the following changes:
 - (i) If the owners of the principal business of the venue changes, the Council consent remains allocated to the venue. The new owner is not required to obtain Council consent, but a new licence may be required from the Department of Internal Affairs (DIA).
 - (ii) Two or more licensed Class 4 Clubs may apply to the Council for consent to merge and increase the number of gaming machines subject to a social impact study. In this case, Council consent will only permit a maximum number of 30 gaming machines to be the sum total of the number of gaming machines in any clubs that are merging with a Class 4 venue licence at the time of application.

Note: Cr Dennis and Cr Abbott abstained from voting.

Cr Esler voted against the recommendation.

Moved Cr Ludlow, seconded Cr Boniface and **RESOLVED** that the following changes are made to the TAB Gambling Policy;

1. The title change to Board Venues Policy;
2. Change all references to the Gambling Act 2003 to the Racing Act 20013;
3. The first paragraph of the introduction is modified to reflect the following changes:
 - As required under the Racing Act 2003, the New Zealand Racing Board must seek consent of the Council if it intends to establish a stand-alone Board Venue for sport racing betting.
 - The Gambling Policy covers New Zealand Racing Board (TAB) Venues.
 - This Policy is required to be reviewed three yearly.

Note: Cr Dennis and Cr Abbott abstained from voting.

Moved Cr Sycamore, seconded Cr Arnold and **RESOLVED** that:

Include the following in the Responsible Gambling Practices section:

The Governor-General may, by Order in Council, make regulations for all or any of the following purposes:

- Prescribing requirements for the design, layout and furnishing of a Board venue:
- Prescribing the information or messages that the Board must provide to persons about racing, betting and sports betting at the venue:
- Prescribing codes requiring the advertising of racing, betting, sports betting, racecourses and Board venues to be responsible:
- Requiring the Board to provide problem gambling awareness training for employees involved in a supervising racing betting and sports betting at Board venues:
- Prescribing systems or processes ancillary to racing betting and sport betting including the availability of automatic teller machines at a Board venue:
- Prescribing any other requirements relating to harm prevention or minimisation.

AND THAT

These updated policies be adopted by Council at its meeting on 15 September 2015.

Note: Cr Dennis and Cr Abbott abstained from voting.

Note: Cr Kett left the meeting at 5.48 pm.

9. **URGENT BUSINESS**

Nil.

10. **PUBLIC EXCLUDED SESSION**

Moved Cr Ludlow, seconded Cr Sycamore and **RESOLVED** that the public be excluded from the following parts of the proceedings of this meeting, namely:

Report of the Director of Environmental and Planning Services

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under Section 48 (1)(d) 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	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
Summary of Legal Advisor's Activities Over the Last Nine Months	Maintain legal professional privilege	Section 7(2)(g)

**MINUTES OF A MEETING OF THE INFRASTRUCTURE AND SERVICES COMMITTEE
HELD IN THE COUNCIL CHAMBER, FIRST FLOOR, CIVIC ADMINISTRATION
BUILDING, 101 ESK STREET, INVERCARGILL ON MONDAY 7 SEPTEMBER 2015
AT 4.00 PM**

PRESENT: His Worship the Mayor Mr T R Shadbolt (from 4.02 pm)
Cr L S Thomas – Chairperson
Cr I R Pottinger – Deputy Chairperson
Cr K F Arnold
Cr A G Dennis
Cr I L Esler
Cr P W Kett

IN ATTENDANCE: Mr C A McIntosh – Director of Works and Services
Mr P Horner – Building Assets Manager
Mr M Loan – Drainage Manager
Mr A Murray – Water Manager
Ms L Kuresa – Committee Secretary

1. APOLOGIES

His Worship the Mayor for lateness.

Moved Cr Thomas, seconded Cr Kett and **RESOLVED** that the apology be accepted.

2. PUBLIC FORUM

2.1 History of Bethunes Lane

Note: His Worship the Mayor joined the meeting at 4.02 pm.

Alex Kidd was in attendance to speak to this Item. Mr Kidd tabled a paper on the history of Bethunes Lane and took the meeting through it.

In response to questions, the following answers were given:

1. It used to be a no exit road. It came off Findlay Road and if you went in, you needed to come out the same way.
2. Because of the wheelie bin service and mail service, we cannot go back to the way it was.
3. When I stop people and tell them it's a private road, they rip the sign off which was out on Findlay Road and we find it in all sorts of places. I have since put up a big heavy wooden sign outside my property.
4. It's not fair that we pay all the costs when we're not doing the damage, it's all the through traffic who are other ratepayers to the City or District Council.
5. We would prefer that the Council maintains the road. I don't mind paying my share because but I'm not happy with situation at present with paying towards the maintenance of road for the public to use it and damage it.
6. The road was joined during the construction of the dam.
7. We had a meeting yesterday about this matter and this is our view. We are all represented here except for two residents who could not be here.

Cr Thomas thanked Mr Kidd for taking the time to present to this Committee.

3. **REPORT OF TE DIRECTOR OF WORKS AND SERVICES**

3.1 ***Maintenance of Bethunes Lane***

The Committee discussed this matter and due to the fact that there were a lot of questions with regard to technical issues and costings, that needed to be answered by Mr Pearson, it was agreed that the matter be brought back to the next Committee Meeting.

Moved Cr Kett, seconded His Worship the Mayor and **RESOLVED** that the report be received;

AND THAT

This matter be brought back to the next Infrastructure and Services Committee Meeting.

4. **MONITORING OF FINANCIAL PERFORMANCE**

The report had been circulated.

4.1 **Drainage**

4.2 **Parks**

4.3 **Roading**

4.4 **Solid Waste**

4.5 **Water**

4.6 **Financial Summary**

Moved Cr Arnold, seconded Cr Dennis and **RESOLVED** that the report be received.

5. **OTHER BUSINESS**

5.1 **Report of the Director of Works and Services**

The report had been circulated.

5.1.1 ***Temporary Road Closure***

The report had been circulated and Mr McIntosh took the meeting through it.

In response to a question by Cr Arnold, who was concerned with the Ambulance services being able to access Elles Road in the event of an emergency, Mr McIntosh said he was confident that the emergency services would be able to access Elles Road. Emergency Services were usually consulted through the Police in these situations.

Moved Cr Dennis, seconded Cr Kett and **RESOLVED** that the Committee agrees the proposed event will not impede traffic unreasonably for the period of the closure;

AND THAT

The Committee approves the temporary closure for the times, date and locations as specified in the report.

6. **URGENT BUSINESS**

Cr Thomas informed the meeting of a Supplementary Report with regard to the Mersey Street Foulsewer Contract, which was under Public Excluded Session.

7. **PUBLIC EXCLUDED SESSION**

Moved Cr Thomas, seconded Cr Arnold and **RESOLVED** that the public be excluded from the following parts of the proceedings of this meeting, namely:

(a) Report of the Director of Works and Services

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
Land for Service Lane	Enable and local authority holding the information to carry on, without prejudice or disadvantage negotiations (including commercial and industrial negotiations)	Section 7(2)(i)
Contract 732 and 734 – Renewal of Asbestos Cement Watermains in Inner City and Kew Road	Enable and local authority holding the information to carry on, without prejudice or disadvantage negotiations (including commercial and industrial negotiations)	Section 7(2)(i)
Mersey Street Foulsewer Contract	Enable and local authority holding the information to carry on, without prejudice or disadvantage negotiations (including commercial and industrial negotiations)	Section 7(2)(i)

**MINUTES OF THE MEETING OF THE FINANCE AND POLICY COMMITTEE HELD IN THE
COUNCIL CHAMBER, FIRST FLOOR, CIVIC ADMINISTRATION BUILDING, 101 ESK
STREET, INVERCARGILL, ON TUESDAY 8 SEPTEMBER 2015 AT 4.00 PM**

PRESENT: His Worship the Mayor Mr T R Shadbolt
Cr N D Boniface – Chairman
Cr G J Sycamore – Deputy Chair
Cr R L Abbott (from 4.12 pm)
Cr G D Lewis
Cr D J Ludlow (from 4.12 pm)
Cr L S Thomas

IN ATTENDANCE: Cr R R Amundsen
Cr K F Arnold
Cr A G Dennis
Cr P W Kett
Cr I R Pottinger
Mr R W King – Chief Executive
Mr C A McIntosh – Director of Works and Services
Mr D Booth – Manager Financial Services
Ms E Harris – Manager Communications and Secretarial Services
Mrs M Short – Manager Strategy and Policy
Mr S Ridden – Manager Corporate Services
Ms M Greenfield – Senior Investment Property Advisor
Mr P Casson – Chief Executive Officer – Venture Southland
Ms B Brown – Venture Southland
Mr W Low – Venture Southland
Ms L Kuresa - Committee Secretary

1. APOLOGY

Cr Ludlow and Cr Abbott for lateness.

Moved Cr Lewis, seconded Cr Thomas and **RESOLVED** that the apologies be accepted.

2. PUBLIC FORUM

Nil.

3. MONITORING OF FINANCIAL PERFORMANCE

The report had been circulated.

3.1 Report of the Director of Finance and Corporate Services

3.1.1 *Financials to 30 June 2015*

Moved Cr Thomas, seconded Cr Lewis and **RESOLVED** that the report be received.

4. **ACTIVITY PLAN REVIEW**

N/A.

5. **DEVELOPMENT OF POLICIES/BYLAWS**

In response to a question by Cr Boniface on the progress of Council's Policy manuals, Mrs Short said she was working through them and as the financial policies were updated and completed they would be put into a manual.

6. **ACTION SHEET**

Cr Boniface said he had not followed this matter through with the Chief Executive but at the previous meeting he had asked that the Indoor Stadium Trust and the Southland Museum Trust supply some financial information to this Committee quarterly. He said Council needed a level of reporting from the organisations that Council contributed funding so that it was not taken for granted and it was to ensure accountability. He said this would be followed through for the next meeting.

7. **OTHER BUSINESS**

7.1 **Report of the Chief Executive Officer – Venture Southland**

The report had been circulated and Mr Casson tabled a further report and took the meeting through it.

Note: Councillors Ludlow and Abbot joined the meeting at 4.12 pm.

Ms Brown and Mr Low were invited to answer questions with regard their presentation at the Workshop earlier, with regard to Tourism.

7.1.1 ***Activity Update***

In response to questions, the following answers were given:

1. The Consultant has a draft document of the Regional Strategy that will be presented to the Mayors and Steering Groups will be presented with it for feedback this week.
2. We are currently updating the whole Silica project and the product is being tested in the market. There is significant interest in that so we are waiting for feedback from the results of that testing. Silica is currently being exported and used for swimming pools around the States and it's a resource that we will use in the future. The interest is definitely there but we need to ensure that we have a product for investment.
3. We have a skilled team of people who know tourism and have the connections and networks and we also have the community team who were skilled in the community funding side of things. The prior development role is to assist somebody's concepts to the next stage with feasibility and viability reports to take it through to the next stage. We want to see an endorsement of what we're trying to achieve from Council and the understanding of the need to develop the products. There is more value for us working with you because of your networks and links into the local community, which is important for us.

The Committee discussed a point of difference of Southland to assist in boosting Tourism for Invercargill and Southland.

Moved Cr Lewis, seconded Cr Ludlow and **RESOLVED** that the report be received;

AND THAT

Council works alongside Venture Southland to identify advanced product development opportunities.

8. **REPORT OF COUNCILLOR GRAHAM SYCAMORE**

The report had been circulated and Cr Sycamore took the meeting through it.

8.1 **Southland Warm Homes Trust**

Moved Cr Sycamore, seconded Cr Abbott and **RESOLVED** that the report be received.

9. **URGENT BUSINESS**

9.1 **Syrian Situation**

His Worship the Mayor said he had received two emails today asking what Council's view was on the Syrian situation, whether we should be welcoming people to Invercargill. Some people agreed and with allowing more refugees into the country, as long as they did not go to Auckland, which would mean they would come to the provinces instead. He asked for feedback on this issue.

Comments included:

Cr Ludlow said he saw no reason why this Council could not support the issue. He was aware that Central Government was looking at locating the majority of the Syrian refugees in Wellington because there was an existing Syrian community there, so that the new refugees would have some support. He said if there was some way of exploring how Southland could accommodate them then the City needed sufficient support but he was not sure about translation services being available in Southland.

Mr Trevor Johnston said this matter was raised at the Advisory Sub-Committee Meeting yesterday that Venture Southland had previously put a strategy together on a proposition to working with refugees. Venture Southland was taking it on as a proposal to take to the Joint Committee and come back to Council with some ideas. He said the Committee agreed that it was significant if Invercargill/Southland could show its keenness on this issue.

Cr Thomas said it was a very emotive issue at the moment and on the News this morning, the Prime Minister had stated that a lot of these people were not true refugees. For some people it was an opportunity for them to get out of their countries. This issue needed a lot of thought and there was a lot of effort and money required to repatriate refugees into the community. It was a difficult and emotive process and it was driven by opposition parties to hang onto to something to force people to do something about it. He said Council need to think long and hard before agreeing to it.

Cr Sycamore said he was sympathetic to the situation and he was sure that the community would welcome them to Invercargill but when looking at the history of immigration refugees coming to Invercargill, very rarely did they stay long term. He recalled the White Russian families who came to Invercargill during the Second World War and because of the isolation from their community, they ended up moving away. He said the same thing happened with the Vietnamese people he had a lot to do with. They eventually moved to Australia because they had family over there. At that time the Vietnamese people knew all the refugees in the area and most of them drifted away towards Christchurch, or further north so Council should help if it could but there was no expectation that they would necessarily stay for the long haul.

His Worship the Mayor said the other argument was that New Zealand should be helping its own people. There was 6% unemployment, 25% if you were a teenager and all sorts of damp housing issues so maybe we should start sorting out the issues of our own country. The crisis was very emotional as Cr Thomas said, especially with the story on the three year boy and there was the Pope and the Green Party all saying that New Zealanders should open the doors and welcome them. It was such a huge problem in western society and he was not sure how to deal with it.

10. **COUNCIL IN PUBLIC EXCLUDED SESSION**

Moved Cr Boniface, seconded Cr Sycamore and **RESOLVED** that the public be excluded from the following parts of the proceedings of this meeting, with the exception of Trevor Johnston and Tom Campbell from Venture Southland, namely:

Report of the Director of Finance and Corporate Services

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under Section 48(1)(d) 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	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
Cost Saving Initiatives	To enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations	Section 7(2)(i)

Invercargill and Management Update	Venue Events	To enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations	Section 7(2)(i)
Sale of Land – Clyde and Liddel Streets		To enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations	Section 7(2)(i)
Don Development	Street	To enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations	Section 7(2)(i)

TO: COUNCIL
FROM: CHIEF EXECUTIVE OFFICER
MEETING DATE: 15 SEPTEMBER 2015

EXPANSION AT SPLASH PALACE BUSINESS CASE REVIEW

Report Prepared by: Peter Thompson, Aquatic Services Manager

SUMMARY

In June 2015 Council decided to undertake the expansion at Splash Palace, including a fitness centre, following the consideration of a review of the underlying business case. This report documents the review (attached). The review finds that:

- (i) The business case for the Splash Palace Gymnasium is sound;
- (ii) The revenue projections are reasonable and fair; and
- (iii) There is significant untapped demand in the region providing opportunity for Council to play a more significant role in increasing physical activity levels in the region, while minimising the impact on other operators.

RECOMMENDATIONS

That this report be received

AND

That Council now proceed with the planned expansion at Splash Palace.

IMPLICATIONS

1.	<i>Has this been provided for in the Long Term Plan/Annual Plan?</i> Yes
2.	<i>Is a budget amendment required?</i> No
3.	<i>Is this matter significant in terms of Council's Policy on Significance?</i> No
4.	<i>Implications in terms of other Council Strategic Documents or Council Policy?</i> No
5.	<i>Have the views of affected or interested persons been obtained and is any further public consultation required?</i> Yes and No

FINANCIAL IMPLICATIONS

None

SPLASH PALACE BUSINESS CASE REVIEW

After significant consultation on the proposed expansion at Splash Palace, Council decided it would proceed with the expansion following an independent review of the underlying business case. The review was to focus specifically on the viability of the expansion and the impact, if any, on private enterprise gym providers.

Mr Richard Beddie (BSc, MBA) is currently the CE of Exercise New Zealand and has been a board member for two CCO's involved with similar business decisions around new gym facilities within pools; Lakes Leisure Ltd (QLDC) and Manukau Leisure Services Ltd (Manukau City Council 2007-2010). He was engaged by Council to undertake the review of the business case in June 2015.

Key findings from the review include:

1. The business case is robust and has valid conclusions as to the viability of a gymnasium within Splash Palace. Furthermore, the underlying membership numbers are reasonable due to the significant untapped demand in the region.
2. *Given the large untapped latent demand, and opportunity to identify and enter unique markets open to Splash Palace, any impact on local operators can be mitigated. The 'gym+pool' membership would be unique in the city/region. (9)*

CONCLUSION

The review outlines several key findings with regard to expansion at Splash Palace and concludes that "... *nothing was identified during this review that raised any fundamental concerns about the business case, its conclusions, or any of its underlying assumptions.*" (2)

Review of the business case for Splash Palace Gym, and its potential impact on local exercise facilities operators

Report for Invercargill City Council



Author: Richard Beddie (B.Sc, MBA)
www.richardbeddie.co.nz

1. Executive Summary

Based on a comprehensive review of the proposed business case for the Splash Palace gymnasium, together with a comparison with the New Zealand market and the practices of other councils, the following conclusions have been made:

- The business case for the Splash Palace gymnasium is sound.
- The revenue projections are reasonable and fair.
- There is currently significant untapped demand in the region.

In considering the impact on existing operators in the fitness/exercise market, the Council has the opportunity to identify and focus on unique areas that existing operators are unwilling/unable to address and to meet the identified untapped demand from those living in the region, while minimising the impact on other operators. This also provides an opportunity for the Council to play a more significant role in increasing physical activity levels in the region. These opportunities are outlined in more detail in this document.

This report makes some recommendations as to practices moving forward, but nothing was identified during this review that raised any fundamental concerns about the business case, its conclusions, or any of its underlying assumptions. Any recommendations should be read as suggestions for improving implementation.

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2. Background and review overview

Background & key questions

In March 2014, a business case for the inclusion of a gymnasium in Splash Palace was put to the Council, and in January 2015, a subsequent report incorporating suggested design changes was re-submitted to the Council.

In June 2015, the Council made the decision to undertake a review of the specific elements of the gymnasium's business case, particularly in two key areas:

- 1) Review of the underlying validity of the business case**
- 2) Review of the impact of the proposed decision on existing suppliers of exercise in the Invercargill market**

This report addresses both of the above questions. Specifically, this report analyses the underlying revenue projections on which the business case is based, and compares this to current practices in New Zealand local government and the wider exercise industry in New Zealand. Additionally, the impact on existing providers of fitness/exercise facilities is reviewed, along with suggestions to mitigate any impact.

Assumptions

This report is based on the following assumptions:

- That the underlying cost projections include all relevant items (e.g., depreciation, wages at appropriate levels, etc.). No line-by-line review of costs has been made.
- That the information provided in the various reports noted above, along with their supporting data, are accurate.

It is also assumed that any reader of this report is aware of the previous decisions of the Council with regard to Splash Palace; has reviewed the Council's LTP; and has read the Splash Palace gymnasium's business case papers.

This report also makes no assertions on how successful (or otherwise) any implementation of a gymnasium in Splash Palace would be. Any successful implementation would be reliant on a number of factors (such as robust project management, budgetary controls, etc.), which are outside the scope of this review.

3. Key findings

Review of business case for inclusion of gymnasium in Splash Palace

The two most critical, and at times variable, elements of any business case are:

- 1) Revenue projections, and
- 2) Sensitivity of revenue to market changes.

Both the amount of revenue (# customers x price point) and the size of the market need to be reviewed. Additionally, any unique assumptions on which the projections are based should be considered.

Note: Costs are not specifically reviewed in detail, other than to verify that key items have been included. Gymnasiums, like pools, are predominantly fixed-cost businesses with relatively low variable costs associated with each additional customer/member. For this reason, as long as costs include all relevant items and are well managed, budgeting the costs carries far lower risk than managing and meeting revenue targets.

Revenue forecasting

The underlying modeling used by the Council's business case assumes approximately 660 members to meet revenue projections, at a price point of \$700/member/year.

While the exact split of membership types (e.g., direct debit vs paid in full, short term vs long term) has not been documented, based on the facility size, and moreover, the analysis below of untapped demand, the revenue projections appear very achievable in the Invercargill market.

The projected membership of 660 members is within industry norms when considering the size of the facility, the 'pool+gym' membership type, and the dual changing rooms. Additionally, it is noted that there is room for expansion into another space (some 143m²) that could cater to another 300+ members. Furthermore, if the facility adopts a practice of identifying and targeting those most in need or with unique needs, it may be able to better utilise off-peak times, resulting in an even higher overall usage.

The revenue calculations and revenue numbers appear valid and reasonable given current pool usage and size of the market. Moreover, a secondary analysis using another approach (untapped demand analysis) confirms this finding.

Untapped demand analysis (latent¹ demand)

Comparing the current membership rates of existing fitness/exercise providers to those of the average uptake by the New Zealand population enables a calculation of any untapped (un-realised) demand in the region. This value can then be used to verify the validity of the underlying revenue projection assumptions and, in particular, the number of potential new members.

Data from Sport New Zealand direct surveys of consumers² and Exercise New Zealand's surveys of exercise facilities³ confirm that between 12 and 13% (midpoint 12.5%⁴) of the population have gym memberships. Based on the Invercargill population of 51,696⁵, this gives a nominal demand of 6,462 potential users region wide (12.5% of 51,696).

Estimates of the current memberships of existing facilities vary between as low as 2,500 to as high as 4,000 members. The top end of this range has been taken (i.e., to be intentionally conservative), indicating that there is a high under-utilisation of exercise facilities in the region based on its population. Even at this conservative estimation, the indication is that there are over 2,000 individuals who are not members of exercise facilities, but who could/would be if there were sufficient supply of suitable facilities.

KEY FINDING: The business case is robust and has valid conclusions as to the viability of a gymnasium within Splash Palace. Furthermore, the underlying membership numbers are reasonable due to the significant untapped demand in the region.

Sensitivity analysis / proposed price point and likely future market

The gym market in New Zealand is rapidly changing. Only five years ago there were no 24/7 operators; now there are over 100. One 24/7 operator, Jetts New Zealand, is now the largest gym chain in New Zealand both by number of facilities and by total membership (customers), surpassing Les Mills in 2014.

The rapid change in the market has resulted in greater diversification of product offerings and also a far wider spread of price points in the market. Many exercise facilities are now operating around the \$10/week (\$500/year) price point for a 'gym & cardio' offering, while there has also been significant growth in the \$30+/week for full-service/exclusive facilities and services.

Given that the market analysis has indicated a large untapped demand (possibly 2,000 or more potential members), with sufficient marketing and market awareness, it is unlikely that the total number of clients/members is at risk. One area that should be analysed in more detail is the

¹ The word **latent** is used in this context to specifically refer to unrealised demand due to non-availability of supply (and not any other factors)

² Sport New Zealand participation data 2015

³ Exercise NZ survey data 2012–2014.

⁴ It is also noted that 12.5% is far from a 'cap' or limit, but rather an estimate of demand based on trends within New Zealand. Any region with significantly more than 12.5% is likely to have an over-supply of facilities, and regions with significantly lower, an under-supply.

⁵ 2013 Census

price point, especially when considering special markets for which price may be a more significant barrier. Given that any price drop can be offset by a corresponding increase in members and the untapped/latent demand in the region is high, the budget could still be met should a lower price point be needed. Additionally, should a lower price be warranted for certain high-need groups that would otherwise be unable/unlikely to exercise, this could be managed through the price/volume mix.

RECOMMENDATION: As a part of any implementation plan, a robust analysis of the pricing needed to meet revenue projections should be undertaken in order to allow access to certain groups where price may be a significant barrier. This analysis should include a cash flow projection for the first 18 months to allow for growth of membership from a zero baseline and to identify a simple price structure, exploring the options of both flexible term (i.e., 'no contract term') and longer term memberships.

Comparison to industry practices and other Councils

Compared to other Councils in New Zealand, operating a gym space within a pool is common. Not only do ratepayers have pools (and gyms) high on their wish-lists⁶, but it makes financial sense to include gymnasiums in pool spaces if the gym is able to offset some of the ongoing operational costs of the pool. In this case, the business case indicates that the gymnasium would more than break even after the second year and no longer require any operational funding.

Other comments & recommendations

While it is outside the scope of this review, the author notes the Council's desire to have two changing spaces. This is recommended as good practice, given the multiple uses of the facility and also to allow for 'back up' in special cases.

⁶ Independent review by Research First (August 2014) indicated the inclusion of a gym in the top three most requested changes

4. Impact on existing providers of exercise facilities

There are often tensions when local governments enter into supplying services similar to those offered by commercial and other not-for-profit businesses. That in itself is no reason to not enter a market, but it is rightly something that the Council should consider.

It is the opinion of the author that there are two key factors when determining if a Council should enter into an area with existing providers (commercial or otherwise) of similar products:

- (1) What is the current and likely future supply/demand in the market? In particular, will the new Council service rely heavily on the cannibalisation of existing providers, or is there sufficient latent demand in the region?
- (2) Does the provision of services (by Council) require an ongoing subsidy (i.e., ratepayer contribution)? Effectively this is the *fair playing field* test.

Current and future supply/demand

As already identified, there is significant untapped/latent demand in the region. This indicates that supply is lagging behind demand in the region, and potentially, if Splash Palace were to focus on current 'non-exercisers', there would be a significant opportunity to grow the market. Such growth would have a much lower impact on existing providers than if the market were already at capacity.

Additionally, the Council has the opportunity to identify specific groups/demographics that either have needs that are not currently being met by existing providers, or who's circumstance means that purchasing a gym membership may have other barriers (such as financial ones). Examples include:

- Providing a full suite of exercise equipment for people with disabilities (the cost of which is not significantly higher than for traditional gym equipment; such equipment can be used by both able-bodied members and those with disabilities). Splash Palace could then explore being part of the global Inclusive Fitness Initiative being promoted by UNESCO⁷. At present, no provider is offering this program in the region.
- Working with community groups to identify high-need groups with financial barriers to exercising. If managed based on appropriate criteria, this could have minimal impact.

Many such groups can be identified via demographic analysis of existing users and the population, as well as in consultation with the consumers in the region and providers of pool/gym spaces in New Zealand. The key message is that by focusing on certain groups, the facility will meet the needs of the region in a way that lessens the impact on existing providers.

The business case proposes only offering a 'gym+pool' membership, which would be a unique offering in the city/region. While not essential, this would further mitigate any impact on existing providers by ensuring the resultant price point for any non-subsidised users (see above) is likely to be higher than the gym-only offerings by others in the market.

⁷ Details of this initiative operating in the UK can be found at www.efds.co.uk/inclusive_fitness

On-going subsidy

It has been observed that the provided business case will not require any operational subsidy beyond year one. This includes both interest on capital and depreciation.

This indicates a fair playing field.

KEY FINDING: Given the large untapped latent demand, and opportunity to identify and enter unique markets open to Splash Palace, any impact on local operators can be mitigated. The 'gym+pool' membership would be unique in the city/region.

5. About the author

Richard Beddie has an extensive background in the exercise industry, having worked in the industry since 1988 and owned two exercise facilities (a fitness centre and an award-winning health club) in Christchurch New Zealand from 1993 until selling them in 2005 and 2006.

Additionally, Richard has held board positions in two Council Controlled Organisations (CCOs):

- Lakes Leisure Ltd (Queenstown District Lakes Council) and
- Manukau Leisure Services Ltd (for Manukau City Council) 2007–2010

Both CCOs were involved in managing recreation facilities that included pools and gymnasiums, and both had key business decisions around opening new gym facilities within pools or as stand-alone units.

Richard also has extensive board experience, including:

- Board Member of Skills Active Aotearoa (1999–2013, Chair 2000–2009)
- Chairman International Confederation for Register of Exercise Professionals Ltd (2010–2014)

Richard presently works as the CE of Exercise New Zealand Inc, the industry body representing the exercise industry in New Zealand, and presents internationally on global fitness and exercise trends, and various business topics.

Richard holds a B.Sc in Statistics and an MBA (dist) from Canterbury University.

This report is written in his capacity as an industry consultant and not on behalf of any organisation. The views expressed herein are his own.

The author confirms that he has no business interests in the Invercargill/Southland region or any contracts with the Council outside of the preparation of this review.

TO: COUNCIL

FROM: THE DIRECTOR OF ENVIRONMENTAL AND PLANNING SERVICES

MEETING DATE: TUESDAY 15 SEPTEMBER 2015

DOG CONTROL ANNUAL REPORT 2014-2015

Report Prepared by: J C Lambeth – Team Leader - Compliance

SUMMARY

This report is a statutory requirement under the Dog Control Act 1996 (Section 10A). It is the Annual Report of the Invercargill City Council's Dog Control Policy and Practices.

RECOMMENDATIONS

That the report be adopted.

IMPLICATIONS

1.	<i>Has this been provided for in the Long Term Plan/Annual Plan?</i> Yes.
2.	<i>Is a budget amendment required?</i> No.
3.	<i>Is this matter significant in terms of Council's Policy on Significance?</i> No.
4.	<i>Implications in terms of other Council Strategic Documents or Council Policy?</i> No.
5.	<i>Have the views of affected or interested persons been obtained and is any further public consultation required?</i> No public consultation is required.

BACKGROUND INFORMATION

Under Section 10A of the Dog Control Act 1996, each Territorial Authority must report on Dog Control Policies and Practices.

Appendix 1 is the 2014-2015 Annual Report. It is a summary of the work undertaken by Animal Services during that time, and it contains statistical data in relation to numbers of dogs, owners, infringement notices, complaints and impoundments.

Under Section 10A(3) the Territorial Authority must give public notice of the report in one or more daily papers and, under Section 10A(4), within one month after adopting the report, send a copy of it to the Secretary for Local Government.

DOG CONTROL POLICY AND PRACTICES

ANNUAL REPORT 2014 – 2015

This is the Annual Report in respect of the Invercargill City Council's Dog Control Activities.

This is required pursuant to Section 10A of the Dog Control Act 1996 (*Appendix I*).

PART I - ADMINISTRATION

Policy on Dogs

Pursuant to the Dog Control Amendment Act the Invercargill City Council adopted its Dog Control Policy on 19 July 2011.

This policy was adopted in accordance with the provisions of Section 10 of the Dog Control Act 1996 and addresses each of the requirements and obligations contained therein.

This policy has been reviewed. A new Dog Control Policy and Dog Control Bylaw were both adopted by the Invercargill City Council on 1 July 2015.

Accommodation

The Animal Services Office is located in the Invercargill City Council's Civic Administration Building situated in central Invercargill. The Animal Care Facility (pound) is situated in Lake Street, Invercargill. The facility was purpose built and opened in September 2013. The pound has kennel facilities for 28 dogs.

Personnel

The Animal Services Team is based within the Environmental and Planning Services Department and reports to the Environmental Health and Compliance Manager. The team comprises of one Team Leader, five Animal Control Officers, one Administration Support Officer and one Pound Facility Operator.

Permanent staffing of the Animal Control Team amounts to seven Full Time Employees and one Fixed Term Employee.

Hours of Operation

Officers provide cover from 7.00 am – 7.00 pm (summer), and 8.00 am – 7.00 pm (winter) five days a week (Monday – Friday), and 8.00 am – 5.00 pm Saturday/Sunday.

An after hours services contractor is utilised for emergency calls outside core hours, and Noise Control deals with barking complaints.

The Dog Pound is open to the public to allow pick ups of impounded dogs between 3.30 pm – 4.00 pm Monday – Saturday. Pick ups outside of these hours are only done by pre-arrangement.

PART II - SERVICES

Dog Registration

During the year 8612 dogs were registered. Of those, 1437 were new dogs.

Dog Licences

Licences are required to keep more than three dogs in residential areas. Licences are issued upon inspection of the property and with the consent of neighbours. Contested applications are heard by Council's Hearings Committee.

57 residents currently have three or more dogs in the area.

Responsible Dog Owners

The Invercargill City Council has two Dog Owner classifications. The two categories are:

- **Standard Dog Ownership**

All owners not classified as category "A", along with those owners whose dogs have been classified as menacing, are classified as "standard".

- **Category "A" Ownership**

Owners may be granted this category at the discretion of an Animal Control Officer when the Officer is satisfied that the owner has attained a suitable level of responsibility with consideration given to ownership and compliance history. The owner's signature on a declaration, terms of acceptance or similar form may be required for inclusion in this category. An Animal Control Officer may revoke the privileges associated with this category and remove the owner's classification if they have good reason to believe that the terms of the classification have not or are not being complied with. The owner concerned will then be ineligible for reassessment for inclusion in category "A" for a two year period.

The Council will charge a lower registration fee to those owners within Category "A" to recognise their high-quality dog ownership history. These dog owners are shown to have "Responsible Dog Owner" status.

- **Working Dog Ownership**

A dog shall be deemed to be a working dog as per the definition as outlined in the interpretation for a working dog in the Dog Control Act 1996.

A working dog classification shall not apply to dogs used solely for hunting or sporting activities.

There are 5818 dogs whose owners have Responsible Dog Owner Status in the area, 2249 dogs whose owners have Standard Dog Owner Status and 384 Working Dogs.

PART III - ENFORCEMENT

Complaints

2535 complaints were registered as a Request for Service (RFS) from the public during the year 1 July 2014 to 30 June 2015.

Nature of Complaints

Aggressive Dogs 238

Dog Attacking People	53
Dog Attacking Stock/Animals	55
Dog Dangerous/Menacing Complaint	130

Barking Dogs 771

Wandering Dogs 1526

Dog Amongst Stock/Animals	7
Dog Wandering/Fouling Complaint	1362
Wandering Stock	157

Impounding

A total of 950 dogs were impounded to the Dog Pound during the year.

Dogs Rehoused	86
Dogs Released	640
Dogs Euthanised	183
Dogs Died	1
Out of District Released	40

Legal Action

(i) Court Proceedings

One matter was prosecuted in the District Court. This was for two dogs attacking two elderly ladies. This resulted in a conviction on three charges.

(ii) Infringements

270 Infringements were issued during the year. Of those, 54 exemptions were given after compliance was achieved and 46 have proceeded to Court.

(iii) Hearings

Council's Hearings Committee sat twice in June 2015. These were both in relation to appeals of menacing classifications.

(iv) Classification of Dog Owners

Upon verification via the National Dog Database (NDD), a territorial authority may classify a dog owner as probationary or disqualified after they commit three or more infringement offences (not relating to a single incident or occasion) within a continuous period of 24 months (depending on severity of offence and prosecution method used).

No Probationary/Disqualified owners on file at year end.

(v) Classification of Dogs

Two Dogs classed as Dangerous
150 Dogs classed as Menacing

APPENDIX I

Dog Control Act 1996

Section 10A: Territorial authority must report on dog control policy and practices

- (1) A territorial authority must, in respect of each financial year, report on the administration of-
 - (a) its dog control policy adopted under section 10; and
 - (b) its dog control practices.
- (2) The report must include, in respect of each financial year, information relating to-
 - (a) the number of registered dogs in the territorial authority district;
 - (b) the number of probationary owners and disqualified owners in the territorial authority district;
 - (c) the number of dogs in the territorial authority district classified as dangerous under section 31 and the relevant provision under which the classification is made;
 - (d) the number of dogs in the territorial authority district classified as menacing under section 33A or section 33C and the relevant provision under which the classification is made;
 - (e) the number of infringement notices issued by the territorial authority;
 - (f) the number of dog related complaints received by the territorial authority in the previous year and the nature of those complaints;
 - (g) the number of prosecutions taken by the territorial authority under this act.
- (3) The territorial authority must give public notice of the report-
 - (a) by means of a notice published in-
 - (i) 1 or more daily newspapers circulating in the territorial authority district; or
 - (ii) 1 or more other newspapers that have at least an equivalent circulation in that district to the daily newspapers circulating in that district; and
 - (b) by any means that the territorial authority thinks desirable in the circumstances.
- (4) The territorial authority must also, within 1 month after adopting the report, send a copy of it to the Secretary for Local Government.

TO: COUNCIL
FROM: CHIEF EXECUTIVE
MEETING DATE: TUESDAY 15 SEPTEMBER 2015

REPRESENTATION REVIEW CONSULTATION AND ADOPTION
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Report Prepared by: Kari Graber – Planning and Reporting Analyst

SUMMARY

After Council's adoption of its initial proposal for the Representation Review, public submissions were called for. Council received two submissions. Both submissions were in support of the initial proposal. This report recommends that Council adopt the initial proposal without amendment as its final proposal.

RECOMMENDATIONS

That Council consider the submission received.

AND

That Council adopts the initial proposal as its final proposal;

AND

That public notice inviting appeals or objections from those who have submitted be advertised with the appeal period running from Saturday 19 September to 5pm Monday 19 October 2015.

IMPLICATIONS

1.	<i>Has this been provided for in the Long Term Plan/Annual Plan?</i> Yes.
2.	<i>Is a budget amendment required?</i> No.
3.	<i>Is this matter significant in terms of Council's Policy on Significance and Engagement Policy?</i> Yes
4.	<i>Implications in terms of other Council Strategic Documents or Council Policy?</i> Yes
5.	<i>Have the views of affected or interested persons been obtained and is any further public consultation required?</i> Yes

FINANCIAL IMPLICATIONS

No financial implications arise from this report.

BACKGROUND

The Representation Review is a legislative process required to be undertaken by all Local Authorities every six years. The review is a requirement under the Local Electoral Act 2001 (LEA) and must cover the following subjects:

- Basis of election (at large, wards, or a mix of both)
- The establishment of community boards and review of communities of interest
- Number of Councillors on the Council

The report as well as the initial proposal adopted for consultation was adopted at the Council meeting on 4, August 2015 has been sent to the Local Government Commission. Council must also provide a copy of its final proposal once it has been adopted by Council.

Only those who have submitted on the initial proposal may appeal the final proposal of Council.

Should Council determine to have the initial proposal as its final proposal, the final proposal will be:

- Council maintains the At Large voting system, where members of the Council are elected by the electors of the District as a whole,
- The number of Councillors will remain at 12,
- The Bluff Community Board will remain, with its existing boundaries and with five elected members and one Councillor Member appointed by Council.

Staff considers that these representation arrangements will provide for effective representation of communities of interest within the District.

REPRESENTATION REVIEW SUBMISSIONS

There was a total of two submissions received during the official submission period of the Representation Review. Staff consider that the pre-consultation work conducted to develop a report prior to the legislatively required consultation was such that the opinions and desires of residents have been reflected in the initial recommendations.

Council received two submissions. Both submissions received supported the initial proposal. Staff recommend that the initial proposal become the final proposal for representation. Attached as **Appendix 1** is a copy of the submissions received.

SCANNED

03 SEP 2015



**INVERCARGILL CITY COUNCIL
VOICE YOUR CHOICE – REPRESENTATION REVIEW 'INITIAL PROPOSAL'
SUBMISSION FORM**

SUBMITTER DETAILS

First Name:

Invercargill City
Youth Council

Surname:

Postal Address:

P.O. Box 90104

Phone:

03 2111 697

Postcode:

9840

Email:

youth.council@
icc.govt.nz

Signature:

Date:

3/9/15

RETURNING YOUR SUBMISSION

Return by 5.00 pm, Tuesday, 8 September

Deliver to:Civic Administration
Building
101 Esk Street
INVERCARGILL 9810**Post to:**Submission
Representation Review
Invercargill City Council
Private Bag 90104
INVERCARGILL 9840**Email to:**

policy@icc.govt.nz

PRESENTATION OF SUBMISSION

Please tick as appropriate. If neither of the boxes are ticked, it will be considered that you do not wish to be heard.

☐
I wish to speak to the Mayor and
Councillors about my submission.
☒
I do NOT wish to speak to the Mayor and
Councillors about my submission.

1. Do you agree that Invercargill District should elect its Councillors at large (no use of wards)?

☒

Yes

☐

No

2. Do you agree with 12 Councillors for the Invercargill District?

☒

Yes

☐

No

Please note: Submissions received on the Representation Review will be made available to the public as required by the Local Government Official Information and Meetings Act 1987. This will include the name and contact details of submitters.

3. Do you agree with retaining the Bluff Community Board (five elected board members and one appointed Council Representative, with no change to Board Boundaries)?

☒

Yes

☐

No

4. Should there be any other Community Boards?

☐

Yes

☒

No

Further Comments?

We would like to see the names of those standing for Council and Community Board be listed randomly not in alphabetical order.

Submissions close at 5.00 pm on Tuesday 8 September 2015.

Public Health South

Dunedin: Private Bag 1921, Dunedin 9054
Ph: 03 476 9800 Fax: 03 476 9858

Invercargill: PO Box 1601, Invercargill 9840
Ph: 03 211 0900 Fax: 03 211 0899

Queenstown: PO Box 2180, Wakatipu, Queenstown 9349
Ph: 03 450 9156 Fax: 03 450 9169

**SUBMISSION ON INVERCARGILL CITY COUNCIL
REPRESENTATION REVIEW 2015**

To: **Melissa Short**
Manager, Strategy and Policy
Invercargill City Council
Private Bag 90104
INVERCARGILL 9840

Details of Submitter: **The Southern District Health Board**

Address for Service: **Public Health South**
Southern District Health Board
PO Box 1601
INVERCARGILL 9840

Contact Person: **Janice Burton**
03 2110900, extension 719
janice.burton@southerndhb.govt.nz

Our Reference: **15Aug17**

Date: **September 2015**

Introduction

Southern District Health Board (Southern DHB) presents this submission through its public health service, Public Health South. This Service is the principal source of expert advice within Southern DHB regarding matters concerning Public Health. Southern DHB has responsibility under the New Zealand Public Health and Disability Act 2000 to improve, promote and protect the health of people and communities. Additionally there is a responsibility to promote the reduction of adverse social and environmental effects on the health of people and communities. With 4,250 staff, we are located in the lower South Island (South of the Waitaki River) and deliver health services to a population of 306,500.

Public health services are offered to populations rather than individuals and are considered a "public good". They fall into two broad categories – health protection and health promotion. They aim to create or advocate for healthy social, physical and cultural environments.

This submission provides general commentary to the Invercargill City Council (ICC) relating to the Initial Proposal for Representation Review 2015.

General Comments

Public Health South wishes to highlight the value of working together with local government to consider the impact of various activities and plans on population health.

ICC has a significant role to play in creating environments that promote and support community well-being. Activities, facilities and services that promote well-being are important, but we must make sure that these are not only providing short term gains in wellbeing, but also longer-term gains in resilience.¹ A recent research report identified four common influences on community resilience:²

- pre-existing community connectedness³ and community infrastructure⁴
- community participation in disaster response and recovery
- community engagement in official decision-making, and
- external support from organisations and authorities outside the community.

Public Health South congratulates the ICC for the consideration given to the engagement process for community consultation in this Representation Review. Your willingness to consider a variety of methods of engagement and a range of communication forms has enabled the views of a wide cross-section of the community to be canvassed.

Representation Review 2015 Initial Proposal

As a consequence of the extensive consultation with the community and the comprehensive report of the Independent Advisory Panel, Public Health South endorses the Council's resolutions under the Local Electoral Act 2001 with respect to effective representation (the "Initial Proposal") making no change from the 2010 election format:

- To elect its Mayor and Councillors at large
- For twelve Councillors to be elected
- To retain the Bluff Community Board

Public Health South is very supportive of the Council's expressed intention to develop an engagement strategy that allows for more effective consultation and engagement using some of the tools utilised in this review to improve effective representation amongst community groups.

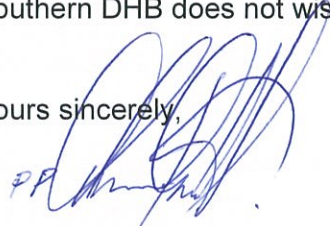
Furthermore, we recommend that Council work with the Māori community to develop an engagement strategy to ensure improved and effective consultation with Māori. There is an opportunity for Council to build on the expressed interest from some members of the Māori community to feel more involved in local government by using of some of the consultation tools in this review.

Summary

Public Health South, the public health service of the Southern DHB, congratulates the ICC and the members of the Independent Advisory Panel for their comprehensive consultation on this issue.

Southern DHB does not wish to be heard in support of this submission.

Yours sincerely,



Janice Burton
Professional Leader, Health Promotion

¹ Building resilient communities. Making every contact count for public mental health. August 2013.

www.mind.org.uk/publicmentalhealth

² Thornley L et al. (2013) *Building Community Resilience: Learning from the Canterbury earthquakes Final Report to Health Research Council and Canterbury Medical Research Foundation.*

³ Community connectedness refers to: relationships, interactions, and networks within and across a community

⁴ Community infrastructure refers to: community-based organisations, Marae, grassroots groups, leaders, networks, and/or facilities e.g. community halls, parks, playgrounds, and libraries

TO: COUNCIL

FROM: THE DIRECTOR OF ENVIRONMENTAL AND PLANNING SERVICES

MEETING DATE: TUESDAY 15 SEPTEMBER 2015

GAMBLING POLICY ADOPTION

Report Prepared by: Kari Graber – Planning and Reporting Analyst

SUMMARY

Council staff have made the changes requested by the Regulatory Services Committee following the hearing of submissions that took place on 7 September 2015. The amended policies reflect the changes requested at the meeting.

RECOMMENDATIONS

That Council adopt the Class 4 Gambling Venues Policy and the Board Venues Policy.

IMPLICATIONS

1.	<i>Has this been provided for in the Long Term Plan/Annual Plan?</i> No
2.	<i>Is a budget amendment required?</i> No
3.	<i>Is this matter significant in terms of Council's Policy on Significance?</i> No
4.	<i>Implications in terms of other Council Strategic Documents or Council Policy?</i> Yes
5.	<i>Have the views of affected or interested persons been obtained and is any further public consultation required?</i> Yes

FINANCIAL IMPLICATIONS

No financial implications arise from this report.

GAMBLING POLICY

Staff have made changes at the request of the Regulatory Services Committee, prior to adoption of the Class 4 Gambling Venues Policy (**Appendix 1**) and the Board Venues (**Appendix 2**). The amendments are a result of public consultation and the hearing of submissions.

Two key amendments following the public consultation process are the capping of electronic gaming machines at 317, and allowing a maximum of 30 electronic gaming machines where two or more Class 4 Gambling venue licence holding clubs are merging.



CLASS 4 GAMBLING VENUES POLICY

Reference Number:	A1312892
Authorised by:	Effective Date: Supersedes: Gambling Venues Policy
Policy Owner:	Invercargill City Council
Purpose: This defines the statement of intent of the policy.	To assist in limiting the harm of problem gambling in the community. To encourage responsible gambling practices and attitudes in Class 4 Venues. To reduce the number of electronic gaming machines in the community over time. To facilitate community involvement in decisions about gambling by ensuring that all communities in the Invercargill District are given the opportunity to consult with Council in a manner that is culturally appropriate.

INTRODUCTION

The Gambling Act 2003 came into force on 18 September 2003. Under Section 101 of the Act, the Council is required to adopt a policy to regulate the number and location of non-casino electronic gaming machines (Class 4), more commonly known as pokie machines. This policy is a review of Council's December 2011 policy.

- As of August 2015 the Invercargill District had 22 Class 4 gaming venues and 284 electronic gaming machines in operation. This policy caps the number of electronic gaming machines at 317.
- The Council has the ability to limit the number and location of venues and the number of electronic gaming machines. Council must have regard to the social impact of gambling in developing its policy. As required under the Act, this policy only applies to gambling venues licensed after 17 October 2001, or to venues licensed prior to this if they wish to increase the number of electronic gaming machines.
- The Gambling Act 2003 Section 3 states its purpose as follows:
 - (a) control the growth of gambling; and
 - (b) prevent and minimise harm from gambling, including problem gambling; and
 - (c) authorise some gambling and prohibit the rest; and
 - (d) facilitate responsible gambling; and
 - (e) ensure the integrity and fairness of games; and
 - (f) limit opportunities for crime or dishonesty associated with gambling and the conduct of gambling; and
 - (g) ensure that money from gambling benefits the community; and
 - (h) facilitate community involvement in decisions about the provision of gambling.

This policy contributes towards achieving those outcomes.

- This Class 4 Gambling Venues Policy covers gambling venues that are licensed to corporate societies.
- This policy is required to be reviewed three yearly.

DEFINITIONS

CBD – means the area defined in the map attached in Appendix 2.

Class 4 Gambling – means any activity that involves the use of a gaming machine outside of a casino, and may be conducted only by a corporate society and only to raise money for authorised purposes.

Class 4 Gambling Venue – means a place used to conduct Class 4 gambling i.e. premises with Class 4 gaming machines licensed under the Gambling Act 2003. This includes any TAB venue with gaming machines.

Corporate Society – means a society that is:

- (a) Incorporated under the Incorporated Societies Act 1968 or
 - (b) Incorporated as a board under the Charitable Trusts Act 1957 or
 - (c) A company incorporated under the Companies Act 1993 that
 - (i) does not have the capacity or power to make a profit and
 - (ii) is incorporated and conducted solely for authorised purposes or,
 - (d) A Working Men's Club registered under the Friendly Societies and Credit Unions Act 1982.
- Corporate Societies may therefore include Clubs (RSA, sports clubs etc.), Trusts and Racing Clubs.

Invercargill District – means all the area covered by the Invercargill Territorial Local Authority.

New Venue – means any venue that has not held a Class 4 venue licence for six months or more or that has never held a Class 4 venue consent.

The Council – means Invercargill City Council.

POLICY STATEMENTS

Electronic Gaming Machine (Class 4) Venues

4.2.1 Restrictions on venue and machine consents

- (i) The Council will not grant consent for the establishment of any additional Class 4 venues or additional gaming machines under this policy.
- (ii) A gambling venue consent is for one venue (one premises) and is not transferable to another venue unless consent is obtained from the Council, except as provided for in Clause 4.2.2. The consent is given to a venue at a given address, not to a person or business.
- (iii) Once a venue ceases to operate, the machine numbers will not be allocated to any new or existing venue except as specified in clause 4.2.2 below.
- (iv) Council will not provide consent under Sections 95(1)(f) or 96(1)(e) of the Gambling Act 2003 to any application by corporate societies with Class 4 licences seeking Ministerial discretion to increase the number of gaming machines permitted at a venue except as provided in clause 4.2.2 below.

4.2.2 Transfer or changes to existing venues and machine consents

- (i) If the owners of the principal business of the venue changes, the Council consent remains allocated to the venue. The new owner is not required to obtain Council consent but a new licence may be required from the Department of Internal Affairs (DIA).
- (ii) Council may consent to the transfer of a licence for an existing venue to a new venue where the venue will be operated by the same corporate society provided that the maximum number of gaming machines which can be transferred to the new venue will be nine.
- (iii) Two or more licensed Class 4 Clubs may apply to the Council for consent to merge and increase the number of gaming machines subject to a social impact study. In this case, Council consent will only permit a maximum number of 30 gaming machines to be the sum total of the number of gaming machines in any clubs that are merging with a Class 4 venue licence at the time of application.
- (iv) Any substitute venues may only be established in the CBD area of the map attached and in the zones permitted in conjunction with the District Plan. Council must also consider the location suitable taking into account the matters referred to in Section 101(4) of the Gambling Act 2003.
- (v) Council will not provide relocation consent in areas that are outside of the CBD as defined in the attached map.

ENCOURAGING RESPONSIBLE GAMBLING PRACTICES

- Two of the stated purposes of the Gambling Act 2003 are to “prevent and minimise the harm caused by gambling, including problem gambling” and to “facilitate responsible gambling”.
- Enforcement and monitoring of gambling venues is the responsibility of the Department of Internal Affairs (DIA).
- Regulations made under the Gambling Act 2003 set out:
 - What constitutes an unsuitable venue.
 - Requirements and restrictions regarding gambling machines.
 - Requirements of venues to provide information about problem gambling.
 - Requirements of venues to provide problem gambling awareness training to staff.
- Council consent for a venue is not revocable once issued and cannot lapse or expire unless there is a period of six months or more where a Class 4 licence is not held for the venue. Further, Council has no retrospective powers with regards to any consented venues and cannot impose conditions subsequently on any venue which has an existing licence.
- The Council is supportive of initiatives and actions that would help to ensure there is a balanced gambling environment in the city where potential harm is managed effectively, and where those who wish to gamble can do so safely. In this regard, Council encourages responsible gambling practices as outlined in Appendix 1.
- Where Council has concerns about the operation of existing gambling venues these will be reported to the DIA. Council inspectors do not have enforcement powers over venues in terms of their gambling activities.
- The provision of information by the venues about problem gambling is required under the regulations and is a key way of promoting responsible gambling. Where Council has concerns about a venue in this regard it will be reported to the DIA.

PROCEDURES

- (i) All applications will incur a fee which will be prescribed by the Council pursuant to section 150 of the Local Government Act 2002.
- (ii) Council will publicly notify applications for the merger or relocation of TAB Board Venues and Class 4 Gambling Venues and allow for public submissions to be lodged and heard.
- (iii) Applications for consent by the Council must be made to the Council and include:
 - Name and contact details of the applicant.
 - Names of venue management staff.
 - Street address of premises being relocated and new proposed address.
 - Fees.
 - Any other information that may reasonably be required to allow proper consideration of the application including how the applicant will encourage responsible gambling practices.

REVIEW OF POLICY

The Council will review its Class 4 Gambling Venues Policy within three years from the date on which this policy comes into effect.

Monitoring & Auditing:

This section describes who and how the application of the policy will be monitored.

This policy will be monitored by Environmental and Planning Services Directorate with reports as necessary to the Regulatory Services Committee.

Revision History:

September 2007, December 2011, May 2015

Effective Date:

Review Period:

Every 3 years

Associated Documents / References:

*Gambling Act 2003
Board Venue Policy,
NZ Census Index of Deprivation*

APPENDIX 1

ENCOURAGE RESPONSIBLE GAMBLING PRACTICES

BEST PRACTICE	SUPPORTING ACTION
Host Responsibility and Harm Minimisation policy	<p>The applicant has in place a host responsibility and harm minimisation policy.</p> <p>The programme conforms to best practice as set out by national guidelines or standards should these become available.</p>
Location of gaming machines	<p>Electronic gaming machines sites should be located so that:</p> <ul style="list-style-type: none"> ▪ The facility is ancillary to a principal business and is not the primary purpose of the site. ▪ The facility is separate from the area of the principal business so that the legal age limit of 18 can be observed and enforced.
Staff training programme or activities	<p>The applicant demonstrates that staff and management are familiar with its Host Responsibility and Harm Minimisation policy.</p> <p>The programme provides information on:</p> <ul style="list-style-type: none"> ▪ The potential effects of gambling on customers. ▪ The identification of problem gambling traits. ▪ The processes for approach, intervention and follow up for patrons with suspected problem gambling. ▪ Identification practices for patrons appearing under 25 and actions to be followed. ▪ Systems in place to support self barring. ▪ Recognition of intoxicated patrons and steps to be followed to prevent intoxicated patrons from gambling. ▪ Systems to be followed if children are left unattended in premises or nearby premises.
Policy on under age access to gambling machines	<p>The licensee must ensure that appropriate signage is in place indicating age restrictions so that this is visible at every gambling machine and at the point(s) of entry into the gambling area.</p> <p>Policy on identification checks for patrons appearing under 25.</p> <p>Staff training on identification of patrons appearing under 25 and actions to be followed.</p>
Provision of problem gambling information	<p>The licensee must ensure that patrons have access to appropriate information on problem gambling and problem gambling help services.</p> <p>Gambling help line phone number information is placed on or near all gambling machines.</p> <p>Additional material on problem gambling and help services displayed in at least one other area within the premises, situated near to gambling machines.</p>
Clocks are visible in premises	<p>The licensee ensures that clocks are visible from gambling machines and are displayed on a wall large enough to be seen from a distance.</p>
There is good visibility where gambling machines are located	<p>Natural or artificial light illuminates the area where gambling machines are located at all times when machine are in operation.</p>
Self barring of patrons is supported	<p>The licensee ensures that systems to support self barring and exclusion by patrons are put in place.</p> <p>There is staff training on systems to support self barring or exclusion of patrons.</p>

BEST PRACTICE	SUPPORTING ACTION
Children are not left unattended while gambling is undertaken	<p>The licensee will take active steps to prevent parents leaving their children unattended without adult supervision including:</p> <ul style="list-style-type: none"> ▪ Requiring employees to report incidents where a child had been left unattended, either inside the premises or immediately outside the premises, and ▪ Where the child has been left unattended, the licensee will take steps to locate an adult responsible for the child. If this attempt is unsuccessful, the licensee will contact the police.
Intoxicated patrons are prevented from gambling	<p>Staff training on identification of intoxicated patrons and actions to be followed if intoxicated patrons attempt to gamble.</p> <p>The licensee will take all practicable steps to ensure that no person who appears intoxicated is allowed to gamble.</p>

APPENDIX 2





BOARD VENUES POLICY

Reference Number:	A1347208
Authorised by:	Effective Date: Supersedes: Gambling Venues Policy
Policy Owner:	Invercargill City Council
Purpose: This defines the statement of intent of the policy.	To assist in limiting the harm of problem gambling in the community. To encourage responsible gambling practices and attitudes in stand alone Board Venues. To facilitate community involvement in decisions about gambling by ensuring that all communities in the Invercargill district are given the opportunity to consult with Council in a manner that is culturally appropriate.

INTRODUCTION

- As required under the Racing Act 2003 the New Zealand Racing Board must seek consent of the Council if it intends to establish a stand-alone Board Venue for sport race betting.
- This Gambling Policy covers New Zealand Racing Board (TAB) Venues.
- This policy is required to be reviewed three yearly.

DEFINITIONS

Board Venues (TAB Venue) – means premises that are owned or leased by the New Zealand Racing Board and where the main business carried on at the premises is providing racing, betting or sports betting services as provided for in the Gambling Act 2003 and under the Racing Act 2003. It covers stand-alone TAB Board Venues only and Council consent is not required under the legislation to establish a TAB facility in a bar, hotel or club.

CBD — means the area defined by the map attached in Appendix 2.

Invercargill District – means all the area covered by the Invercargill Territorial Local Authority.

New Venue - means any venue that has not held a venue licence for six months or more or that has never held a venue consent.

The Council – means Invercargill City Council.

POLICY STATEMENTS

Transfer or changes to existing venues

- If the owner(s) of the principal business of the venue changes, the Council consent remains allocated to the New Zealand Racing Board for the venue. The new owner is not required to obtain a Council consent but a new licence may be required from the Department of Internal Affairs (DIA).
- Council will consent to the transfer of a licence for an existing venue to a new venue only in the Central Business District (CBD) area of the map attached. Council must also consider the location suitable taking into account the matters referred to in Part 6A Section 65D of the Racing Act 2003.
- Any substitute venues may only be established in the zones permitted for this purpose in the Invercargill City Council District Plan. Council must also consider the location suitable taking into account the matters referred to in Part 6A of the Racing Act 2003.

- (iv) Council will not provide relocation consent in areas that are outside of the CBD as defined in the attached map.

ENCOURAGING RESPONSIBLE GAMBLING PRACTICES

- Enforcement and monitoring of gambling venues is the responsibility of the Department of Internal Affairs (DIA)
- Regulations made under the Racing Act 2003 Section 65F set out:
The Governor-General may, by Order in Council, make regulations for all or any of the following purposes:
 - prescribing requirements for the design, layout, and furnishing of a Board venue:
 - prescribing the information or messages that the Board must provide to persons about racing betting and sports betting at the venue:
 - prescribing codes requiring the advertising of racing betting, sports betting, racecourses, and Board venues to be responsible:
 - requiring the Board to provide problem gambling awareness training for employees involved in supervising racing betting and sports betting at Board venues:
 - prescribing systems or processes ancillary to racing betting and sports betting, including the availability of automatic teller machines at a Board venue:
 - prescribing any other requirements relating to harm prevention or minimisation.
- The Council is supportive in general of initiatives and actions that would help to ensure there is a balanced gambling environment in the city where potential harm is managed effectively, and where those who wish to gamble can do so safely. In this regard, Council encourages responsible gambling practices as outlined in Appendix 1.
- Where Council has concerns about the operation of existing gambling venues these will be reported to the DIA. Council inspectors do not have enforcement powers over venues in terms of their gambling activities.
- The provision of information by the venues about problem gambling is required under the regulations and is a key way of promoting responsible gambling. Where Council has concerns about a venue in this regard it will be reported to the DIA.

PROCEDURES

- (i) All applications will incur a fee which will be prescribed by the Council pursuant to section 150 of the Local Government Act 2002.
- (ii) Council will publicly notify applications for the merger or relocation of Board Venues and allow for public submissions to be lodged and heard.
- (iii) Applications for consent from the Council must be made to the Council and include:
 - Name and contact details of the applicant.
 - Names of venue management staff.
 - Street address of premises being relocated and new proposed address.
 - Fees.
 - Any other information that may reasonably be required to allow proper consideration of the application including how the applicant will encourage responsible gambling practices.

REVIEW OF POLICY

The Council will review its Board Venues Policy within three years from the date on which this policy comes into effect.

Monitoring & Auditing:

This section describes who and how the application of the policy will be monitored.

This policy will be monitored by Environmental and Planning Services Directorate with reports as necessary to the Regulatory Services Committee.

Revision History:

September 2007, December 2011, September 2015

Effective Date:**Review Period:**

Every 3 years

Associated Documents / References:

*Class 4 Gambling Venues Policy
Racing Act 2003*

ENCOURAGE RESPONSIBLE GAMBLING PRACTICES

BEST PRACTICE	SUPPORTING ACTION
Host Responsibility and Harm Minimisation policy	<p>The applicant has in place a host responsibility and harm minimisation policy.</p> <p>The programme conforms to best practice as set out by national guidelines or standards should these become available.</p>
Staff training programme or activities	<p>The applicant demonstrates that staff and management are familiar with its Host Responsibility and Harm Minimisation policy.</p> <p>The programme provides information on:</p> <ul style="list-style-type: none"> ▪ The potential effects of gambling on customers. ▪ The identification of problem gambling traits. ▪ The processes for approach, intervention and follow up for patrons with suspected problem gambling. ▪ Identification practices for patrons appearing under 25 and actions to be followed. ▪ Systems in place to support self barring. ▪ Recognition of intoxicated patrons and steps to be followed to prevent intoxicated patrons from gambling. ▪ Systems to be followed if children are left unattended in premises or nearby premises.
Policy on under age access to TAB Venues	<p>The licensee must ensure that appropriate signage is in place indicating age restrictions so that this is visible, at the point(s) of entry into the gambling area.</p> <p>Policy on identification checks for patrons appearing under 25.</p> <p>Staff training on identification of patrons appearing under 25 and actions to be followed.</p>
Provision of problem gambling information	<p>The licensee must ensure that patrons have access to appropriate information on problem gambling and problem gambling help services and the gambling help line phone number information.</p> <p>Additional material on problem gambling and help services displayed in at least one other area within the premises.</p>
Clocks are visible in premises	<p>The licensee ensures that clocks are visible from gambling machines and are displayed on a wall large enough to be seen from a distance.</p>
Self barring of patrons is supported	<p>The licensee ensures that systems to support self barring and exclusion by patrons are put in place.</p> <p>There is staff training on systems to support self barring or exclusion of patrons.</p>

BEST PRACTICE	SUPPORTING ACTION
Children are not left unattended while gambling is undertaken	<p>The licensee will take active steps to prevent parents leaving their children unattended without adult supervision including:</p> <ul style="list-style-type: none"> ▪ Requiring employees to report incidents where a child had been left unattended, either inside the premises or immediately outside the premises, and ▪ Where the child has been left unattended, the licensee will take steps to locate an adult responsible for the child. If this attempt is unsuccessful, the licensee will contact the police.
Intoxicated patrons are prevented from gambling	<p>Staff training on identification of intoxicated patrons and actions to be followed if intoxicated patrons attempt to gamble.</p> <p>The licensee will take all practicable steps to ensure that no person who appears intoxicated is allowed to gamble.</p>



APPENDIX 2

