

8. 11. 2001

REPORT OF THE CITY MANAGER

1. ESTABLISHMENT OF JOINT STANDING COMMITTEES AND JOINT SPECIAL COMMITTEES

Section 114S of the Local Government Act enables a local authority to appoint such joint standing and joint special committees as it considers appropriate.

It is necessary to reappoint the Canterbury Joint Standing Committee (a joint standing committee with 10 other Canterbury Councils relating to the regional landfill and waste minimisation initiatives) and the Central Plains Water Enhancement Joint Special Committee to enable ongoing work to continue.

The Council will need to consider the appointment of Councillor representatives to these Committees. For the Canterbury Joint Standing Committee there are three City Councillors and two Councillors for the Central Plains Water Enhancement Committee.

- Recommendation:**
- A.**
1. That pursuant to Section 114S of the Local Government Act 1974 the Council appoint a joint standing committee which shall be known as the Canterbury Joint Standing Committee ("the Committee").
 2. That three members of the Sustainable Transport and Utilities Committee be appointed as representatives of the Council on the Committee and that one of them be nominated to be Chairman of the Committee and the Canterbury Waste Subcommittee.
 3. That pursuant to Section 114Q of the Local Government Act 1974 and Section 4 of the Public Bodies Act 1959 the following functions, duties and powers are delegated to the Committee:
 - (a) all matters relating to participation in the operation of Transwaste Canterbury Ltd ("Transwaste") formed by the Councils and Canterbury Waste Services Limited as set out in the Memorandum of Understanding dated 3 September 1998 ("MOU") for the purposes of selecting, developing, owning and operating a Canterbury regional landfill and associated transport and collection systems (transfer stations to the landfill only), being:
 - (i) performing the obligations of the Councils under the MOU and/or a subsequently developed shareholders agreement with Canterbury Waste Services Limited in relation to Transwaste;
 - (ii) exercising the voting rights attached to Transwaste shares held by the Councils;
 - (iii) appointing nominee directors to the board of Transwaste;
 - (iv) developing a transportation equalisation scheme in accordance with clause 42 of the Constituting Agreement as agreed upon by the Councils on 20 March 1998;
 - (v) appointing the Committee's representatives at Transwaste shareholders' meetings;
- provided that the Committee shall not commit the joint Councils to initial capital expenditure exceeding in the aggregate \$13,000,000, or operating expenditure exceeding in the aggregate \$1,000,000 in any financial year, in performing these functions, duties or powers.

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(b) any matters relating to the management of waste in relation to all or any of the Councils' districts which the Councils individually may from time to time delegate to the Committee. Provided that where any such delegation of functions, duties and powers could be potentially binding the Committee will seek the consent of each individual Council prior to such delegation.

4. That pursuant to the provisions of the Public Bodies Contracts Act, 1959, the Committee shall report to the Council on all contracts entered into pursuant to resolution 3(a) above, the Committee shall report annually to the council on all capital expenditures and operating expenditure incurred in any financial year

Any expenditure beyond these limits shall be reported to the Council at its next ordinary meeting

B. 5. (a) Pursuant to section 114S of the Local Government Act 1974 the Council appoint a committee to be known as the Central Plains Water Enhancement Steering Committee ("the Committee") as a special joint committee of the Selwyn District and Christchurch City Councils.

(b) That membership of the steering committee consist of:

- (i) two Councillors from each Council; and
- (ii) five members from the community at large, initially selected by way of a publicly notified call for expressions of interest and appointed jointly by the two Councils. Subsequent replacement appointments shall be made jointly by the two Councils following recommendation from the Joint Committee.

(c) That two Councillors be appointed as Council representatives on the steering committee.

(d) That the purpose of the Committee be to manage within budget execution of feasibility studies for central plains water enhancement.

(e) That the steering committee be delegated authority, subject to the normal monitoring processes of the councils, to expend sums authorised by the Council in its Annual Plan.