

8. AKAROA DESIGN AND APPEARANCE ADVISORY COMMITTEE MEMBERSHIP

General Manager responsible:	General Manager Regulation & Democracy Services, DDI 941-8462
Officer responsible:	Democracy Services Manager
Author:	Liz Carter, Community Board Adviser

PURPOSE OF REPORT

1. The purpose of this report is for the Board to consider and approve the membership of the Akaroa Design and Appearance Advisory Committee for the 2010-2013 triennial term.

EXECUTIVE SUMMARY

2. Under the criteria contained in the Terms of Reference for the Design and Appearance Committee, it states:

- One Akaroa/Wairewa Community Board member, plus an alternate to attend Committee meetings if the principal appointee is unavailable
- One Community Representative ¹
- One Akaroa Civic Trust nominee
- Three consultants ² (A maximum of two, to attend each meeting)
- The Chairman of the Akaroa-Wairewa Community Board (ex-officio member)

¹ The position of Community Representative will be publicly advertised, seeking expressions of interest.

² The Community Board will seek the opinion of the Akaroa Civic Trust on the appointment of the consultants.

3. At its meeting on 8 December 2010 the Board resolved to “Appoint Stewart Miller (alternate Bryan Morgan) as the Community Board members on the Committee subject to those appointments being reviewed when the extraordinary vacancy on the Board is filled”. These appointments have since been reviewed and there has been no change.
4. An advertisement was placed in the local newspaper calling for expressions of interest to be considered for the position of community representative on the Committee. One expression of interest (**attached**) was received, from Lynda Wallace, who was the community representative in the previous triennial term.
5. The Akaroa Civic Trust has advised that its nominee to the Committee will again be Victoria Andrews.
6. The three consultants appointed to the Committee, Mr John Davey, Mr Philip Kennedy and Mr William Fulton, have all been invited to continue in their positions for the 2010-2013 term and all three have advised that they are willing to do so.

FINANCIAL IMPLICATIONS

7. There are financial implications relating to mileage reimbursement and the payment of an honorarium to the three consultants. These costs can be met from within existing budgets.

Do the Recommendations of this Report Align with 2009-19 LTCCP budgets?

8. Yes – Page 159 of the 2009-19 LTCCP provides for elected member representation and governance support.

LEGAL CONSIDERATIONS

9. Clause 30 of Schedule 7 of the Local Government Act 2002 (LGA) provides that a local authority/community board may appoint, discharge and/or reconstitute the committees, sub-committees and any other subordinate decision-making bodies it considers appropriate. Any committee, subcommittee or other subordinate decision-making body “*is subject in all things to the control of the local authority [or read, community board], and must carry out all general and special directions of the local authority given in relation to the committee or other body or the affairs of the committee or other body*” (clause 30(3)).

10. Clause 30(7) provides that “a ... committee, ... is, unless the local authority resolves otherwise, deemed to be discharged on the coming into office of the members of the local authority elected or appointed at, or following, the triennial general election of members next after the appointment of the .. subcommittee, ...”.
11. Under the terms of reference the Committee continues undischarged until “three months from the coming into office of the members of the community board, elected or appointed at, or following each triennial general election”, which for this term is three months from 15 October 2010 – i.e. 15 January 2011. The process to appoint the committee for the 2010 – 2013 term has been delayed because of the Christchurch earthquake, and the committee has not yet met in the 2011 year.

Have you considered the legal implications of the issue under consideration?

12. Yes, as above.

ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS

13. Democracy and Governance – Page 155

By making decisions for current and future community needs.

Do the recommendations of this report support a level of service or project in the 2009-19 LTCCP?

14. Yes, as above, and also, indirectly, by responding to the needs of the community through the work that the committee carries out.

ALIGNMENT WITH STRATEGIES

15. A Well-Governed City

Our values and ideas are reflected in the actions of our decision-makers. Our decision-makers manage public funds responsibly, respond to current needs and plan for the future.

16. Strong Communities

Promote participation in democratic processes.

Do the recommendations align with the Council's strategies?

17. Yes, as above.

CONSULTATION FULFILMENT

18. The Terms of Reference for the Committee state that “the Community Board will seek the opinion of the Akaroa Civic Trust on the appointment of the three consultants”. A letter has been sent to the Trust advising that the three consultants appointed to the Committee for the previous term are being considered for appointment in the current term. An update on this issue will be provided at the meeting.

STAFF RECOMMENDATION

It is recommended that the Board consider the membership of the Akaroa Design and Appearance Advisory Committee for the 2010-2013 triennial term.