

Council:

Voting Membership:

The Mayor and all Councillors are members of Council.

External Membership (non-voting):

Nil

Quorum:

8

Frequency of Meetings:

Meetings will be held monthly or as required.

Powers that cannot be delegated:

These functions are either listed in the Local Government Act 2002 or other relevant legislation as unable to be delegated, or must by their nature be exercised by Council:

1. make a rate;
2. make a bylaw;
3. borrow money or purchase or dispose of assets, other than in accordance with the Long Term Council Community Plan (LTCCP);¹
4. adopt a LTCCP, annual plan, or annual report;
5. appoint a Chief Executive;
6. adopt policies required to be adopted and consulted on under the Local Government Act 2002 in association with the LTCCP or the preparation of the Local Governance Statement;
7. appoint and discharge the Deputy Mayor;
8. approve or amend the Council's Standing Orders;
9. approve or amend the Code of Conduct for elected members;
10. establish and determine the structure, terms of reference, and delegated authorities of committees and appoint and discharge members of committees;
11. establish a joint committee with another local authority or other public body;

¹ Note, by law, such provision must be in the LTCCP. Provision in the Annual Plan without amendment of the LTCCP is not sufficient.

12. make any resolution where in a bylaw the Council has reserved any matter to be regulated, controlled, or prohibited by the Council by resolution either generally, for any specified case, or in a particular case;²
13. make the final decision on a recommendation from the Ombudsman where it is proposed that Council not accept the recommendation;
14. any other matters which from time to time may not legally be delegated by the Council.

Powers retained by Council:

Council retains the power to:

15. approve or alter Council strategy and policy, except as otherwise specifically delegated to a committee, subcommittee or officer;
16. establish and determine the structure, terms of reference and delegated authority of subcommittees and appoint and discharge members of subcommittees;³
17. appoint and discharge chairpersons of committees and subcommittees and portfolio leaders;
18. approve Council's recommendation to the Remuneration Authority for the remuneration of elected members;
19. approve or amend the Triennial Agreement;
20. approve the Local Governance Statement produced following the triennial election of members;
21. determine whether or how to fill any extraordinary Council vacancies;
22. review and make decisions on representation reviews;
23. appoint and discharge trustees, directors or office holders to Council's Council-Controlled Organisations (CCOs) and Council Organisations (CO's) and to other external bodies except where specifically delegated to a committee or officer, and determine the remuneration for trustees, directors or office holders;
24. in respect of District Plan decisions:
 - 24.1 approve the recommendation of hearings commissioners on a proposed plan, plan change or variation (including private plan change);
 - 24.2 approve a proposed plan or a change to a district plan under clause 17 of the First Schedule;

² Includes matters such as: 1) any new or amended traffic resolutions under the Traffic Bylaw; 2) setting fees if a bylaw provides for fees to be set by resolution of Council; 3) the extension of the Liquor ban for a special event

³ The retention of this power excludes the delegation to SPC to establish a Hearings Subcommittee

25. promote legislation, or significant amendments to legislation, unless specifically delegated to a committee or officer;
26. approve the provision of any financial guarantee or indemnity over \$1,000,000, unless the guarantee or indemnity (or the matter to which it relates) is in the LTCCP or Annual Plan, has been separately approved by Council, or it arises in the normal management of employment relations or assets;
27. consider and approve the attendance of elected members at International Conferences and Seminars;
28. exercise any authority which it has delegated to a committee, subcommittee or officer.