



**C.07/08.314**    *Council*                      **Assets & Services Committee**                      -  
Clr Maher moved an additional recommendation in relation to Minute No. P.07/08.227 (Drinking Water Standards – Health (Drinking Water Amendment Act)).

**Clrs Maher/Barker:**

**That the recommendations under Minute No. P.07/08.227 be amended to include the following:**

3.    **That Council continue to liaise with community groups during the Draft Annual Plan process prior to any funding being allocated.**

**Carried**

**Clrs Maher/Barker:**

**That the Committee report contained within Minute Nos. P.07/08.208 to P.07/08.245 be received and the recommendations, as amended above, adopted.**

**Carried**

**C.07/08.315**    *Council*                      **Community & Financial Planning Committee**                      -

**Clrs Hope/Barsanti:**

**That the Committee report contained within Minute Nos. A.07/08.246 to A.07/08.261 be received and the recommendations adopted.**

**Carried**

**C.07/08.316**    *Council*                      **Environment Committee**                      -

**Clrs Taylor/Andrews:**

**That the Committee report contained within Minute Nos. R.07/08.262 to R.07/08.286 be received and the recommendations adopted.**

**Carried**

**C.07/08.317**    *Council*                      **Grants Sub-Committee**                      -

**Clrs Andrews/Taylor:**

**That the Sub-Committee report contained within Minute Nos. X.07/08.287 to X.07/08.290 be received and the recommendations adopted.**

**Carried**

**C.07/08.318**    *Roads*                              **Regional Land Transport Committee**                      -

*R900-01 & C135-A03*

Members noted that currently proceeding through Parliament is the Land Transport Management Amendment Bill which, amongst other objectives, proposes a revised structure and increased powers for Regional Land Transport Committees (RLTCs). The Bill prescribes a RLTC membership comprising (Council appointed representatives made at the last Council meeting):

- 5 persons to represent Council (Clrs Barsanti, Bowers, Bunting, Maher and O’Sullivan)
- 1 person to represent the Agency (a representative from Land Transport NZ (LTNZ) and a representative from Transit New Zealand (TNZ) to cover this until the new Agency is formed)
- 1 person to represent the objectives of economic development (Marlborough Chamber of Commerce)
- 1 person to represent the objectives of safety and personal security (New Zealand Police)

- 1 person to represent the objectives of public health (Nelson Marlborough District Health Board's Public Health Unit)
- 1 person to represent the objectives of access and mobility (Council's Access and Mobility Forum)
- 1 person to represent the objectives of environmental sustainability (The Environment Centre)
- 1 person to represent the objectives of cultural interests (iwi representative on the Assets and Services Committee)

A number of agencies that have in the past been members of the group have approached Council to be appointed to the RLTC. Members agreed that further discussion of this needs to be undertaken at Committee level.

Staff reported that under the Bill the Chairperson and Deputy Chairperson are required to be appointed by Council from the Council representatives on the RLTC.

**The Mayor/Clr Davidson:**

1. **That the issue of further representatives on the Regional Land Transport Committee be referred to the Assets and Services Committee for further discussion.**
2. **That membership of the Regional Land Transport Committee be reviewed once the Land Transport Amendment Bill is enacted.**
3. **That Clr Graeme Barsanti be appointed as Chairperson and Clr Francis Maher as Deputy Chairperson.**

**Carried**

**C.07/08.319 Council Environment Committee -**

Members noted that in reviewing the appointments to the various Committees made at the last Council meeting, the Mayor has acknowledged that Clr Graeme Barsanti should have been appointed to the Environment Committee

**Clrs Maher/Taylor:**

**That Clr Graeme Barsanti be appointed to the Environment Committee.**

**Carried**

**C.07/08.320 Council 2008 Council Meeting Schedule C405-01**

Attached to the Order Paper for consideration was the draft schedule of meetings for 2008. The Environmental Policy Committee and the Assets and Services Committee meeting originally scheduled for 7 and 8 February 2008 respectively are to be swapped.

**Clrs Barsanti/Bunting:**

**That the meeting schedule for 2008 be approved.**

**Carried**

**C.07/08.321 Elections Report from the Electoral Officer on the 2007 Triennial Election E090-07-17**

A report from the Electoral Officer on the 2007 Triennial Election process was attached.

**Clrs Davidson/Brice:**

**That the information be received.**

**Carried**

Members noted that Council has made available through its budgeting processes funding for implementation of Marlborough District Council Heritage and Arts and Culture Strategies. Delegated authority has been given to Councillors Hope, Maher and Andrews to make decisions on allocation of the funding in line with key focus areas identified in the strategies for implementation. A closing date of 31 October 2007 was set for proposals to be received from heritage and arts sector providers to be considered for funding.

The purpose of the Heritage Strategy is to provide guidance to Councillors and staff in the day-to-day actions within their heritage management roles, and to convey its commitments to the community, and to future generations. The intended outcome of the strategy is that Marlborough's heritage resources will be acknowledged, valued and enjoyed by present and future generations. \$125,000 per annum has been made available for implementation of the strategy. An implementation programme has been approved, based around three mutually supportive strands, which as they develop will generate actions that achieve the strategy's objectives.

<b>Heritage Strategy Annual Budget</b>	<b>\$125,000.00</b>
Less Commitments:	
Renwick Museum Partnership Agreement	\$5,000.00
Flaxbourne Museum Partnership Agreement	\$5,000.00
Havelock Museum Partnership Agreement	\$5,000.00
Edwin Fox Society Partnership Agreement	\$5,000.00
Marlborough Historical Society contract for Implementation of Past Perfect Database – Inventory Project	\$25,000.00
<b>TOTAL AVAILABLE</b>	<b>\$80,000.00</b>

Note:

- The Partnership Agreements are ongoing commitments.
- The MHS contract was for three years and due to expire in 2008/2009

The following is a summary of the proposals received and the decisions made by the delegated committee:

<b>Blenheim Deer Artefacts</b> - requested \$45,000 for project to preserve history of the deer industry	Declined
<b>Marlborough Rock and Mineral Club</b> - requested \$5,500 for display space at the Club Rooms	Declined
<b>Brayshaw Park Administrators</b> - requested \$690 to advertise heritage day and for printing newsletter	\$690 allocated
<b>Vintage Car Club of NZ – Marlborough Branch</b> - requested \$440,665 for upgrade kitchen and toilet facilities and increase size of Museum	Declined - recommended that VCC make a submission to the Annual Plan process for capital funding
<b>Edwin Fox Society</b> - requested \$2,199.38 to purchase new computer	\$2,199.38 allocated
<b>Havelock Museum Society</b> - requested \$1,654 for sanding and oiling a section of the Museum floor to original state	\$1,654 allocated
<b>Havelock Museum Society</b> - requested \$1,335 for preparing and painting walls and ceiling of back portion of Museum	\$1,335 allocated
<b>Omaka Airfield Heritage Trail</b> - requested \$12,810 for signage for Omaka Airfield Heritage Trail	\$12,810 allocated
<b>Marlborough Vintage Farm Machinery</b>	\$4,953.62 allocated

- requested \$4,953.62 for upgrade of security for main buildings	
<b>Picton Historical</b> - requested \$9,205.74 to design, print and erect display boards on the Picton Museum entrance way	Declined. Strategic Planning for the Museum to be completed before any commitments of funding undertaken.
<b>Tuamarina/Waikakaho Residents and Ratepayers Association Inc</b> - requested \$21,696 to commission Cynthia and Graham Brooks to rewrite the book "Tua Marina Settlement"	\$5,000 allocated
<b>Marlborough Branch Historic Places Trust</b> - requested \$3,734.07 protection for the Pilot's House through erection of fence, tree trimming and security system	\$3,734.07 allocated
<b>Marlborough Historical Society</b> - requested \$55,000 for appointment of a Regional Collections Manager	Declined. It was agreed that as this will require ongoing support so needs to be considered as an overall resourcing issue and recommend that MHS make a submission to the Annual Plan process.
<b>Marlborough Historical Society</b> - requested \$6,000 for children's family fun month at Brayshaw Park	\$6,000 allocated
<b>Marlborough Historical Society</b> - requested \$2,500 for volunteer training implementation proposal	\$2,500 allocated
<b>Marlborough Historical Society</b> - requested \$20,000 for Employment of Archives Manager	\$20,000 allocated to ensure the position continues this year but believe this should be considered as part of the overall resourcing issues for MHS - recommend that the MHS make a submission to the Annual Plan process.
<b>Flaxbourne Museum</b> - requested \$2,000 for professional advice for conservation of old Ward School building.	\$2,000 allocated
<b>Delta Group Blenheim</b> - requested \$26,850 for restoration of vintage vehicles to military specifications of WW2 era	Declined. Application was received late.
<b>Total amount approved</b>	<b>\$ 62,876.07</b>

The purpose of the Arts & Culture Strategy is to provide guidance to Councillors and staff in the day-to-day actions within their various roles, and to convey its commitments to the community in achieving the strategy outcome. The intended outcome of the strategy is an enlivened and creative region in which the arts are widely practised and enjoyed, and where they are recognised as being essential to a healthy and prosperous community. \$50,000 per annum has been made available for implementation of the strategy. An implementation programme has been approved, based around three mutually supportive strands, which as they develop will generate actions that achieve the strategy's objectives.

<b>Arts Strategy Annual Budget</b>	<b>\$50,000.00</b>
Less Commitments:	
Communication Kawatiri Top of the South Partnership	\$4,000.00
Creative Marlborough Contract	\$15,000.00
Arts Summit – Marlborough Arts Strategy development	\$3,000.00
<b>TOTAL AVAILABLE</b>	<b>\$28,000.00</b>

Notes:

- Communication Kawatiri is an ongoing commitment.
- The Creative Marlborough contract was for three years and due to expire in June 2008.
- Development of a Marlborough Arts Strategy has commenced through the Arts Summit held on 18 November. The expected outcome is a strategy that provides some direction for arts collectively in Marlborough. It is envisaged that once the strategy is completed there will be a mandate and good advice on where Council should target its future resources in partnership with the arts sector and other key partners.

The following is a summary of the applications received and the decisions made by the delegated committee:

<b>Marlborough School of Music</b> - requested \$9,900 funds to establish music tuition sessions	\$9,900 allocated
<b>Millennium Art Gallery</b> - requested \$13,500 development of a website along with review and update the Gallery's brand identity	\$12,000 allocated
<b>Theatre South</b> - requested \$6,000 to develop an original script for 90 minute film drama for young people	\$6,000 allocated
<b>Total allocation</b>	<b>\$ 27,900</b>

**Clrs Barsanti/Andrews:**  
**That the information be received.**

**Carried**

**C.07/08.323    *Planning*                      **Plan Change 14 to the Marlborough Sounds Resource Management Plan    *M135-15-14*****

Staff reported that Plan Change 14: Scheduling Private Schools, to the Marlborough Sounds Resource Management Plan was publicly notified on 1<sup>st</sup> February 2007. In summary the plan change sought to provide for St Joseph's School in the Plan where it was not currently provided for as a permitted activity, subject to standards contained in the Schedule. A total of 3 submissions were received on the plan change. There were no further submissions. A Special Committee heard evidence in support of written submissions during a hearing on 13<sup>th</sup> July 2007. The Council approved the plan change, together with the recommendations of the Special Committee on the individual submissions, on 20<sup>th</sup> September 2007.

In accordance with Clause 10(1) of the First Schedule of the Resource Management Act 1991, all submitters were notified of the decisions made and the reasons for those decisions on 1<sup>st</sup> October 2007. The 30 working day period for appealing any Council decision to the Environment Court ended on 14<sup>th</sup> November 2007. No appeals were received on Plan Change 14. As the plan change has now passed through the First Schedule process, it can now be made operative. Under Clause 20 of the First Schedule of the Resource Management Act 1991, the date that the plan change becomes operative must be publicly notified. The public notice must be made at least 5 working days prior to the operative date. The earliest opportunity to publicly notify the operative date is 20<sup>th</sup> December 2007, so it is proposed to make Plan Change 14 operative on 3<sup>rd</sup> January 2008.

**Clrs Bunting/Davidson:**  
**That Council publicly notify the operative date for the approved Plan Change 14, with the plan change becoming operative on 3 January 2008**

**Carried**

**C.07/08.324** *Legal***Bylaw Review***L225-01*

Staff reported that under the Local Government Act 2002 (the Act) Council must review any of its bylaws made prior to 1 July 2003 by 1 July 2008. Bylaws made after 1 July 2003 must be reviewed 5 years from the date the bylaw came into force.

In 2002 Council concluded a major exercise in the review of its bylaws. All bylaws from the various amalgamated entities were condensed into the Marlborough District Council Bylaw 2002, covering such bylaws as public places, facilities, traffic, nuisances, dog control etc. Council now has the following bylaws:

- Marlborough District Council Bylaw 2002 (Chapters 1 – 12), made on 1 November 2002;
- Harbour Bylaw (Part V and Amendments 2, 3 & 4), last reviewed 1 November 2002;
- Navigation Bylaw 2000, made 15 December 2000;
- Tradewaste Bylaw 2001, made 1 July 2001;
- Navigation Bylaw 2002, made 1 October 2002; and
- Liquor Ban Bylaw 2004, made 20 December 2004.

It was noted that all Bylaws except for the Liquor Ban Bylaw need to be reviewed prior to 1 July 2008, and that if a bylaw is not reviewed prior to the date identified in the Act, the bylaw will expire two years from that date. The review must follow the procedures set down in the Act, which is the same procedure as creating a new bylaw.

It was agreed that the Environment Committee be delegated the role of reviewing the Bylaws, including the hearing of any submissions following the public consultation phase of the review and formulating a recommendation to Council on the final makeup of the Bylaws. Staff have commenced a review of the Bylaws and will report to the Environment Committee, on which bylaws should be retained and any changes recommended, in the new year.

**Clrs Barsanti/Bunting:**

1. **That the report be received.**
2. **That the Environment Committee be delegated the role of reviewing the Bylaws, including the hearing of any submissions following the public consultation phase of the review and formulating a recommendation to Council on the final makeup of the Bylaws.**

**Carried****C.07/08.325** *Property***Community Lease – 16 Henry Street***P180-01*

Staff reported that the building at 16-18 Henry Street has one side dedicated to Marlborough Plunket and the other side has had a long term tenant, Barnardos, who have now vacated the premises. The building is a very desirable community building and a registration of interest process was undertaken to gauge interest from other community groups in taking over the lease. All of the groups who have registered an interest would benefit from taking over this lease.

Due to the timing of the current tenant leaving and the registration process, the opportunity to present the information to the Community and Financial Planning Committee will not arise until February 2008. The interested community groups advised they would like a decision prior to Christmas as they all have existing leases and other issues that would need to be resolved prior to them shifting into the new building should they be successful. These groups also rely on volunteers who would assist in the shifting of premises.

**Clrs Maher/Davidson:**

**That delegated authority be given to Councillors Hope, Taylor and Andrews to decide on the successful registrant to take over the lease at 16 Henry Street.**

**Carried**

**C.07/08.326 *PExcluded* Decision to Conduct Business with the Public Excluded**

**Clrs Davidson/Bunting:**

**That the public be excluded from the following parts of the proceedings of this meeting, namely :**

- **Confirmation of Public Excluded Minutes**
- **Committee Reports (Public Excluded Sections)**
- **Council Appointments**
- **Building Work Undertaken Without Consent**

**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) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:**

<b>General Subject of each matter to be considered</b>	<b>Reason for passing this resolution in relation to each matter</b>	<b>Ground(s) under Section 48(1) for the passing of this resolution</b>
<b>Minutes and Committee Reports</b>	<b>As set out in the Minutes</b>	<b>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under Section 7 of the Local Government Official Information and Meetings Act 1987.</b>
<b>Council Appointments Building Work Undertaken Without Consent</b>	<b>In order to protect the privacy of natural persons, as provided for under Section 7(2)(a).</b>	<b>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under Section 7 of the Local Government Official Information and Meetings Act 1987.</b>

**Carried**

The meeting closed at 4.55 pm.

Confirmed this 21<sup>st</sup> day of February 2008

**A T SOWMAN  
MAYOR**

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