

12 September 2014

Record No: 14193580
File Ref: D050-001-02
Ask For: Mike Porter

Notice of Council Meeting – Thursday, 18 September 2014

Notice of the Council Meeting to be held in the Council Chambers, 15 Seymour Street, Blenheim on Thursday, 18 September 2014 to commence at 3.00 pm.

BUSINESS

As per Order Paper attached.

ANDREW BESLEY
CHIEF EXECUTIVE

Marlborough District Council

<p style="text-align: center;">Order Paper for the COUNCIL MEETING to be held in the Council Chambers, 15 Seymour Street, Blenheim on THURSDAY, 18 SEPTEMBER 2014 commencing at 3.00 pm</p>
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Open Meeting

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Marlborough District Council

**Order Paper for the
COUNCIL MEETING**
to be held in the Council Chambers, 15 Seymour Street, Blenheim
on THURSDAY, 18 SEPTEMBER 2014 commencing at 3.00 pm

1. Prayer

Almighty God,
Give your blessing to this District Council
And grant us such a measure of your wisdom
That we may have a right judgement in all things
And may worthily manage the affairs of this District.

Amen

2. Apologies

3. 2014 Rating Revaluation Movements

(Cllr Leggett) (Report prepared by M South)

R090-16

1. A representative of Quotable Value New Zealand will attend the meeting to speak on revaluation movements compared to the last revaluation in 2011.

RECOMMENDED

That the report be received.

4. Minutes

- 4.1 Confirmation of the Minutes of the Council Meeting held on 7 August 2014
(Minute Nos. C.14/15.45 to C.14/15.52)



**Minutes of a Meeting of the
MARLBOROUGH DISTRICT COUNCIL
held in the Council Chambers, 15 Seymour Street, Blenheim
on THURSDAY 7 AUGUST 2014 commencing at 3.00 pm**

Present

The Mayor A T Sowman, Cllrs J L Andrews, J A Arbuckle, J P Bagge, G S Barsanti, C J Brooks, B G Dawson, G I T Evans, T E Hook, P J S Jerram, J C Leggett, D D Oddie, L M Shenfield and T M Sloan.

In Attendance

Messrs A R Besley (Chief Executive), A P Quirk (District Secretary) and M J Porter (Democratic Support Manager).

Prayer

The meeting opened with a prayer.

The Mayor acknowledged the passing of John Brett, a long-time public overseer of Council activities.

C.14/15.45 Confirmation of Minutes -

The Mayor/Cllr Sloan:

That the Minutes of the Council Meeting held on 26 June 2014 (Minute Nos. C.13/14.472 to C.13/14.482) be taken as read and confirmed.

Carried

Committee Reports

C.14/15.46 Resource Hearing Committee Decision -

Cllrs Oddie Shenfield:

That the Resource Hearing Committee Decision as contained within the report dated 19 June 2014 (U130528) be received and the recommendations adopted.

Carried

C.14/15.47 Resource Hearing Commissioner Decisions -

Cllrs Arbuckle/Brooks:

That the Resource Hearing Commissioner Decisions as contained within the reports dated 24 March 2014 (U130758), 20 May 2014 (U130772), 21 May 2014 (U130797) and 17 June 2014 (U140074 & U140088) be received and the recommendations adopted.

Carried

C.14/15.48 Community & Finance Committee -

Members discussed the recommendation under Minute No. A.14/15.5 (Electoral System Review for 2016 and 2019 Triennial General Elections) to retain STV as the electoral system for future triennial general elections. Members noted the papers forwarded to them by Mr Terry Ford.

The following motion was moved/seconded and following debate (including whether a workshop on the issue should be held prior to any decision being made) on the issue was put to the vote:

Cirs Arbuckle/Bagge:

That the recommendation under Minute No. A.14/15.5 be replaced with the following:

That Council revert to the FPP (First past the Post) electoral system for the triennial general election in 2016 and 2019 and beyond.

Lost

Following the loss of the above motion a further motion was put to the vote:.

Cirs Evans/Arbuckle:

That the recommendation under Minute No. A.14/15.5 be replaced with the following:

That Council hold over any decision on the electoral system for future triennial general elections until a workshop has been held on the issue.

Lost

Under Minute No. A.14/15.7 (2015-25 Long Term Plan: Community Outcomes) it was sought to have *productivity* as one of the goals. It was pointed out that recommendation 2 under this minute covered that point.

A couple of points regarding the accuracy of the minutes were made, however the Mayor ruled that those points were not to be included in the minutes.

In relation to Minute No. A.14/15.6 (Commercial Events Fund) a motion to include Clr Arbuckle as a second Councillor representative on the Events Fund Sub-Committee was put to the vote:

Cirs Bagge/Jerram:

That recommendation 2. under Minute No. A.14/15.6 be replaced with the following:

That the Councillor representatives on the Events Fund Sub-Committee be Clr Andrews and Clr Arbuckle.

Carried

Cirs Leggett/Brooks:

That the Committee report contained within Minute Nos. A.14/15.1 to A.14/15.15 be received and the recommendations, as amended above, adopted.

Carried

C.14/15.49 Assets & Services Committee -

It was noted that the recommendation under Minute No. P.14/15.26 (Endeavour Park Pavilion – Financial Reporting) should have read that Clr Sloan was the mover, not the Mayor as he had tendered his apology for the meeting.

Further changes to the recommendations under Minute No. P.14/15.19 (Speed Limit Bylaw) were promoted. Following discussion the following motion was put to the vote:

Cirs Evans/Sloan:

That the recommendations under Minute No. P.14/15.19 be amended to read:

That Council adopt the Marlborough District Council Speed Limit Bylaw 2014 as consulted on with changes outlined below being ((i) to (iv)) made at the Assets and Services Committee meeting on 22 July 2014 and additions ((v) and (vi)) made at the Council meeting on 7 August 2014:

- (i) Retain existing speed limits in the Picton CBD but investigate to determine if additional traffic calming measures are necessary (refer Speed Limits Map 23).**

- (ii) Reduce Terrace Road, Gee Street and all of Boyce Street to 50km/hr (excluding the state highway (refer Speed Limits Map 8).
- (iii) Extend the 50km/hr speed limit 50m east along Old Renwick Road at Pak Lims corner (refer Speed Limits Map 8).
- (iv) Extend the 50km/hr Anakiwa Road speed limit 1,630m to Challies Bridge (refer Speed Limits Map 20).
- (v) Reduce Elliot Street (excluding the existing 165 metres of 50km/hr zone), Grantham Street and Steam Wharf Road to 70km/hr (refer Speed Limits Map 12).
- (vi) Extend the 50km/hr speed limit for the remainder of Fell Street (refer Speed Limits Map 12).

That the Marlborough District Council Speed Limit Bylaw 2014 becomes operational on 8 September 2014.

That Council schedule the next review of the Speed Limit Bylaw to commence January 2017.

Carried

Minute No. P.14/15.29 (Additional Dog Do Stations on the Taylor River Reserve) was discussed as the matter was lying on the table until this meeting. Clr Arbuckle (the Chair of the Animal Control Sub-Committee) advised that the issue of Dog Do Stations had been investigated and that a solution involving *Poo Pod Stations* that affix to rubbish bins had been found. It was noted that signage is part of the Station.

Clrs Arbuckle/Sloan:

That one *Poo Pod Station* (attached to a rubbish bin) be purchased from the Animal Control budget for trialling at a specific location and that approval be given for two more *Poo Pod Stations* to be purchased from the same budget following a successful completion to the trial, as determined by the Chair of the Animal Control Sub-Committee.

Carried

Clrs Sloan/Leggett:

That the Committee report contained within Minute Nos. P.14/15.16 to P.14/15.35 be received and the recommendations adopted.

Carried

C.14/15.50 Environment Committee -

Clr Jerram spoke on a submission being made to OSPRI on how TB funding is to be collected. He advised that a sub-committee of Clrs Jerram, Brooks and Barsanti, and Mr Beech have been tasked with making the submission.

Clrs Jerram/Brooks:

That the Committee report contained within Minute Nos. R.14/15.36 to R.14/15.44 be received and the recommendations adopted.

Carried

C.14/15.51 Regional Transport Committee -

Clrs Sloan/Leggett:

That the Committee report contained within Minute Nos. X.13/14.469 to X.13/14.471 be received and the recommendations adopted.

Carried

C.14/15.52 Decision to Conduct Business with the Public Excluded -

The Mayor/Clr Sloan:

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)
- Property Issues
- Contract Review

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:

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
Minutes and Committee Reports	As set out in the Minutes	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.
Contract Review	In order to protect the privacy of natural persons, as provided for under Section 7(2)(a).	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.
Property Issues	To enable the Council, as holder of the information, to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) provided for under Section 7(2)(i)	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.

Carried

The meeting closed at 5 00 pm.

Confirmed this 18th day of September 2014

A T SOWMAN
MAYOR

Record No. 14193358

5. Committee Reports

5.1 Resource Hearing Committee Decisions (also refer to separate attachment)

Resource Hearing Committee Hearings held on 14 April 2014 (U130670), 23 July 2014 (U140005) and 5 August 2014 (U140027)

Full copies of the Decisions are **separately attached** to the Agenda.

A summary of these Decisions follows:

Schedule of Resource Hearing Committee Decisions

Pages	Date	Subject	Decision
1 - 21	14 April 2014	Marlborough District Council - Application for Resource Consent - Water Permit (Take Underground Water & Use Water) - Hardings Road, Riverlands (U130670)	GRANTED Water Permit (Take Underground Water & Use Water) to take and use underground water from wells P28w/1147 and P28w/1148 on Pt Sec 28 Opawa District up to a maximum rate of 5650 cubic metres per day for industrial use in the Riverlands Industrial Estate, Cloudy Bay Business Park, Mount Riley Winery, Pernod Ricard Winery, domestic water supply and for the irrigation of 108 hectares of pasture, crops and vineyards.
22 - 39	23 July 2014	J Dykstra - Application for Resource Consent - Coastal Permit - Ngakuta Bay, Grove Arm (U140005)	GRANTED Coastal Permit for an existing swing mooring (M85) located in Ngakuta Bay.
40 - 61	5 August 2014	G H & C M Mander and K L Withell (as trustees of the Easthaven Trust) - Application for Resource Consent - Coastal Permit - St Omer Bay, Kenepuru Sound (U140027)	GRANTED Coastal Permit for an existing 55 metre long concrete groyne and associated guide poles and boat launching ramp in St Omer Bay; and new coastal permits (replacing U990964 and U990972) for three existing swing moorings (M424, M425 & M432) located in St Omer Bay.

5. Committee Reports

5.2 Community & Finance Committee

Community & Finance Committee Meeting held on 26 August 2014
(Minute Nos. A.14/15.53 to A.14/15.64)

A.14/15.54 Insurance Renewal and Risk Financing Update C500-009-002-001-14

Greg Townsend, Risk Manager, presented a report outlining Council's insurance arrangements and their cost, following the annual insurance renewal process; and provided information and options for funding infrastructural asset damage repairs following a significant disaster event.

Mr Townsend advised that Council's annual insurance renewal has taken place in a "softening" commercial market.

Local Government New Zealand has announced two industry reviews relevant to how councils manage disaster damage and consequential repair costs.

The total cost of insurance measures for 2014/15 has increased by a relatively small amount compared to the previous renewals, despite increases in asset values.

Council uses various arrangements to transfer or fund significant levels of risk, balancing the premium or fund contribution costs against the risks associated with various levels of self-insurance.

Continuing and escalating demands on the dedicated assets disaster repair reserves has meant that these are no longer adequate at their present levels. Therefore it was recommended that the difference between Council's internal and external borrowing costs which is projected to be \$2.2M this year is credited to Council's Emergency Reserves and is used to fund flood damage and earthquake strengthening work.

A number of questions/comments were posed at the meeting. In response to a query on what *replenished* meant and how long it was expected to take to get to that point, Mr Townsend responded that it meant Council has sufficient funds in reserves to meet Council's own obligations for funding infrastructural asset damage and whilst it is estimated at this point the replenishment could take 5 years, given regular damaging events this could take much longer. Mention was made of the inadvisability of not having due regard to the real effects of climate change and the ensuing consequential damage to Council infrastructure assets. A question was raised on Maximum Probable Loss - how often this was reviewed, and why there was such a big jump in MPL loss as compared to the last report.

**Clrs Oddie/Arbuckle:
That Council:**

- 1. continue to cover risks to its assets through a combination of mutual funding, commercial insurance and self-insurance arrangements;**
- 2. agree to transfer Council's annual General Revenues surplus to the Infrastructure Asset Damage Reserves as compared to Accumulated Funds until such time as these Reserves are replenished.**

Carried

NOTE: Clr Dawson requested his vote against the above motion be recorded.

ATTENDANCE: The Mayor attended the meeting at 9.40 am.

A.14/15.55 Resident Satisfaction Survey 2014 S300-R13-002-02

Dr Virgil Troy of SIL Research, Hawkes Bay, undertook the 2014 Resident Satisfaction Survey on Council's behalf and gave a presentation of the results.

Cllrs Sloan/Barsanti:
That the report be received.

Carried

A.14/15.57 Picton Parking Strategy R800-002-03

A report was presented to the Committee by the Support Services Manager to consider the car parking review for the Picton Central Business District (PCBD).

Traffic Design Group (TDG) have undertaken car parking studies for the Picton CBD in 2001, 2006 and recently in 2011. No further studies were undertaken due to the uncertainty generated by the Clifford Bay investigations as a base for KiwiRail's road and rail ferry operations. Subsequently with the announcement that Clifford Bay would not be considered as a port, the future of Picton as a port is secure.

The key areas that the study focused on were – Parking duration – measures duration of occupancy and also compliance; Future parking demand – whether there is a need to increase the total number of parks available for public use to meet future demand; and Parking occupancy – i.e. the occupation of the differing types of parks available at various times of the day and week. Assesses whether there is sufficient supply of differing types of parks.

The surveys showed that visitors and shoppers predominantly occupied the public spaces on and off street and that there was little evidence of use by all-day commuters. This was an issue in 2006 and the enforcement provisions introduced at this time has resulted in significant improvements in compliance.

A number of recommendations from the Traffic Design Group, to assist with the parking issues in Picton from their 2011 parking study, were summarised in the report to the Committee.

The Committee recommended that implementation and consultation on the Traffic Design Group recommendations be developed further for Council consideration. Councillors were aware of the peak summer season approaching and were therefore supportive of any changes to the Picton Parking Strategy being implemented after Easter 2015.

Questions asked related to the consultation process and long term parking on Port Marlborough land.

Cllrs Oddie/Shenfield:

- 1. That the Traffic Design Group recommendations for parking in the Picton CBD be noted.**
- 2. That implementation and consultation on these recommendations be developed further for Council consideration.**

Carried

ATTENDANCE: The meeting adjourned at 10.45 am and reconvened at 11.00 am.

A.14/15.58 2015-25 Long Term Plan - Community Outcomes S300-005-01

The Committee was asked to consider a proposed set of 'Smart and Connected' Community Outcomes for inclusion in the Draft 2015-25 Long Term Plan.

The Strategic Planning and Economic Development Manager, Neil Henry, advised the Committee that it is a requirement of the Local Government Act that each Council develops a set of Community Outcomes. The form that these Outcomes take has changed in recent years as a result of changes to the Act. The requirement of the Act is that Outcomes relate only to Council provided services.

A.14/15.60 Interim Financial Report for Council – Period Ended 30 June 2014 F045-06

The Corporate Finance Manager presented the interim year-end results for the 2013-14 year.

It was reported that the draft Annual Report is currently being compiled to enable Audit New Zealand to provide Council with an opinion on the financial statements. There is a legislative requirement for Councils to adopt their Annual Report by 31 October each year. The audit opinion will be provided in time for Council to adopt the final financial statements at a Special Council meeting scheduled for 30 October 2014.

Changes to the interim financial results will occur as preparation of the Annual Report is finalised.

The interim results for the year ended 30 June 2014 showed a surplus of \$8.36M which is \$6.34M higher than budget for the year including Council's approved 2012-13 Carry Forwards. Revenue is \$5.82M more than budget, including an additional \$1.74M in gain on sale of assets and \$1.46M in Marlborough Regional Forestry distributions. This together with less than anticipated expenditure of \$0.52M resulted in the expected surplus being well ahead of budget.

Budgeted capital expenditure for the year was \$45.19M including \$19.1M of carryovers from the 2012/13 financial year. Net actual expenditure of \$21.32M (\$29.98M last year) was less than expected for the year by \$23.87M. Significant carryovers to 2014/2015 of approximately \$18.45M were reported on.

Cirs Arbuckle/Oddie:

That the interim financial report for the period ended 30 June 2014 be received.

Carried

A.14/15.61 2013-14 Budget Carry-Overs F220-002-020-13-14

A number of works scheduled for completion in 2013-14 did not proceed (or were not completed) for a variety of reasons. Details of those works were recorded on the schedule presented to the Committee.

Since funding for those works was determined in the 2013-14 Annual Plan, Council approval was sought to amend the 2014-15 budgets to reflect those 'carry-overs'. Carry-overs total \$7,222,344.

Cirs Arbuckle/Barsanti:

That the 2014-15 budgets be amended to incorporate the 2013-14 carry-overs.

Carried

A.14/15.62 Debtors Overdue Report as at 31 July 2014 F220-002-020-13-14

The Debtors report as at 31 July 2014 was presented to the Committee for information.

It was reported that the 30-90 days balance included \$316,338.80 of 30 days debtors. Payment from four large debtors totalling \$145,070.58 was received in early August.

The Property Leases and Licences Debtors' report as at 31 July 2014 was also presented to the Committee for information. It was noted that current and total balances fluctuate monthly depending on individual leases and invoicing periods e.g. monthly, quarterly, six monthly or annual.

Cirs Barsanti/Arbuckle:

That the information be received.

Carried

A.14/15.63 Rates Reports as at 31 July 2014 F270-28-13

The Rate Levies Status report, Rate Arrears Aged Balance report as at 1 August 2014 and Water Billing Debtors report as at 31 July 2014 were presented for councillors' information.

It was reported that Council has collected 2.74% of the overall rates levied for 2014-2015 (inclusive of arrears) compared with 4.57% at this time last year. The lower collection percentage reflects that this year's report was prepared two weeks earlier than last year and is only five weeks into the financial year.

Since the final day for payment of 2013-14 rate instalment four on 10 June 2014, 789 reminder letters were posted due to non-payment; 234 received a second letter and will require further follow up action.

Council commenced processing rate rebate applications on 1 August 2014 and designated staff will be available for the first six weeks to assist ratepayers to complete their applications. The Corporate Finance Manager commented that as at the day of the meeting, 1010 applications had been received which compared favourably with last year's figures.

The 90 days balance in the Water Billing Debtors report had reduced since June.

Cllrs Shenfield/Brooks:
That the report be received.

Carried

A.14/15.64 Decision to Conduct Business with the Public Excluded -

Cllrs Leggett/Sloan:
That the public be excluded from the following parts of the proceedings of this meeting, namely:

- Debtors' Overdue Report

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:

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
Debtors' Overdue Report	In order to protect the privacy of natural persons, as provided for under Section 7(2)(a).	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.

Carried

The meeting closed at 11.50 am.

Record No: 14184878

5. Committee Reports

5.3 Regional Planning & Development Committee

Regional Planning & Development Committee Meeting held on 28 August 2014
(Minute Nos. D.14/15.65 to D.14/15.81)



**Report and Minutes of a Meeting of the
REGIONAL PLANNING & DEVELOPMENT COMMITTEE
held in the Council Chambers, 15 Seymour Street, Blenheim
on THURSDAY 28 AUGUST 2014 commencing at 9.00 am**

Present

Councillors T E Hook (Chairperson), Mayor Sowman, G I T Evans, P J S Jerram, J C Leggett, D D Oddie and T M Sloan.

In Attendance

Councillors B G Dawson, G S Barsanti, C J Brooks, J P Bagge, J L Andrews, J A Arbuckle, and L M Shenfield, Mr P Hawes (Manager, Environmental Policy) and Mr N Henry (Manager, Strategic Planning and Economic Development) and N Chauval (Committee Secretary).

The Chairman advised members that Item 10, Destination Marlborough – Annual Report, will be heard first due to a scheduling conflict.

ATTENDANCE: Nigel Gould, Chairman, Destination Marlborough and Tracy Johnston were present for the following item.

**D.14/15.65 Destination Marlborough – Annual Report
E100-004-01**

Mr Nigel Gould, Chairman, Destination Marlborough Trust along with Mrs Tracy Johnston, General Manager, presented the Activity Report from July 2013 – July 2014 to the Committee. It was noted that a copy of the Trust's audited annual accounts will be provided at a subsequent meeting of this Committee.

Members were advised that Destination Marlborough has achieved a small operating surplus which gives an indication that the Trust can be financially sustainable. The two i-SITES in Blenheim and Picton maintained strong levels of sales with Picton, in particular, achieving an outstanding overall trading result. Mr Gould noted that steps are being taken to strengthen the conference market. This is being made easier with the theatre project taking physical shape so potential clients are able to see that it is happening and therefore Destination Marlborough is able to market it with confidence.

It was reported that Destination Marlborough, along with others within Marlborough, are proposing a more integrated approach to marketing the region's attractions and services with the potential combining of tourist, convention, and event roles within a unified economic strategy. This will be supported by the development of the Marlborough Story which is expected to be released to coincide with Marlborough Anniversary Weekend.

Mr Gould discussed the wide range of highlights that occurred during the reporting period. Mr Gould noted that operators reported bookings and visits from international visitors were as a direct result of the coverage received from events like the Royal Visit. It was also reported that cruise ship visits more than doubled from previous years.

Members were advised that there will be ongoing communication with Picton businesses, tourist operators and the community to develop closer relationships now that a decision has been made on Clifford Bay.

It was noted that one area the Destination Marlborough team will be working on is a range of marketing initiatives within New Zealand and abroad to position Marlborough as a compelling destination to visit. With a priority on smoothing seasonality, domestic and Australia consumer marketing initiatives will be targeted toward driving visitation in the shoulder seasons.

Members were advised that the development of The Marlborough Story, led by the Marlborough District Council, means this year Destination Marlborough will focus on transforming all marketing and communication resources to reflect the values and themes of the Marlborough Story.

Alongside the tactical activity work programme, Destination Marlborough will be working in conjunction with the Marlborough District Council to facilitate the development of an industry strategy for the visitor economy as a result of the Smart and Connected Innovation Stocktake. The outcomes of this strategy will inform the prioritisation of activities and focus for Destination Marlborough in the future.

There was general discussion on Destination Marlborough's current and future KPI's targeting conferences and Picton as a gateway to the Sounds. It was agreed that a point on this needed to be added to the original recommendation.

In response to a question on whether businesses were being subsidised by Destination Marlborough to attend particular events, Mrs Johnston confirmed that that is the case but the operator, as part of the agreement, are there to promote Marlborough as well. It was noted that it is a cost effective way of marketing Marlborough to a large number of events.

The Trust's 2015 targets were also questioned and the Trust agreed to relook at them.

Members were advised that the financial accounts are only draft at this point and it was agreed that word audit be replaced with draft.

Clrs Leggett/Jerram:

That Destination Marlborough Trust's draft financial accounts for the year ended 30 June 2014 and its 2014/2015 Business Plan be received.

Clrs Leggett/Evans:

That Destination Marlborough produces a report to be presented to this Committee on the outcomes of the Trust's review of its performance targets.

Carried

ATTENDANCE: Clr Bagge withdrew from the meeting.

D.14/15.66 Review of the RPS, MSRMP and WARMP – Six Month Report

R425-02-00, M090-02-00

The report to the Committee provided an update on progress on the review of the Regional Policy Statement (RPS), Marlborough Sounds Resource Management Plan (MSRMP) and Wairau/Awatere Resource Management Plan (WARMP) following the most recent progress report to the Regional Planning and Development Committee in February this year.

Members were advised that the focus of the review process over the past six months has been on commencing the review of marine farming provisions and advancing the review of regional and district rules.

The Committee were advised that a Water Allocation Working Group (WAWG) has been established which meets on a monthly basis to identify and develop options for managing the full and over allocation of water resources in Marlborough. The draft Regional Policy Statement (RPS) and Resource Management Plan provisions were to be confirmed at a meeting of the Group on 22 August 2014. The next step is to commence consultation with water users on the options selected. WAWG will brief the Committee before this process commences.

It was reported that a significant focus in terms of mapping over the past six months has been reconciling river and coastal marine area boundaries relative to cadastral boundaries to establish an appropriate boundary for the relevant zones.

The Committee heard that there have been planning processes occurring over the past six months that have diverted staff resources from the review process. However, subject to there being no further plan changes being notified, or requests for plan changes being made, there are limited plan maintenance matters programmed for the current financial year. There is therefore the opportunity to make a concerted effort to complete the drafting of regional and district planning rules over the next six month period (to February/March 2015).

Cirs Jerram/Leggett:

- 1. That the information be received.**
- 2. That the frequency at which the Committee is considering draft RPS provisions be increased.**
- 3. That the Committee rely on draft RPS policy to signal likely rule thresholds for different activities, except where there is a substantive change to the existing rule thresholds or where the rules are likely to be contentious.**

Carried

ATTENDANCE: Barry Johnson and Roger Bannister, Ministry for the Environment were present for the following item.

D.14/15.67 Release of the National Policy Statement for Freshwater Management 2014 L225-09-04

Mr Johnson presented to the Committee information on the release of the National Policy Statement for Freshwater Management (NPSFM) 2014 and outlined the potential implications of the amendments for the Committee.

Members were advised that the NPSFM 2011 has been replaced with NPSFM 2014 following consultation and consideration by Ministers. It now includes a clear expression of iwi values and a national objectives framework. Mr Johnson noted that it is not a linear process but a collaborative one designed and built by community input. The NPSFM 2014 has effect from 1 August 2014.

It was noted that Council staff have commenced the process of scoping the requirements of the NPSFM 2014 in order to better understand the task of giving effect to the new direction. The Committee will be kept informed of progress and it is likely that specific work programmes will also be reported through to this Committee and/or the Environment Committee.

Most of the changes provide helpful clarification for the Council but there are a number of matters having the potential to impact on the Council's work programme.

Clr Jerram noted that he is aware there are some streams in Marlborough that have been established as being of good quality against the national objectives framework but which are considered to be degraded in a local context, and asked whether the quality of the water can still be improved under these new assessments. The members heard that the Council has the jurisdiction to determine the appropriate attribute states for each water management unit and that there is a requirement to maintain or improve overall water quality.

The members were advised that there is a new section CC, that has been included in the NPSFM 2014. The provisions of this section required the Council to establish and operate accounting systems for both freshwater quality and quantity.

The Committee was advised that the Ministry for the Environment intends to progressively provide guidance material for the implementation of the NPSFM. This will assist with the implementation task that the Council has under the NPSFM 2014.

Mr Hawes noted that there may be additional monitoring costs as there is likely to be new and additional sites identified. Mr Hawes also noted that there are a number of remote rivers where increased monitoring events need to be made even though there is not a lot of demand on these rivers.

Cirs Jerram/Oddie:
That the information be received.

Carried

D.14/15.68 Assessing Natural Character in Marlborough's Coastal Environment and for Selected Marlborough Rivers R425-02-15

The following reports, 'Natural Character of the Marlborough Coast' and 'The Natural Character of Selected Marlborough Rivers and their Margins', were presented to the Committee as the results of the natural character assessments that have been undertaken for Marlborough's coastal environments and rivers. Members were advised that a Councillor briefing on the material has been organised for 11 September.

It was reported that the outputs from both reports are to assist to fulfil the Council's responsibilities under the Resource Management Act in relation to the preservation of the natural character of the coastal environment (including the coastal marine area) wetlands, and lakes and rivers and their margins, and the protection of them from inappropriate subdivision, use and development. The outputs are proposed to be included within the new RPS and resource management plan.

It is intended that the reports will be publically available on the Council's website, and in hard copy, and the public will be able to provide feedback on the reports. It was agreed that a copy of the reports be supplied to the public library.

The members were advised that the reports can also be used in the consideration of resource consent applications and plan changes prior to the new RPS and resource management plan being notified.

Cirs Evans/Leggett:
That the reports 'Natural Character of the Marlborough Coast – Defining and Mapping the Marlborough Coastal Environment June 2014' and 'The Natural Character of Selected Marlborough Rivers and their Margins':

- a) **Be received by the Committee; and**
- b) **Be made publically available on the Council's website.**

Carried

ATTENDANCE: Geoff Dick, Rivers and Drainage Engineering Manager, was present for this item.

ATTENDANCE: C/r Arbuckle declared a conflict of interest in this matter and withdrew for this item.

D.14/15.69 Growing Marlborough - Renwick U045-04-03-01

The report presented by Mr Dick was to draw the Committee's attention to an issue with the proposal for providing for residential growth in Renwick included in "Growing Marlborough".

Members were advised that considerable flood improvement works have been undertaken since the mid – 1990s to give a good level of protection to existing houses and farm/lifestyle land. However, there now needs to be consideration given to what further flood improvements/understanding of the existing and future flood risk is required to support a zone change from Rural 3 to large lot residential.

It was reported that there have been five resource consent applications received to subdivide land on the lower terrace north of Renwick. It was noted that three of those applications have been processed and granted with conditions of consent requiring minimum floor levels for habitable dwellings.

Mr Dick advised members that the Council's Rivers Engineers have been considering the effect of subdividing this rurally zoned land as part of the process of providing technical input on these applications. In a 1 in 50 year event, it is expected that Gibsons Creek will escape from its channels and cause extensive flooding and ponding.

The flood risk to residential development on the lower terrace north of Renwick was considered at the time of developing a proposal for Renwick's growth. The proposal released for public consultation clearly identifies that the area could be subject to ponding in the event of flooding from Gibsons Creek.

Although some limited channel upgrade works were completed in the early 2000s, there has been no follow on hydrological analysis completed to confirm whether sufficient capacity exists to provide adequate flood protection to support a more intensive residential development of the land than is currently the case.

The Committee was advised that the Council's Rivers Engineers have concerns regarding the suitability of the land for more intensive residential development due to the flood hazard risk and are of the opinion that the proposal to rezone the 57 hectares of land north of Renwick for large lot residential use not be pursued until further hydrological analysis clearly identifies the level of risk of flooding. They recommended that the land not be rezoned as part of the review of the WARMP and instead would recommend further evaluation of Gibsons Creek capacity and stormwater volumes.

The members were advised this could possibly take 18 months at which time a report would be submitted to this Committee. Members agreed that 18 months was a suitable length of time and that it was good governance to ensure all risks were considered and mitigated regarding any potential effects of flooding.

Members were also advised that it does not preclude people from applying for resource consents.

Cirs Oddie/Evans:

- 1. That the information be received.**
- 2. That the proposal to rezone 57 hectares of land north of Renwick for large lot residential use included in Growing Marlborough not be pursued until further hydrological analysis is undertaken.**
- 3. That a notice be placed in the combined advertisement in the Marlborough Express to inform the community of this decision.**

Carried

This was previously agenda Item 14 - Business Trust Marlborough and was moved forward due to time constraints of presenters.

ATTENDANCE: The meeting adjourned at 11.00 am and resumed at 11.10 am.

ATTENDANCE: C/r Andrews left the meeting. Sarah Holmes, Manager, Nelson Tasman Business Trust and Sue Avery (small business adviser) were present for the following item.

D.14/15.70 Business Trust Marlborough
E100-005-007-01

Ms Holmes and Ms Avery presented an overview of the Business Trust which was established to provide start-up business advice in Marlborough.

The members were advised that a limited service has been provided in Marlborough by Nelson Tasman Business Trust (NTBT). The sustainability of this arrangement was becoming difficult as the demand for start-up advice has been increasing in Marlborough and it has been difficult to meet that demand without any funding available from this District. Following discussions with NTBT it was recommended that the best long term option for Marlborough was to establish a Marlborough based organisation with local trustees.

NTBT agreed to oversee the creation of the new organisation in Marlborough. The process to set up the legal entity is underway and a number of individuals have been identified who all have agreed to participate in the governance of the Trust. It was reported that there are currently 10 mentors for the 2013-14 but there is definitely the need for more.

Ms Holmes noted that in September Blenheim will host its first Mentor Training Day.

The members were advised that the Trust is also developing a relationship with the local Chamber of Commerce who are referring people wishing to make contact with business mentors and also new businesses looking for support and direction.

It was queried whether there were any identified areas of expertise that the Trust would like mentors in. Ms Avery reported that IT and marketing along with general skills are all areas that they would like to increase their expertise on.

The Committee congratulated the Trust on their successes to date and requested that they be provided with a future update on their progress.

Cirs Jerram/Sowman:
That the information be received.

D.14/15.71 Making Plan Change 24 (New Zealand King Salmon Co. Limited Plan Change Request) Operative
M135-15-24-16

The report provided to the Committee recommended that Plan Change 24 be made operative.

The plan change request has been heard and determined by a Board of Inquiry. All appeals to the plan change have now been heard and determined. A schedule of changes to the Marlborough Sounds Resource Management Plan that gives effect to the Board of Inquiry's decision, as modified by the Supreme Court decision has been prepared and was attached to the agenda item.

The final processes to make Plan Change 24 operative were for the Council to adopt the plan change and for the Minister of Conservation to approve the plan change.

The Committee was advised that the Council adopted the plan change on 15 May 2014 and was subsequently approved by the Minister of Conservation on 18 August 2014.

On becoming operative, the provisions of Plan Change 24 become incorporated into the Marlborough Sounds Resource Management Plan.

The Council has adopted this schedule of changes and the Minister of Conservation has approved this schedule of changes. It is recommended that the Council now publicly notify (on 4 September 2014) an operative date of 11 September 2014.

Cirs Jerram/Evans:

That the operative date of Plan Change 24 be publicly notified as Thursday, 11 September 2014.

Carried

ATTENDANCE: Mark Caldwell, Planning Technician was present for the next three items.

D.14/15.72 Plan Changes 23 & 58 Wind Machines for Frost Protection

W045-15-62-04, M135-15-27-04

The purpose of this report is to approve the plan changes addressing the use of wind machines for frost protection.

The Committee heard that wind machines for frost protection have become ever more common in Marlborough and although they are permitted, subject to meeting certain standards, it was noted that the noise generated by the wind machines had resulted in ongoing complaints from neighbouring residents.

Through investigating the complaints the conclusion was drawn that the rules in the Resource Management Plans were not effective in managing the issue. Consequently a plan change to each of the Marlborough Sounds and Wairau/Awatere Resource Management Plans was prepared to address the use of wind machines for frost protection.

The Plan Change provisions, in accordance with the final decision of the Environment Court, were attached to the agenda item.

The Committee was advised that the intent of the provisions determined by the Council were generally endorsed by the Court. The requirements for noise sensitive activities and the management of frost fans were adjusted by the Court. The Court also determined that a penalty for noise sensitive activities was not required in the Awatere catchment.

Cirs Leggett/Sowman:

- 1. That Plan Change 23 to the Marlborough Sounds Resource Management Plan and Plan Change 58 to the Wairau/Awatere Resource Management Plan be approved in accordance with Clause 17 of the First Schedule of the Resource Management Act 1991.**
- 2. That the operative date for the approved plan change provisions be notified on the first Thursday after the next full Council meeting.**

Carried

D.14/15.73 Plan Changes 64, 65, 66, 67, 69 & 71

W045-15-64-04, W045-15-65-04

W045-15-66-04, W045-15-67-04

W045-15-69-04, W045-15-71-04

The purpose of this report is to approve plan changes for the rezoning of land for Blenheim's Urban Growth.

Proposed Plan Changes 64 – 71 were the culmination of strategic work undertaken by the Marlborough District Council known as "Growing Marlborough" which commenced in 2009. A Commissioner hearing was conducted whereby plan change 68 and plan change 70 were declined.

Plan Changes 64, 65, 66, 67, 69 & 71 implement the necessary framework to accommodate residential development. Specifically to rezone five separate areas from Rural 3 to Urban Residential 2 Greenfield Zones. The new provisions resulting from decisions on these Plan Changes were included with the agenda for members' information.

The Committee was advised that there were no appeals lodged with regard to the decisions and therefore the next step in the process is for those provisions to be approved so that they may be incorporated into the Wairau/Awatere Resource Management Plans.

The Committee thanked Mr Caldwell and those involved for the significant effort in working through these plan changes.

Cirs Sowman/Sloan:

- 1. That the decisions on Plan Changes 64, 65, 66, 67, 69 & 71 to the Wairau/Awatere Resource Management Plan be approved in accordance with Clause 17 of the First Schedule of the Resource Management Act 1991.**
- 2. That the operative date for the approved plan change provisions be notified on the first Thursday after the next full Council meeting.**

Carried

**D.14/15.74 Plan Changes 47 - Tremorne Avenue
Rezoning & Plan Change 72 -
Marlborough Ridge Rezoning
W045-15-47-03, W045-15-72-03**

The purpose of this report is to provide an update on the two plan changes and to recommend the authority to hear and make decisions on the submissions on the plan changes be delegated to a sub-committee.

It was reported that the authority to hear and make decisions on submissions to plan changes is delegated to the Regional Planning and Development Committee. However, due to the impracticalities of having the whole Committee attend the hearings the authority is usually delegated to a sub-committee, specially formed for the purpose of hearing and making decisions on the plan changes.

The recommended sub-committee would consist of Councillors David Oddie, Jamie Arbuckle and Laressa Shenfield and be delegated powers to hear and make decisions on submissions to Plan Changes 47 and 72 to the Wairau/Awatere Resource Management Plan.

Following general discussion the Committee agreed that the three members recommended provided the skills, expertise and representation necessary for positions on this Sub-committee. Cllr Brooks noted that she will attend the hearings as an observer.

The Committee was advised that both plan changes were notified on 3 July 2014. The closing date for receiving submission was the 14 August 2014 and there have been seven submissions on Plan Change 47 and five submissions on Plan Change 72 received to date.

Cirs Sowman/Evans:

- 1. That the information be received.**
- 2. That a sub-committee be formed consisting of Councillors David Oddie, Jamie Arbuckle and Laressa Shenfield.**
- 3. That the sub-committee be delegated the power to hear and make decisions on submissions to Plan Changes 47 and 72.**

Carried

D.14/15.75 Launch of EPlan
R425-01, M135-01, W045-01

Mr Hawes gave a short presentation to the Committee on the EPlan.

Members were advised that over the past eight months the Environmental Policy and Information Technology Groups have developed a digital version of the Marlborough RPS, Marlborough Sounds Resource Management Plan and Wairau/Awatere Resource Management Plan. Following internal and external testing, the EPlan was launched as the latest online service on 11 August 2014.

The EPlan is a digital version of the Council's resource management framework. It is spatially based utilising GIS. This provides a significant advantage over the current electronic versions of allowing users to search for specific properties or areas. The resource management plan content is then provided for the property or area selected. This includes zoning information, zone rules and other relevant provisions, such as heritage sites, designations and hazard overlays.

Mr Hawes noted that there is a comments box on the screen and users are encouraged to provide feedback ensuring the service evolves to continue to meet client needs.

The Mayor acknowledged the work done by Ms Young and Mr Hawes' teams in producing this exciting new development for use by Council staff and the public. It was acknowledged that Council is becoming a leader in this area which is something Council can be proud of.

Cirs Evans/Leggett:
That the information be received.

Carried

This was previously agenda Item 15 and was moved forward due to time constraints of presenters.

ATTENDANCE: Gerald Hope and John Patterson of MRC and Mark Ward of Massey University were present for the following item.

D.14/15.76 Marlborough Food and Beverage
Innovation Cluster - Report 2013/14
E100-009-01

The report presented to the Committee provided an update on the Marlborough Food and Beverage Innovation Cluster (MFBI) over the year 2013/14. Mr Hope tabled a short paper entitled 'What We Can Learn from the 2013 Census (NMDHB)' for the members' information prior to the presentation.

Mr Hope thanked Council for its financial support and noted that the cluster is gaining traction and will exceed budget which is a good thing as this indicates the cluster is on the right track and people are using the service. Mr Hope also noted that the balancing of resources and meeting the expectations of participating companies is difficult. However, the investment in the cluster is expected to enable it to reach self-sufficiency within the next three years.

Mr Ward then went on to advise members that a number of businesses from outside the region are expressing an interest in joining the cluster. He did note that all interested parties are encouraged to develop their businesses from within Marlborough, and that their participation benefits Marlborough.

Mr Ward identified and spoke on the following highlights for the year:

- Tarac Technologies Ltd – establish in Marlborough as a solution provider for Marlborough Wine industry solid and residual liquid waste.

the Top 6 things to do in "This and That" magazine has been initiated and advertising is currently being designed to be run in the Visitors Guide and Discover Magazine. Promotions and reminders for people to list on Follow-ME will be on-going till the website is more established.

The Commercial Events Fund was launched on 12 August with the application form being available on the Council website. The fund closes on 30 September.

Ms Witehira advised members that quotes are being sought for the delivery of the Economic Impact Report for the Marlborough Wine and Food Festival 2015.

Members were advised that a letter has been sent by the Mayor to various political party candidates regarding reviewing legislation on Easter Trading to allow businesses to apply for an exemption over this period.

Cirs Sloan/Evans:
That the information be received.

Carried

ATTENTION: Neil Henry, Manager, Strategic Planning & Economic Development was present for the next two items.

**D.14/15.78 Smart and Connected Project Update and
Work Programme 2014/15
E100-010-01, E100-010-03, E100-010-07**

The report to the Committee provided an update to Council on progress with internal and external implementation of Smart and Connected. The report also provided updates on the economic development projects and outlined the work programme for the Smart and Connected project for 2014/15.

Mr Henry advised the Committee that the Wood Sector industry group has completed its facilitation support stage and the group is fully up and running. David Robinson, Chief Operating Officer of Nelson Forests Ltd has been appointed Chair of the group. The first Wood Sector Industry Strategy has been agreed and work is already underway on a number of initiatives. This strategy was circulated to the Councillors at the meeting.

The Visitor Economy industry group project is well underway with 40 industry interviews completed, and an industry event took place on 14 August.

Two successful outcomes of the recent Havelock community implementation project have been achieved since the last meeting. It was reported that the application to the Department of Internal Affairs for funding for community facilitation has been successful and a fully funded community development officer will be employed by Havelock Community Association for three years.

Integration of the Smart and Connected framework into the 2015-25 Long Term Plan is underway. As agreed at the Community and Financial Planning Committee Meeting in July the revised outcomes will be presented to that Committee for approval. Also the Levels of Service workshops that are currently underway have included a Smart and Connected assessment for each activity to enable councillors to assess the alignment of the activity with the framework.

The Smart and Connected programme received additional funding for the year 2014/15 and a number of projects included in the work programme were outlined to the Committee. Mr Henry advised that a new position has been created to assist in the implementation of this project, interviews will take place shortly.

Cirs Evans/Sloan:
That the information be received.

Carried

**D.14/15.79 Economic Development Project Update
and Work Programme 2014/15
E100-009-01, E100-005-002-01, E100-010-02**

The report provided an update to the Committee on progress with economic development projects as part of the Smart and Connected programme.

The development of the Marlborough Story and visual identity have been completed and a date for the launch of the Story is being planned by the project's governance group.

It was reported that Smart Business Marlborough has been successful in securing Marlborough as a location for a Hollywood movie being filmed in here in September. This opportunity will provide a significant increase in profile for the region along with economic benefits from the 70 cast and crew that will be based in the region for 4-6 weeks. Mr Henry advised that pre-production for the movie has commenced.

Via the Sister City sub-committee a project to develop links with China has got underway. This project is investigating the options for an industry led relationship with a region or city in China following a number of contacts made during the last 12 months.

Members were advised that a review of economic development, tourism, events and conferences was agreed to as part of the recent Annual Plan process and it is intended that a report will be provided to the Council by the end of this year on the feasibility of this proposal.

The Committee congratulated Mr Henry and his team on the fantastic job that they have done to date.

Cllrs Evans/Sloan:
That the information be received.

Carried

D.14/15.80 Information Package -

Cllrs Jerram/Sowman:
That the Regional Planning and Development Information Package dated 28 August 2014 be received and noted.

Carried

**D.14/15.81 Decision to Conduct Business with the
Public Excluded** -

Cllrs Jerram/Sowman:
That the public be excluded from the following parts of the proceedings of this meeting, namely:

- Marlborough Food and Beverage Innovation Cluster – End of Financial Year Review
- Business Trust Marlborough

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:

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
Marlborough Food and Beverage Innovation Cluster – End of Financial Year Review	To protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information, as provided for under Section 7(2)(b)(ii).	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.
Business Trust Marlborough	In order to protect the privacy of natural persons, as provided for under Section 7(2)(a).	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.

Carried

The meeting closed at 12.30 pm.

Record No: 14186592

5. Committee Reports

5.4 Assets & Services Committee

Assets & Services Committee Meeting held on 2 September 2014
(Minute Nos. P.14/15.82 to P.14/15.96)



**Report and Minutes of a Meeting of the
ASSETS & SERVICES COMMITTEE**
held in the Council Chambers, 15 Seymour Street, Blenheim
on TUESDAY 2 SEPTEMBER 2014 commencing at 9.00 am

Present

Councillors T S Sloan (Chairman), G I T Evans, J L Andrews, J P Bagge, B G Dawson, T E Hook, J C Leggett, Mayor A T Sowman and Mr R Hunter (iwi representative).

Also Present

Cllrs J A Arbuckle, G S Barsanti, C J Brooks, P J S Jerram, D D Oddie.

In Attendance

Mr M S Wheeler, Manager – Assets and Services Department, Mr D A Craig, Finance and Information Supervisor, Mr A R Besley, Chief Executive, Mr A J Lyall, Executive Projects Manager, Mr J F Porter, Manager – Marlborough Roads and Ms J R North, Support Services Administrator.

Apologies

Cllrs Hook/Bagge:

That the apology for non-attendance from Cllr L M Shenfield be noted.

Carried

P.14/15.82 Introduction of Additional Item -

Cllrs Sloan/Hook:

That the following additional item not previously included on the Order paper be admitted for consideration in view of there being insufficient time for the listing of the item on the original agenda; and Council approval being required to the holding of an event.

In Open Meeting:

- **2014 Silver Fern Rally Event – 8 November 2014.**

Carried

**P.14/15.83 Interim Financial Report for Year Ended
30 June 2014 F045-07**

The Financial and Information Supervisor, David Craig, presented an interim financial report for the Assets & Services Department for the year ended 30 June 2014.

Accrual entries had been completed to account for June revenues and expenditures in that month.

It was noted that end of year funding of individual activities was yet to be completed and this will particularly impact those activities where significant capital expenditure has occurred, which require loans to be raised and part year interest charges to be applied.

The total budgeted capital expenditure for 2013/14, including carryovers, is \$34.5 M with year to date actual expenditure of \$22.8 M (66%). Capital expenditure was predominantly in the roading (\$7.7 M) and sewer (\$10.2 M) activities.

Operational activity for the month of June was summarised in the report.

Budget carryover requests have been identified and were the subject of a separate carryover request to Council. Members observed a direct correlation between identified budget surpluses and the carryover amounts.

Questions from councillors related to insurance for the Stadium and whether rate revenue was included in the Land Subdivision Reserve income total.

Cirs Leggett/Evans:

That the interim financial report for the year ended 30 June 2014 be received.

Carried

P.14/15.84 2013/14 Budget Carryovers F045-01

A number of works scheduled for completion in 2013/14 did not proceed (or were not completed) for a variety of reasons. Details of those works were recorded on the schedule presented to the Committee.

Since funding for those works was determined in the 2013/14 Annual Plan Council approval was sought to amend the 2014/15 budgets to reflect those 'carryovers'. Carryovers total \$11,849,580.

A number of questions were asked of the Financial and Information Supervisor, Mr Craig.

Cirs Leggett/Bagge:

That the 2014/15 budgets be amended to incorporate the 2013/14 carryovers.

Carried

P.14/15.85 NZTA Investment Audit R800-008-08

The NZ Transport Agency Investment Audit was undertaken in April 2014; previously undertaken in 2011.

The Manager, Assets & Services informed the Committee that NZTA regularly undertake audits of Marlborough's use of the National Land Transport Programme funding; the two main audits being the Technical Audit assessing value for money, achievement of agreed targets and compliance with standards and guidelines; and the Investment Audit (presented to this meeting) to provide assurance that the programme is being well managed, delivers value for money with appropriate risk management.

It was reported that no issues have been raised with the Audit and an excellent outcome was achieved.

Acknowledgement was made at the meeting of an excellent report.

Cirs Sloan/Evans:

That the Investment Audit report be received.

Carried

**P.14/15.86 Development Contribution Policy Schedule
of Assets (S.201A Local Government Act)
L225-01**

The Manager, Assets & Services reported that the Government has enacted various amendments relevant to development contributions. A report to the Community and Finance Committee meeting of 26 August covered the various changes.

One of the requirements is that a schedule of assets for which development contributions will be required must be included in the Development Contributions Policy within one month from the commencement of the Local Government Act 2002 Amendment Act 2014.

Council prepared the required schedules when it adopted a new Development Contributions Policy for the 2012-22 Long Term Plan. The schedule of assets presented to the Committee provided the basis for the existing Development Contributions Policy.

In addition a remission policy of 34% exists which is applied to the difference between previously applied levies and the current policy.

A proposal for public consultation on an amended Development Contributions Policy is required to be prepared by 1 December and a new policy adopted by 1 July 2015.

Questions asked of the Manager, Assets & Services related to consultation and review process.

Cirs Leggett/Hook:

That Council agree to include the Development Contribution Policy Schedule of Assets as presented into the Development Contributions Policy in terms of S.201A Local Government Act 2002.

Carried

**P.14/15.87 No Parking Trial London Quay, Picton
R800-002-003**

Frank Porter, Manager of Marlborough Roads presented a report for Council to consider a No Parking Trial on London Quay in Picton for the 2014/15 summer.

There have been ongoing discussions in various forms in Picton regarding improving the view from London Quay into the Picton harbour.

The Picton Business Group has contacted Council seeking support to implement a No Parking Trial on London Quay and it was proposed that the trial run from Labour Weekend 2014 through to Easter 2015.

The intention is to utilise the vacated parking spaces on the south side of the road to extend the outside dining areas for the adjacent cafés. Establishing dining areas on the new vacated parking bays will be the responsibility of the businesses utilising the area.

Removing parking on the north side of the road will keep the view clear for diners using the area and improve the amenity of the area. The area may be developed into a temporary seating/recreation space for the trial, and to prevent parking on the north side of the road, temporary bollards and concrete barriers might be installed to delineate the public area.

To control traffic speed during the trial period it was proposed to introduce a 20 km/hr temporary speed limit.

The adjacent business operators would be consulted over the proposal.

The Sounds ward councillors spoke enthusiastically of the proposal appreciating the opportunity to tie the foreshore into the town.

Cirs Hook/Bagge:

That Council approve a No Parking Trial on London Quay, Picton from the Friday before Labour Weekend 2014 through to the Tuesday following Easter 2015 subject to the outcome of consultation.

Carried

**P.14/15.88 2014 New Zealand Silver Fern Rally
R800-009-01**

Marlborough Roads reported that on 31 May 2014 the Chairman of the Rally Organising Committee for the 2014 NZ Silver Fern Rally lodged an application for a road closure for the two day event to be held at a number of multiple locations in November 2014. Objections to the event were required to be lodged in writing before 16 September 2014.

Marlborough Roads received an objection on 1 September 2014 from Mr Alan Perano who resides in the section of road closure between Oyster Bay to Whites Bay; the Port Underwood Road stage of the Rally.

After the 2006 rally Mr Perano complained that his emu's suffered severe stress and he allegedly had some young emu deaths. He made a claim to the Rally organisers which was not sustained and subsequently made a claim against Marlborough Roads which they have declined. In response to questioning from the meeting, Mr Porter of Marlborough Roads advised that they had several discussions with Mr Perano; they are not responsible to pay.

In response to Mr Perano's concerns this year which include pollution, excess noise, and speed the organisers are stopping the stage prior to his property and recommencing more than 600m beyond his property in order to avoid any issues that he may have. The organisers of the Rally have been in communication with Mr Perano and are trying to minimise any disruption to him.

The Mayor commented about his previous experience with the NZ Silver Fern Rally and spoke glowingly of such an outstanding event.

Clr Bagge/The Mayor:

That the objection be declined on the basis the Rally organisers have considered Mr Perano's needs and will not be operating on that part of the road.

Carried

**P.14/15.89 Levels of Service Briefings – Reserves,
Rivers, Roding, Solid Waste and
Emergency Management R510-014-013,
R700-002-01, R800-007000**

The Manager, Assets & Services presented a report which summarised the feedback received from the recent Assets & Services Department Levels of Service briefings and outlined follow up actions required by staff.

Levels of Service briefings were held on 1 August 2014 for Reserves and Amenities followed by Rivers and Drainage. The Roding briefing then occurred on 15 August followed by Solid Waste and Emergency Management.

Mr Wheeler explained that simply put “Levels of Service” are outcomes customers and stakeholders desire eg; length of grass on a sportsfield or frequency of damaging floods. They have a major impact on community benefits, costs and levels of satisfaction.

Levels of Service are the basis for service delivery either by contractors or Council staff. Once established they should be adhered to unless exceptional circumstances apply.

Mr Wheeler advised that generally existing Levels of Service for the activities were supported. Staff were to provide further information through the Committee on some, and a briefing date on Levels of Service for the 3 Waters was yet to be confirmed.

Cirs Evans/Sloan:

That the actions proposed by Levels of Service briefings be supported.

Carried

ATTENDANCE: Rosie Bartlett, Manager, Reserves and Amenities and Robyn Blackburn, Road Safety Co-ordinator.

P.14/15.90 Road Safety Co-ordinator – Activities

R800-005-13

Robyn Blackburn gave a presentation on the programmes she is involved in, as part of her role as Road Safety Co-ordinator.

The Road Safety Co-ordinator position sits within the Reserves Section of the Assets & Services Department. It is considered that while there are obvious alignments with Marlborough Roads activities there is a better fit sitting with local Council rather than the New Zealand Transport Agency (NZTA) because of the education and community focus of the role. Marlborough Roads safety focus is on the technical and engineering aspects.

The position is jointly funded by NZTA and Council at a Financial Assistance Rate (FAR) of 56% NZTA and 44% Council.

Three yearly road safety activity plans and requests for funding requires assessment by NZTA using crash data as the basis for prioritisation of regional issues. Activities attracting funding for the current period are alcohol and drugs; young drivers; roads and roadsides; motorcycles; and distraction.

Programmes have been developed to address these road safety issues and community engagement has become an essential element for successful programme delivery. Some of the community organisations who support Road Safety Coordinator education programmes include schools, Police, Public Health/NMDHB, local driving instructors, Supporting Families, REAP, Literacy NZ, Brain Injury NZ, Plunket, Alternative Education, NMIT and AA.

There were a number of questions and comments made to the Road Safety Co-ordinator. A question was asked regarding what work has been done, as in driver training, with seasonal workers. Mrs Blackburn responded that there has been a programme offered in the past for seasonal workers but the response was poor. However, SASATT (Safe And Sound At The Top) are keen to operate a driver training workshop for seasonal workers/migrants as part of their gap analysis.

Cirs Bagge/Hook:

That the report be received as an information update of how the Road Safety Coordinator and the community are engaging to improve the health and safety of our community.

Carried

ATTENDANCE: Alec McNeil, Solid Waste Manager.

The Contractor has worked with both the Salvation Army and PAMS to take and sort through clothing from them that was destined for disposal. This has reduced the amount of clothing these organisations have sent to landfill.

The trial continues with PAMS but has stopped with the Salvation Army.

The quality of the clothing being sold at the Re-use Centre is at the lower end and was predominantly destined for disposal.

Cirs Bagge/Hook:

That the collection and sale of clothing from the Re-use Centre and transfer stations be approved on a permanent basis.

Carried

P.14/15.93 Stadium 2000 Structural Strengthening PN253942

The Executive Project Manager, Jamie Lyall, presented a report for the Committee to consider a proposal to earthquake strengthen the Marlborough Stadium 2000 complex which is owned by Council and managed by the Stadium Trust.

Following the Canterbury earthquakes, the Council established a seismic review process for all of its public buildings. Marlborough falls within New Zealand's two highest earthquake zones and has a number of fault-lines travelling through the region.

Due to the high public usage of the Stadium facility a comprehensive review of the existing facility was initiated. The review considered both structural elements and geotechnical properties as part of the assessment. Engineering experts proficient in structure and soils have carried out the assessment and the results have been peer reviewed.

The building is structurally sound and not earthquake prone. Due to Blenheim's geology however and the risk of liquefaction the building is now assessed as meeting 40% of the New Building Standard.

Due to the high public use of the building and its IL 3 classification it was suggested that Council may want to strengthen the Stadium complex to a higher standard. It was proposed that the work would be carried out in two parts with the above ground works tendered immediately and additional investigation work carried out to finalise the below ground costs.

The strengthening work would involve tying structural elements together to perform as one and underpinning the foundations with a jet-grout system.

Quantity Surveyors have provided a cost report for works associated with the structure. Stage 1 - Foyer stair retrofit is under action and funded by the Marlborough Stadium Trust; Stage 2 - Superstructure retrofit and associated works - \$700,000; and Stage 3 - Ground improvement works - \$900,000 - \$1,300,000.

Questions and comments made to the meeting related to leaving the matter on the table and look at Council's priorities; clarification on the adequacy of just doing Stage 2 (\$700,000) from a safety perspective; and the amount of funding in the Emergency Reserve. Mr Lyall advised that the experts could not guarantee that the building would be safe if Stage 3 (\$1.3M) was not done.

Cirs Sloan/Andrews:

That Council approve \$2.0 million from the Emergency Events reserve for the seismic remedial work at Stadium 2000 so that works may commence in the summer of 2014-2015.

Carried

NOTE: Cirs Bagge requested that her vote against the above motion be recorded.

5. Committee Reports

5.5 Environment Committee

Environment Committee Meeting held on 4 September 2014
(Minute Nos. R.14/15.97 to R.14/15.106)



**Minutes of a Meeting of the
ENVIRONMENT COMMITTEE**
held in the Council Chambers, 15 Seymour Street, Blenheim
on THURSDAY, 4 SEPTEMBER 2014 commencing at 1.00 pm.

Present

Councillors P J S Jerram (Chairperson), J A Arbuckle, G S Barsanti, C J Brooks, D D Oddie, L M Shenfield, Mayor Sowman and Mr E R Beech (Rural representative).

In Attendance

Councillors J L Andrews, B G Dawson G I T Evans T E Hook, J C Leggett, and Mr H R Versteegh (Manager, Regulatory Department), and Kathy Payne (Committee Secretary).

Apology

An apology for non-attendance from Mr R Smith and Councillor Sloan was received and sustained.

Cllrs Barsanti/Shenfield:

That apologies from Mr R Smith and Councillor T M Sloan be received and sustained.

Carried

R.14/15.97 Confirmation of Sub-Committee Business

Cllrs Shenfield/Barsanti:

That the following approvals granted by the Swimming Pools Sub-Committee acting under delegated authority (Regulatory Committee Minute (R.13/14.166) be received and the recommendations adopted:

- S & J Hill – 12 Lakings Road, Blenheim - exemption to install a Coverstar safety pool cover in lieu of a fence (exemption pursuant to section 6 of the Fencing of Swimming Pools Act 1987).
- M Elkington and A Boock – 201 Oakwood Lane, Witherlea, Blenheim - exemption to install a Save-T 3 safety pool cover in lieu of a fence (exemption pursuant to section 6 of the Fencing of Swimming Pools Act 1987).
- R Beardsworth - 19A Adams Lane, Blenheim - exemption to install an Eclipse Coverstar safety pool cover in lieu of a fence (exemption pursuant to section 6 of the Fencing of Swimming Pools Act 1987).
- A & P Young, 110 Ben Morven Road, RD 2, Blenheim - exemption to install a Save T3 safety pool cover in lieu of a fence (exemption pursuant to section 6 of the Fencing of Swimming Pools Act 1987).
- P Morice & K Fowler – 502 Middle Renwick Road, Blenheim - exemption to install a Save T3 safety pool cover in lieu of a fence (exemption pursuant to section 6 of the Fencing of Swimming Pools Act 1987).
- R S & L J Findlater – 7 Rutledge Street, Blenheim - approval to use a lockable cover on an unfenced spa pool (exemption pursuant to section 6 of the Fencing of Swimming Pools Act 1987).

Carried

programme to re-visit and assess a representative sample of these sites is being developed and will be trialled in the 2014/15 year.

Council has an undertaking to do follow-up weed control within the first two to three years and for further assistance share a 50/50 cost of ongoing weed control for significant cases. Fencing and maintenance is entirely the landowner's responsibility.

In addition, a separate wetland identification programme has been carried out and it is envisaged that these sites will be incorporated into the SNA programme. In respect of how the wetland sites previously identified under the SNA project (which is non scheduled) would be managed, Ms Eade advised that the landowners have been consulted regarding the sites becoming scheduled and the process has been smooth.

Cllrs Barsanti/Shenfield:
That the information be received.

Carried

R.14/15.100 Report on Council's Non-Regulatory Dairy Industry Programme in Marlborough

E355-008-004-04

The report to the Committee provided an update on Council's non-regulatory work with the dairy industry initiated in 2012 to work towards achieving environmental best practice standards in the region. This included the Dairy Farm Plan programme, the Regional Dairy Working Group and involvement in the Marlborough dairy monitor farm. "The Marlborough District Council's Non-regulatory Work Programme with the Dairy Industry 2012-June 2014" report included with the agenda provided details about these actions. Ms Eade also provided a presentation summarising the non-regulatory initiatives.

Members were advised that the farm plan project has had limited success as only six farmers have participated in the Council programme. It was thought the reason for this could be because suppliers to Fonterra are bound to comply with the Fonterra Environment Programme and farmers were busy completing waterway fencing by December 2013, although some outstanding work is yet to be completed. Fonterra, through its local Environmental Sustainability Officer, has also been providing advice on dairy effluent upgrades using the industry pond storage calculator and DairyNZ industry guidelines and standards.

The Committee discussed the dairy farm plan programme and was supportive of the programme being reframed to include nutrient management plans whilst keeping the option open for environmental farm plans. Ms Eade advised that there is potentially budget that has not been used that could fund some pilot nutrient management plans, which is a more relevant link to what Fonterra is now requiring for farmers, and could be refined through the Dairy Working Group.

Cllrs Brooks/Oddie:

- 1. That the information be received.**
- 2. That pilot Nutrient Management Plans be funded from the Environmental Dairy Farm Plan Programme budget.**

Carried

ATTENDANCE: Ms S Lines, Council's Environmental Protection Officer, was present for the following item.

**R.14/15.101 Dairy Effluent and Stream Crossings
2013/14 E330-001-004**

The report, "Dairyshed Effluent and Stream Crossing Survey 2013/2014" was included with the agenda for members' information.

Members were aware that the dairy effluent and stream crossing survey is an annual audit which Council staff undertake on Marlborough's dairy farms. The purpose of the survey is to promote good dairy effluent management, provide information to the dairy farmers on dairy effluent systems and the best management practices, and to ensure compliance with the resource management plan rules and Resource Management Act 1991.

The report to the Committee summarised dairy shed effluent, washdown collection, containment and application systems, ponds and storage and stream crossings for the 2013/2014 year. Members were advised that reoccurring problems throughout the survey were unsatisfactory application rates from travelling irrigators and mechanical failures.

In summary, members were advised that of the 58 dairy farms inspected the wastewater collection, containment and application systems on six farms were too close to waterways. It was noted that 10 farms do not have contingency measures in place for system failures and/or heavy rainfall events. Members were advised that 2% of dairy farms were rated as significant non-compliance which is being actively addressed.

Ms Lines advised there are three farms that have a weeping wall system and having the liquids and solids separated makes it completely different for spreading to land. She noted that because industry standards and methods are changing rapidly, farmers are looking at above ground tank systems. The pond calculator method is used widely to determine how much storage is required.

Although there have been significant improvements since 1994 when monitoring commenced, generally the Committee was disappointed at the slow in progress updating systems. They felt that dairy farmers had been given adequate time to upgrade systems through the Council's collaborative approach.

It was noted that a possible reason for the slow improvements this year could be hesitation by farmers until the review of the plan rules has been completed. The new requirements in the draft rules would make a significant change towards upgrading systems.

In respect of stream crossings, there are still 49 stock stream crossings of the 229 identified in 2002 that need to be eliminated and fencing of waterways to exclude stock needs to be completed.

It was noted that the Council and the dairy industry are continually working together to help dairy farmers to achieve environmental standards. In relation to dairy effluent management, Fonterra is emphasising that all systems must comply with Council requirements 365 days of the year.

Cirs Barsanti/Jerram:

- 1. That the "Dairyshed Effluent & Stream Crossing Survey 2013/2014" summary report be received.**
- 2. That the "Dairyshed Effluent & Stream Crossing Survey 2013/2014" summary report be released to the public, a copy sent to all dairy farmers and a copy be put on Council's web page.**
- 3. That any outstanding issues which need to be addressed from previous surveys, be addressed during the 2014/2015 Dairyshed Effluent & Stream Crossing Survey.**
- 4. That the remaining stream crossings be a major focus during the 2014/2015 Dairy Survey and enforcement action taken if necessary.**

Carried

ATTENDANCE: Ms K McIlveney, Council's Solicitor, was present for the following item.

R.14/15.102 Hearing and Determining Objections under the Dog Control Act 1996 E305-004-001

Members were advised that the Council has the power under the Dog Control Act to classify owners of dogs (probationary or disqualification) and the power to classify dogs (dangerous or menacing) and the Animal Control Sub-committee has been delegated the power to hear and determine objections to those classifications.

In 2011 the Auditor-General recommended that enforcement decisions should not be taken by councillors and subsequently the Council delegated enforcement decisions to the Enforcement and Prosecution Committee. Approval was now sought from the Committee that the responsibility for hearing and determining objections under the Dog Control Act 1996 be delegated to the Enforcement and Prosecution Committee subject to section 55 (barking notices) being added to the recommendation.

It was clarified that the Animal Control Sub-committee would retain its prime role of policy maker.

Cllrs Arbuckle/Oddie:

That the powers to hear and determine objections under sections 22 (probationary classification), 26 (disqualification), 31 (dangerous classification), 33B, 33D (menacing classification) and 55 (barking notices) of the Dog Control Act 1996 be delegated to the Enforcement and Prosecution Committee.

Carried

ATTENDANCE: Mrs S Edmonds, Council's Consultant, was present for the following item.

R.14/15.103 Review of the Regional Pest Management Strategy 2012 - Update E315-002-005-01

An update on the progress of the major review of the Regional Pest Management Strategy (RPMS) for Marlborough 2012 was provided to the Committee.

A minor review of the RPMS was undertaken in 2012 and at that time it was resolved that a major review would be undertaken as the legislative changes to the Biosecurity Act 1993 were adopted by central government. While the legislation is being finalised and a National Policy Direction produced, the Council staff are undertaking background preparation work for when the formal review steps can be taken.

Members were advised that internally work has been progressing on the review of the existing pest programmes which will initially be presented to the Regional Pest Management Plan Review Sub-Committee. The review has highlighted that the future Regional Pest Management Plan has a very specific role to manage pests using a regulatory approach and the Council's biosecurity role will be broader than just the pests that will be managed through the Regional Pest Management Plan. A collaborative project has been established between the South Island councils to work together on future regional plans. This platform is also being explored to share costs for analysis of benefits and costs for a given pest species.

Cllrs Brooks/Shenfield:

That the information be received.

Carried

R.14/15.104 2013/2014 Budget Carryovers F045-07-01, R450-002-G01

A request for Regulatory 2013/2014 Budget Carryovers to be incorporated into the 2014/2015 budget was put forward for consideration by the Committee.

It was noted that a number of works scheduled for completion in 2013/2014 did not proceed for a variety of reasons.

Cirs Jerram/Arbuckle:

That the 2014/2015 budget be amended to incorporate the Regulatory Department 2013/2014 carryovers.

Environmental Review Projects	
Taylor River Water Quality	55,000
Coastal Monitoring Strategies	71,753
Marlborough Landscape group	8,000
	<u>134,753</u>
Biosecurity – Regional Pest Control	
RPS Review	25,000
Task Force Research	15,000
Wilding Pine	10,000
Chilean Needle Grass Management	45,000
Tb Free Contribution	10,000
	<u>105,000</u>
Harbour Control	
Risk Control Measures to Mitigate Harbour Hazards	429,152
Database and mapping development for harbour functions	160,000
	<u>589,152</u>
Environmental Health	
Food Premises Legislation Changes	100,000
	<u>100,000</u>

Carried

R.14/15.105 Motel Association Submission on the Annual Plan R450-001-020-01

This item was withdrawn.

R.14/15.106 Information Package

Cirs Barsanti/Brooks:

That the Regulatory Department Information Package dated 4 September 2014 be received and noted.

Carried

The meeting closed at 2.45 pm.

Record No: 14189075

6. Decision to Conduct Business with the Public Excluded

Decided 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)
- Contract Review

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:

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
Minutes and Committee Reports	As set out in the Minutes and Reports	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.
Contract Review	In order to protect the privacy of natural persons, as provided for under Section 7(2)(a).	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.