



**Minutes of a Meeting of the
MARLBOROUGH DISTRICT COUNCIL
held in the Council Chambers, 15 Seymour Street, Blenheim
on THURSDAY 10 DECEMBER 2020 commencing at 9.00 am**

Present

The Mayor J C Leggett (in the Chair), Cllrs J L Andrews, J A Arbuckle, C J Brooks, J D N Croad, B G Dawson, M J Fitzpatrick, G A Hope, F D Maher, D D Oddie, M A Peters, T P Sowman and N P Taylor.

Present via Zoom

Cllr B A Faulls

In Attendance

Mr M S Wheeler (Chief Executive), Mr A P Quirk (District Secretary) and Ms N J Chauval (Committee Secretary)

Karakia

The meeting opened with a karakia.

Cncl-1220-193 Declaration of Interests

-

Members were reminded of the need to be vigilant and to stand aside from decision making when a conflict arises between their role as a member and any private or other external interest they might have.

A number of declarations were noted in the agenda:

- The various interests as declared under Minute No. Cncl-1120-191 (Minute Nos. Cncl-1120-192).
- The interest as declared under Minute No. A&S-1120-145 (Minute No. A&S-1120-150); and
- The interest as declared under Minute No. PF&C-1120-176 (Minute No. PF&C-1120-178 and PF&C-112-e-28);
- The interest as declared under Minute No. Grnt-1120-164.

Apologies

No apologies were received.

Cncl-1220-194 Confirmation of Minutes

-

The Mayor/Cllr Taylor:

That the Minutes of the Council Meeting held on 29 October 2020 (Minute Nos. Cncl-1020-135 to Cncl-1020-144) be taken as read and confirmed.

Carried

Cncl-1220-195 Confirmation of Minutes

-

The Mayor/Cllr Oddie:

That the Minutes of the Extraordinary Council Meeting held on 27 November 2020 (Minute Nos. Cncl-1120-191 to Cncl-1120-192) be taken as read and confirmed.

Carried

Committee Reports

Cncl-1220-196 **Assets & Services Committee** -

Cllrs Taylor/Fitzpatrick:

That the Committee report contained within Minute Nos. A&S-1120-145 to A&S-1120-161 be received and the recommendations adopted.

Carried

Members discussed the Item - Parking for Construction Tradespersons which was to lie on the table to enable staff to provide further detail on the parking requirements. Prior to the meeting a memo provided by the Manager, Property and Community Facilities was circulated (filed in CM Record No. 20233649). It was reported that because the parking peak is not forecast to occur until mid-late 2022; and free parking is available on a first come first served basis at the carpark beside the Fire Station; there is no immediate need to dedicate the car park adjacent to the Fire Station for trades vehicles. It was agreed that the best option is to monitor the situation and report back to Council if any parking relating issues arise.

Members were advised that they will be forewarned by Jamie Lyall to ensure a speedy resolution if carparking is required.

Cllrs Peters/Brooks:

That the information be received and that trade vehicle parking be monitored throughout the construction period of the Library/Art Gallery project.

Carried

Cncl-1220-197 **Environment Committee** -

The Mayor/Cllr Croad:

That the Committee report contained within Minute Nos. Env-1120-165 to Env-1120-175 be received and the recommendations adopted.

Carried

Cncl-1220-198 **Planning, Finance & Community Committee** -

Cllrs Peters/Brooks:

That the Committee report contained within Minute Nos. PF&C-1120-176 to PF&C-1120-190 be received and the recommendations adopted.

Carried

Cncl-1220-199 **Grants Sub-Committee** -

Cllrs Brooks/Sowman:

That the Sub-committee report contained within Minute Nos. Grnt-1120-162 to Grnt-1120-164 be received and the recommendations adopted.

Carried

Cncl-1220-200 **Draft Sports Facilities Strategic Plan** -

Members noted their approval of the draft Marlborough District Council Sports Facilities Strategic Plan and indicated their support to notify the draft plan for wider public/community feedback. It was noted that feedback will be reported back through to the Assets & Services Committee with any funding implications from the final plan.

Cllrs Taylor/Brooks:

That Council approve the Draft Marlborough District Council Sports Facilities Strategic Plan for public consultation.

Carried

ATTENDANCE: Sarah Edmonds, Council's Planner Biosecurity was in attendance for the following item.

Cncl-1220-201 Proposed East Coast Protection Bylaw

E325-016-004-05

Members noted that the purpose of the report was to delegate to a sub-committee of Council powers relating to the proposed bylaw dealing with motor use on and along the East Coast of Marlborough.

Sarah Edmonds noted that Council has agreed in principle to advance a proposed bylaw to address the issues that have arisen relating to continued uncontrolled motor vehicle use on the East Coast of Marlborough, including the adverse environmental effects following the Kaikōura earthquake and the adverse effects on public safety.

Members discussed the options of either prohibiting all vehicles to part of the East Coast or only prohibiting 4 wheel type utes and SUV's and allow ATV's and motorbikes to travel below the mean high water mark. At the conclusion of the discussion it was agreed that option one was the most favourable as it will provide suitable protection to a unique and highly valued environment and to the public in general.

Members further discussed the proposal to form a sub-committee to finalise the preparation of material to enable the special consultative process to commence and to make certain decisions relating to the bylaw. The Mayor, Cllrs Oddie, Hope and Arbuckle accepted their nominations to this sub-committee.

For clarity it was agreed that an amendment be made to point three of the original recommendation to include 'the above sub-committee'.

Cllrs Hope/Brooks:

That Council:

1. **Decides to progress with a proposed bylaw to prohibit and restrict the use of motor vehicles on and along the East Coast of Marlborough (Option 1);**

Option 1: Prohibit the use of motor vehicles from the Awatere River mouth to the Waima (Ure) River. There would be exemptions for boat launching areas at Marfells and Ward beaches for both recreational and commercial users. The existing commercial operators would be able to continue to use their existing launching areas, subject to any other consents or regulations for those activities. Some central and local government agencies would be able to use their vehicles on the beaches; they would only be for emergency or enforcement purposes.

Motor vehicles will have access south of the Waima (Ure) River to Council's southern boundary but their speed would be limited to 30km/h.

Specific provisions, for the avoidance of doubt, would apply to dunes and the unformed legal road along the coast; motor vehicles would be banned.

2. **Appoints the Mayor and Councillors Oddie, Hope and Arbuckle to a sub-committee of the Planning, Finance & Community Committee to make certain decisions relating to the making of the bylaw; and**
3. **Delegates to the above sub-committee under clause 32 of the 7th Schedule to the Local Government Act 2002 (LGA02) the powers to make decisions precedent to the making of the bylaw; namely—**
 - (a) **Finalise engagement with iwi:**
 - (b) **Determine, based on that engagement, the final version of the proposed bylaw, the statement of proposal and other consultation documents:**

- (c) Amend the Technical Report to take account of iwi feedback:
- (d) Make the decisions required by section 155 of the Local Government Act 2002:
- (e) Determine the opening and closing dates for submissions:
- (f) Develop a consultation plan.
- (g) Publicly notify the proposed bylaw, commencing the special consultative procedure.

Carried

ATTENDANCE: David Gordon (KiwiRail's Chief Operating Officer – Capital Projects and Asset Development), Stephen O'Keefe (KiwiRail's iReX Programme Director) and Sue Allen (KiwiRail Comms Team) were present for the following item.

Cncl-1220-202 KiwiRail Presentation on iReX Project

S400-005-006-01

Steve O'Keefe and Dave Gordon discussed the iReX Project which will revitalise the Interislander by way of purchasing two new, purpose built ferries, providing new ferry terminals and redevelopment of the Waitohi Picton Ferry Precinct. The redevelopment is in partnership with PMNZ, MDC and waka Kotahi NZ Transport Agency. It was noted that the Waitohi Picton project was included in the COVID-19 Recovery (Fast-track Consenting) Act 2020, noting that it is a fast track not a short cut process.

To highlight the report a powerpoint presentation was shown (presentation filed in CM Record No. 20243664).

The Mayor/Clr Taylor:
That the information be received.

Carried

Following the above item the Mayor took the opportunity to reflect on the year that has been and acknowledged the exceptional work done by Mark Wheeler, the Executive Team and all of Council staff in what has truly been a year like no other.

The Mayor noted there will continue to be challenges in the New Year such as the Long Term Plan, Three Waters Review and Freshwater Review and acknowledged the work that will be involved in these areas. Noted the iReX Project and Council needing to be well abreast of any developments. There is also the co-located colleges project which is gaining momentum.

These will be exciting times!

The Mayor acknowledged the outstanding effort by Council in achieving a AA+ rating in this current climate.

Thanked the media, in particular Chloe Ranford, for her work over the year.

Cncl-1220-203 Decision to Conduct Business with the Public Excluded

The Mayor/Clr Andrews:
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)
- Port Marlborough NZ Ltd Governance

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.
Port Marlborough NZ Ltd Governance	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 11.15 am.

Confirmed this 25th day of February 2021

J C LEGGETT
MAYOR

Record No. 20243964