



**Minutes of a Meeting of the  
Marlborough District Council  
held in the Council Chambers, 15 Seymour Street, Blenheim  
on THURSDAY 6 AUGUST 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 (from 9.12 am), B G Dawson, B A Faulks, M J Fitzpatrick, G A Hope, F D Maher, D D Oddie, M A Peters, T P Sowman and N P Taylor.

**In Attendance**

Messrs M S Wheeler (Chief Executive), A P Quirk (District Secretary) and M J Porter (Democratic Services Manager).

**Karakia**

The meeting opened with a karakia.

**Cncl-0820-38 Declaration of Interests** -

Members were reminded of the need to be vigilant 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 Nos. Cncl-0620-467;
- The interest as declared under Minute No. PF&C-0720-23 (Minute No. PF&C-0720-28);
- The interests as declared by Cllrs Peters and Hope under Minute No. PF&C-0720-e-2; and
- The interest declared at the meeting by Cllr Faulks under Minute No. Cncl-0820-e-43.

**Apology**

That the apology for lateness from Cllr J D N Croad be noted.

**Obituary**

Cllr Brooks and Maher delivered a tribute in honour of Tom Hickman, an Awatere County, Marlborough County and District Councillor (continuous from 1969 to 1998), who passed away on 27 June. A period of silence was observed. Tom's widow Aileen and son Gerard were in attendance.

**Cncl-0820-39 Confirmation of Minutes** -

**The Mayor/Cllr Taylor:**

**That the Minutes of the Council Meeting held on 25 June 2020 (Minute Nos. Cncl-0620-467 to Cncl-0620-478) be taken as read and confirmed.**

**Carried**

## Committee Reports

### Cncl-0820-40      **Assets & Services Committee**      -

The preamble under Minute No. A&S-0720-7 (State Highway One Investigation Report – Blenheim) was discussed. It was noted that Council needs to regularly look at options for State Highway 1 through Blenheim. Comments from Mr Turner on the report are to be forwarded to Councillors.

**Cllrs Taylor/Fitzpatrick:**

**That the Committee report contained within Minute Nos. A&S-0720-1 to A&S-0720-11 be received and the recommendations adopted.**

**Carried**

### Cncl-0820-41      **Environment Committee**      -

**The Mayor/Cllr Sowman:**

**That the Committee report contained within Minute Nos. Env-0720-12 to Env-0720-22 be received and the recommendations adopted.**

**Carried**

### Cncl-0820-42      **Planning, Finance & Community Committee**      -

**Cllrs Peters/Brooks:**

**That the Committee report contained within Minute Nos. PF&C-0720-23 to PF&C-0720-37 be received and the recommendations adopted.**

**Carried**

ATTENDANCE: Mrs Linda Craighead, Council's Reserves & Amenities Officer - Planning, was present for the following item.

### Cncl-0820-43      **Review of the Freedom Camping Control Bylaw 2012**      **R510-005-03-02**

Mrs Craighead advised that the first purpose of the report was for Council to adopt the documentation required for public notification of the Review of the *Freedom Camping Control Bylaw 2012*, being the Revised Statement of Proposal for *Marlborough District Council Freedom Camping Control Bylaw*; and the draft *Marlborough District Council Freedom Camping Control Bylaw 2020*. The second purpose of the report was to advise Council that the public notification will commence on 7 August 2020 for one month and close on 6 September 2020.

Staff reported that following the 2019 Annual Plan process and in consideration of the submissions and presentations received by the community, Council agreed that a Review of the *Marlborough District Council Freedom Camping Control Bylaw 2012* would take place in mid-2020. At the Assets and Services Committee on 9 July 2020 it was recommended under Minute No. A&S-0720-2 that:

1. *That Council approve the commencement of the review of the Marlborough District Council Freedom Camping Control Bylaw 2012.*
2. *That Council approve the appointment of Councillor Oddie (Chair), Councillor Dawson (Deputy Chair), Councillor Hope, Councillor Sowman, Councillor Croad and Councillor Andrews to the Bylaw Review Sub-Committee and approve the proposed timeline for the Bylaw review process.*

Attached to the agenda were the *Revised Statement of Proposal for Review of Marlborough District Council Freedom Camping Control Bylaw 2012* and the revised draft *Marlborough District Council Freedom Camping Control Bylaw 2020*. It was noted that submissions will be heard over three days during the week of 14 September. Any amendments to the draft *Marlborough District Council Freedom Camping Control Bylaw 2020*

will be presented for adoption at the Assets and Services Committee on 1 October 2020. The Bylaw will then be ratified at the next scheduled Council meeting with adoption of the Bylaw prior to the 2020/21 summer period.

**Cllrs Taylor/Croad:**

**That Council adopts the attached documentation in the review of the Marlborough District Council Freedom Camping Control Bylaw 2012 and that the review is to be publicly notified for one month from 7 August 2020 to 6 September 2020.**

**Carried**

NB: Cllr Faulks declared an interest in the above and did not take part in discussions nor vote on the issue.

## **Cncl-0820-44      Blenheim Library and Art Gallery      C315-18-076**

Mr Wheeler advised that the purpose of the report was to seek Council approval to progress the construction of the Library and Art Gallery development located in High Street, Blenheim.

In summary staff reported that the development is a combined Library and Art Gallery for the Community of Marlborough that is now in a position to proceed. A project control governance structure was established two years ago to identify, monitor and manage all of the project related risks. A high number of the risks have now been resolved with the remaining risks now at a manageable level. An application to the Crown Infrastructure Partners' "Shovel Ready Projects Fund" has been successful and a grant of \$11M has been provided by Central Government for the development. The development was tendered locally and one tender is within the estimate provided by the quantity surveyor and within Council's budget.

**Cllrs Peters/Hope:**

**That Council progress the construction of the Library and Art Gallery development located in High Street, Blenheim.**

**Carried**

ATTENDANCE: Mr Richard Coningham, Council's Reserves & Amenities Officer - Planning, was present for the following item.

## **Cncl-0820-45      Three Waters Reform Programme – Phase 1 Opt-in MOU      W400-011-01**

Mr Coningham advised that the purpose of the report was to inform Council of the National Three Waters Reform Programme currently taking place and recommend that Council opt in to the first phase of this programme to enable access to the initial \$761M funding package.

In summary staff reported that following the Government inquiry into the 2016 Havelock North drinking water contamination where approximately 5,500 of the town's 14,000 residents were estimated to have become ill with campylobacteriosis and it is suspected of contributing to the deaths of three people, Government via the Department of Internal Affairs has been carrying out a review of the three waters services currently in place throughout the country. Legislation is currently proceeding through the House to form a new water regulator (Taumata Arowai) with extensive powers and which specifies requirements and methods for local government to meet its responsibilities. The Government also announced in July 2020 an initial stimulatory funding package of \$761M for Three Waters works as part of the first phase of reforms and to assist post COVID-19 recovery. In order for Council to access this funding, an "opt in" MOU must be signed where Council agrees to take part in the first phase of the review process through to June 2021. There is no obligation in the MOU for Council to continue with the process after Phase 1.

**Cllrs Taylor/Oddie:**

**That Council agrees to sign and "Opt-in" to the first phase of the Three Waters review programme, enabling it to apply for part of the \$761M national funding package for eligible projects.**

**Carried**

### **Presentation**

The Mayor presented Mr Graham Brooks with a plaque recognising his photographic recording of the life and times of Marlborough from 1971 to 2020.

## **Cncl-0820-46      Decision to Conduct Business with the Public Excluded**

The Mayor/Clr Taylor:

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)
- Salary Review
- Appointment

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.
Salary Review Appointment	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 11.00 am.

Confirmed this 17<sup>th</sup> day of September 2020

J C LEGGETT

**MAYOR**

Record No. 20165897