

MARLBOROUGH DISTRICT COUNCIL
15 SEYMOUR STREET
PO BOX 443, BLENHEIM 7240
NEW ZEALAND

TELEPHONE (0064) 3 520 7400
FACSIMILE (0064) 3 520 7496
EMAIL mdc@marlborough.govt.nz
WEB www.marlborough.govt.nz



**MARLBOROUGH
DISTRICT COUNCIL**



30 September 2022

Record No: 22197413
File Ref: D050-001-02
Ask For: Mike Porter

Notice of an Extraordinary Council Meeting – Wednesday, 5 October 2022

Pursuant to clause 22, schedule 7 of the Local Government Act 2002, an Extraordinary Meeting of the Marlborough District Council will be held in the Council Chambers and via Teams, 15 Seymour Street, Blenheim on **Wednesday, 5 October 2022 commencing at 3.00 pm.**

BUSINESS

As per Order Paper attached.

MARK WHEELER
CHIEF EXECUTIVE



**Order Paper for an
EXTRAORDINARY COUNCIL MEETING
to be held in the Council Chambers, 15 Seymour Street, Blenheim
on WEDNESDAY, 5 OCTOBER 2022 commencing at 3.00 pm**

Open Meeting

1.	Karakia	Page	1
2.	Apologies	Page	1
3.	Declaration of Interests	Page	1
4.	Better Off Funding	Pages	2 - 5
5.	Decision to Conduct Business with the Public Excluded	Page	6

Public Excluded

1.	Approval of Legal Agreements	Pages	1 - 3
2.	Relationship Agreement	Pages	4 - xx

Marlborough District Council

**Order Paper for an
EXTRAORDINARY COUNCIL MEETING
to be held in the Council Chambers, 15 Seymour Street, Blenheim
on WEDNESDAY, 5 OCTOBER 2022 commencing at 3.00 pm**

1. Karakia

Tēnā koutou, tēnā koutou, tēnā koutou katoa
E te Atua tō mātou Kai-hanga,
ka tiāho te maramatanga me te ora, i āu kupu kōrero,
ka tīmata āu mahi, ka mau te tika me te aroha;
meatia kia ū tonu ki a mātou
tōu aroha i roto i tēnei huihuinga.
Whakakī a matou whakaaro ā mātou mahi katoa,
e tōu Wairua Tapu.
Āmine.

(God our Creator,
when you speak there is light and life,
when you act there is justice and love;
grant that your love may be present in our meeting.
So that what we say and what we do may be filled with your Holy Spirit.
Amen.)

2. Apologies

3. Declaration of Interests

Members are 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.

4. Better Off Funding

(Mayor Leggett) (Report prepared by Mark Wheeler)

L150-019-T01-01

Purpose of Report

1. This item seeks Council approval to apply to the Crown (through the Department of Internal Affairs (DIA) and Crown Infrastructure Partners Limited (CIP)) for Tranche 1 Three Waters Better Off Funding projects.

RECOMMENDATIONS

That Council:

1. Approves the Schedule of Tranche 1 Better Off Funding project applications to the value of \$5,760,000 as scheduled in Clause 8, subject to completing engagement with iwi.
 2. Delegates final approval to lodge applications or make amendments following completion of iwi engagement to the Mayor and Chief Executive.
-

Background

2. The Government announced the provision of Three Waters Better Off Funding support in July 2021. The funding is described by DIA as:
 - “An investment by the Crown into the future for local government and community wellbeing; and
 - In recognition of the significance to the local government sector (and the communities they serve) of the transfer of responsibility for water service delivery.

The use of this funding supports councils to transition to their new role post-reform through meeting some or all of the following criteria, as laid out in the Heads of Agreement:

 - Supporting communities to transition to a sustainable and low-emissions economy, including by building resilience to climate change and natural hazards.
 - Delivery of infrastructure and/or services that enable housing development and growth, with a focus on brownfield and infill development opportunities where those are available.
 - Delivery of infrastructure and/or services that support local place-making and improvements in community well-being.”
3. The total package nationally is \$2 Billion with \$500 Million available in Tranche 1.
4. Allocations to Territorial Authorities has been based on:

Population	(75% weighting)
NZ deprivation index	(20% weighting)
Land area (excluding National Parks)	(5% weighting)
5. Council's allocation is \$23.04 Million with \$5.76 Million available from Tranche 1 and the balance from Tranche 2.
6. As you are aware staff have been developing suitable proposals, discussing these with our CIP regional advisor, briefing Councillors and engaging with iwi for several months.
7. The August Storm event has diverted senior staff from finalising the report to Council and final iwi engagement process. DIA approached Council and agreed to an extension of time from 30 September to 30 November 2022 to enable final applications to be properly lodged and final iwi

engagement to be concluded. However, we would prefer not to use that whole two-month period as the sooner projects are submitted, the sooner they can be approved and work started.

Projects Proposed

8. The projects proposed follow. They have been prioritised by staff according to an assessment of::

- Level of iwi support (being checked by iwi)
- Benefit to the whole district
- Financial costs and benefits

Tranche One Proposals approved by Council in the 2022/23 Annual Plan

Giving effect to the National Policy Statement on Freshwater management (NPSFM)	\$375,000
Giving effect to Te Mana o te Wai	\$650,000
Rezoning Variations to the Proposed Marlborough Environment Plan (PMEP)	\$300,000
River Flood Protection and Climate Change Enhancement	\$350,000
Emergency Management Response	\$475,000
Total	<u>\$2,150,000</u>

Additional Proposals

Proposal	Tranche One Funding		Combined Score
Marlborough Sounds Long Term Recovery plan	\$210,000		16
Solar Panels Library Building	\$250,000		13.5
Upgrade Lights (LED) - Lansdowne Park	\$100,000	*	12.5
Wairau River Aquifer Recharge Enhancement Study	\$220,000		12.5
Capacity Building (Cadetship Proposal)	\$300,000		12
Nelson Square (Waitohi) redevelopment	\$200,000	*	12
Cultural Competency	\$170,000		12
Identify Iwi requirements for geospatial data and build digital tools	\$200,000	*	11.5
Air Quality Monitoring Picton	\$330,000		11.5
Wairau River Regional park	\$100,000		11.5
Heritage Centre Investigation	\$120,000		11.5

Proposal	Tranche One Funding		Combined Score
Tracks and Pathways (Improving accessibility)	\$150,000	*	11
Technology and Innovation Hub	\$460,000		11
Water Allocation and Accounting database	\$800,000		11
<u>Upgrade Lights (LED) - Other Sports Parks (5)</u>	<u>\$45,000</u>	<u>*</u> <u>—</u>	<u>10.5</u>
<u>Acceleration of Reserve Management Plan Review</u>	<u>\$715,000</u>		<u>10.5</u>
Total Additional Proposals	<u>\$4,370,000</u>		
Total of Tranche 1I Proposals	<u>\$6,520,000</u>		
Available (refer slide 5)	\$5,760,000		
Shortfall	\$760,000		

* Investigation and Design to be followed by Tranche 2 implementation

Author	Mark Wheeler, Chief Executive and Martin Fletcher, Chief Financial Officer
Authoriser	Mark Wheeler, Chief Executive

Summary of decision-making considerations			
Fit with purpose of local government			
The proposal enables democratic local decision-making and action by, and on behalf of communities and relates to providing a public service and it is considered good-quality and cost effective.			
Fit with Council policies and strategies			
	<i>Contributes</i>	<i>Detracts</i>	<i>Not applicable</i>
LTP / Annual Plan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Financial Strategy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Infrastructure Strategy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Social well-being	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Economic development	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Environment & RMA Plans	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Arts & Culture	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3 Waters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Land transport	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Parks and reserves	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
This proposal widely contributes to the key Council policies and strategies.			
Nature of the decision to be made			
The options do not involve a significant decision in relation to land or a body of water.			
Financial considerations			
Better Off funding can provide \$5.76 Million to Council at no cost.			
Significance			
The decision is considered of low significance under Council's Significance and Engagement Policy.			
Engagement			
Engagement has occurred with Te Tauihu iwi and is now in its final stage.			
Risks: Legal / Health & Safety etc			
There are no known significant risks or legal implications.			
Climate Change Implications			
The only climate change implications are positive in providing funding for climate change investigations.			

5. Decision to Conduct Business with the Public Excluded

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

- Approval of Legal Agreements
- Relationship Agreement

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
Approval of Legal Agreements Relationship Agreement	To enable the Council, as holder of the information, to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) as 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.