

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**

25 July 2024

Record No: 24182062
File Ref: D050-001-02
Ask For: Mike Porter

Notice of Council Meeting – Wednesday, 31 July 2024

Notice of the Council Meeting to be held in the Council Chambers, 15 Seymour Street, Blenheim on Wednesday, 31 July 2024 to commence at 9.00 am.

BUSINESS

As per Order Paper attached.

**MARK WHEELER
CHIEF EXECUTIVE**



**Order Paper for the
COUNCIL MEETING
to be held in the Council Chambers and via Teams, 15 Seymour Street, Blenheim
on WEDNESDAY, 31 JULY 2024 commencing at 9.00 am**

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Marlborough District Council

**Order Paper for the
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on WEDNESDAY, 31 JULY 2024 commencing at 9.00 am

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. Minutes

- 4.1 Confirmation of the Minutes of the Council Meeting held on 16 May 2024
(Minute Nos. Cncl-0524-402 to Cncl-0524-409)

**Minutes of a Meeting of the
Marlborough District Council
held in the Council Chambers, 15 Seymour Street, Blenheim
on THURSDAY 16 MAY 2024 commencing at 9.00 am**

Present

The Mayor N P Taylor (in the Chair), Cllrs S R W Adams, J A Arbuckle, S J Arbuckle, J D N Croad, D A Dalliessi, B G Dawson, B A Faulls, M R K Flight, G A Hope, R J Innes, B J Minehan and T P Sowman.

In Attendance

Mr M S Wheeler (Chief Executive), Ms L J Craighead (Parks and Open Spaces Planner), Ms K M Whiteman (Parks and Open Spaces Officer) and Mr M J Porter (Democratic Services Manager).

Karakia

The meeting opened with a karakia.

Apology

Cllrs Faulls/Minehan:

That the apology for lateness (later changed to absence due to the early closing of the meeting) from Cllr A R Burgess be received and sustained.

Carried**Cncl-0524-402 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-0424-354.

Cncl-0524-403 Confirmation of Minutes -

The Mayor/Cllr Croad:

That the Minutes of the Council Meeting held on 10 April 2024 (Minute Nos. Cncl-0424-354 to Cncl-0424-365) be taken as read and confirmed.

Carried**Committee Reports****Cncl-0524-404 Assets & Services Committee -**

Cllrs Dawson/Dalliessi:

That the Committee report contained within Minute Nos. A&S-0424-366 to A&S-0424-374 be received and the recommendations adopted.

Carried**Cncl-0524-405 Environment & Planning Committee -**

Cllrs Hope/Faulls:

That the Committee report contained within Minute Nos. E&P-0424-375 to E&P-0424-386 be received and the recommendations adopted.

Carried

Cncl-0524-406 Economic, Finance & Community Committee -

Clr J Arbuckle stated that the resolution under Minute No. EFC-0424-391 (College Park Lease) should stand as Council has the right to enter into such a agreement with the Boys College Board of Trustees.

Clrs Croad/S Arbuckle:

That the Committee report contained within Minute Nos. EFC-0424-387 to EFC-0424-401 be received and the recommendations adopted.

Carried

Cncl-0524-407 Taylor River Rabbit Control Operation **R510-009-T02-03**

Ms Whiteman advised that the purpose of the report was to seek Council approval to operate a rabbit control operation using Pindone (an anticoagulant drug for agricultural use with the full chemical name 2-(2,2-Dimethyl-1-oxopropyl)indane-1,3-dione), along sections of the Taylor River Reserves and adjacent private properties in July 2024 to reduce rabbit numbers in the target area at an estimated cost of \$23,000 (with funding from Taylor River maintenance budgets).

Ms Whiteman and Mr Falconer jointly reported that rabbit populations on sections of the Taylor River are extremely high and a Pindone solution followed up by night shooting was proposed to reduce the numbers to level three on the Modified Maclean Rabbit Infestation Scale.

Members noted that in 2021 Council undertook a rabbit control operation in the Taylor River area south of the Burleigh Bridge using the Rabbit Haemorrhagic Disease Virus – K5 Strain (RHDV1-K5) in response to large numbers of rabbits in the area. Current rabbit counts have indicated the operation was largely unsuccessful with only three less rabbits per kilometre in 2023 from the 2021 counts. In 2023 a night shooting operation, using an approved pest removal operator was conducted over a three month period with the total number of rabbits dispatched being 293. It was noted that shooting alone does not effectively reduce rabbit numbers to an adequate and acceptable level in the long term. The Modified Maclean Rabbit Infestation Scale Level 3 (a recognised scale used by Councils to determine rabbit population levels and regulates both private and public-land areas) has been determined as the highest allowed in New Zealand for rabbits.

Staff reported that resource consent and approval from DOC will be required prior to commencement. A public awareness campaign will be undertaken leading up to the commencement of the operation in consultation with Council's communications team. It was proposed that public areas where the operation is being undertaken will be heavily signposted and it was suggested that all dogs will be required to be on leash or excluded.

Members agreed that lids should be built into each station.

Clrs Croad/Minehan:

That Council approve a rabbit control operation using Pindone along sections of the Taylor River Reserve and adjacent private properties.

Carried

Cncl-0524-408 Notification of Draft Wither Hills Management Plan **R510-014-024-01**

Ms Craighead advised that the purpose of the report was to seek approval to notify for public submissions the draft Wither Hills Management Plan (to be notified on Monday 10 June 2024) and to establish a Hearings Panel to consider submissions received on the draft Wither Hills Management Plan. Members also noted the separately attached Draft Wither Hills Management Plan (filed in CM – Record No. 24125321) and the separately attached Background Information (filed in CM – Record No. 24125329)

Ms Craighead reported that the review process commenced in late 2022 with pre-consultation of Council staff, iwi and key stakeholders. From March to May 2023 the public were invited to provide their thoughts on future management of the Park and some specific questions were posed. This process attracted 92 responses, with many useful suggestions and insights considered as part of the plan development process. Three iwi have participated in the review process (Rangitāne o Wairau, Ngāti Rārua and Ngāti Toa Rangatira). Staff and specialist consultants from several Council departments, the Wither Hills Farm Park lessee, representatives

from the QEII National Trust, Department of Conservation (DOC), Fire and Emergency NZ and Walking Access NZ also provided valuable input. Other key stakeholder groups directly consulted included Rotary Clubs of Marlborough and the Marlborough Mountain Bike Club.

Ms Craighead noted that some changes to the Te Reo wording in the draft Wither Hills Management Plan will be made prior to public submission.

The Mayor/Clr Faults:

1. That Council approve the draft Wither Hills Management Plan for the purposes of public submission.
2. That Council confirm a hearing panel consisting of Councillor Dawson as Chair and Councillors Croad and Adams to hear submissions and recommend to Council decisions on those submissions.

Carried

Cncl-0524-409 Decision to Conduct Business with the Public Excluded

The Mayor/Clr Flight:

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)

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.

Carried

The meeting closed with a karakia at 9.18 am.

Confirmed this 24th day of June 2024

**N P TAYLOR
MAYOR**

Record No. 24136266

4. Minutes

- 4.2 Confirmation of the Minutes of the Council Meeting held on 24 June 2024
(Minute Nos. Cncl-0624-411 to Cncl-0624-418)



**Minutes of a Meeting of the
Marlborough District Council
held in the Council Chambers and via Teams, 15 Seymour Street, Blenheim
on MONDAY 24 JUNE 2024 commencing at 9.00 am**

Present

The Mayor N P Taylor (in the Chair), Clrs S R W Adams, J A Arbuckle, S J Arbuckle, A R Burgess (from 9.10 am), J D N Croad, B G Dawson, B A Faulls, M R K Flight, G A Hope, R J Innes and B J Minehan.

Present via Teams

Clr D A Dalliessi.

In Attendance

Mr M S Wheeler (Chief Executive); Mr G K Blake (Chief Financial Officer), Mr M F Fletcher (Manager Strategic Finance), Mr A J Lyall (Property & Community Facilities Manager), Mr S J Murrin (Marlborough Roads Manager), Mrs C L Lake (Financial Services Manager), Mr M J Porter (Democratic Services Manager) and Ms N J Chauval (Support Services Administrator).

Karakia

The meeting opened with a karakia.

Apologies

The Mayor/Clr Croad:

That the apologies for absence from Clrs J C Rosene and T P Sowman be received and sustained.

Carried

The Mayor introduced the purpose of the meeting. It was noted that additional information had been circulated to members prior to the meeting.

The Mayor acknowledged the Councillors and staff involved with the Aratere grounding late on Friday 21 June 2024 and continuing over the weekend whilst arrangements were made to refloat, and the successful refloating of, the vessel.

The Mayor further acknowledged Mark Wheeler and Martin Fletcher as this will be their last Long Term Plan

Cncl-0624-411 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 interest as declared by Clr Adams under submission 331 (*Phillippa Woodward*);
- The interest as declared by Clr Flight under submission 102 (*Stuart Petersen [Blenheim Community Patrol Charitable Trust]*);
- The interest as declared by Clr Dawson under submission 146 (*Annie Percy & Tricia Dawson [Grey Power]*);
- The interest as declared by Clr Faulls under submission 36 (*Rick Edmonds [Link Pathway Trust]*); and
- The interest as declared by Clr Burgess under submission 337 (*Sylvie Filipo [Te Ātiawa o Te Waka-a-Māui]*).

Cncl-0624-412 Sounds Roads Recovery Funding E210-007-29-05

The Mayor acknowledged the many submitters. The Mayor also acknowledged those that are living with broken roads and the convoluted process that has been required of Council in order to get Government funding to fix those roads.

Members noted that the purpose of the report was to propose a means of funding Council's contribution to the estimated costs of the recovery works for the Marlborough Sounds transport network.

Mr Fletcher reported that the funding of the Sounds Roads Recovery was by far the most significant item contained in the 2024-34 Consultation Document. This was reflected in that the number of submissions received on this topic made up almost half of the total number of submissions. An analysis of the submissions received has been undertaken with 13 common themes being identified. However, while the themes were common, there were at times diametrically opposed views on how Council should proceed. One example was Marine where submitters argued both for and against the inclusion of Marine. There were other examples of this occurring as well which were detailed in the agenda.

Mr Fletcher further reported that of the themes, four would make a significant difference on rating for the funding of the Sound Roads recovery. They are: Removal of Marine, except for a \$500,000 study; Adjusting the cost allocation between Zones to take account of Tranche 1 and 2 expenditure not just Tranche 3 expenditure as was initially proposed in the Consultation Document; and Changing the weighting for Non-Sounds from 25 to 30.

The progressive rating impact of these amendments are shown in the table below. While not meeting all submitters' views on equity and fairness, it was considered a significant step towards them:

Summary of Options showing 2034 Rating Impact

Option 2(a) - Weighting of 100 for all Marlborough properties

Average Rate	Properties	Base Case per CD	No Marine (except \$0.5M)	No Marine - Adj \$T1 & \$T2	No Marine - Adj \$T1 & \$T2 - 30 Non Sounds
All Marlborough	26,787	290.35	209.55	209.55	209.55

Option 2(b) - Option 2(a) with a weighting of 25 for Non-Sounds & Sounds Admin Rural properties

Average Rate	Properties	Base Case per CD	No Marine (except \$0.5M)	No Marine - Adj \$T1 & \$T2	No Marine - Adj \$T1 & \$T2 - 30 Non Sounds
Zones	3,039	674.41	486.74	486.74	426.28
Sounds Admin Rural	1,451	146.39	105.65	105.65	92.53
Non-Sounds	22,297	247.37	178.53	178.53	187.63

Option 2(c) - Option 2(b) with Zone costs recovered at a Zone Level

Average Rate	Properties	Base Case per CD	No Marine (except \$0.5M)	No Marine - Adj \$T1 & \$T2	No Marine - Adj \$T1 & \$T2 - 30 Non Sounds
Te Aumiti/French Pass	896	505.12	348.17	283.10	247.94
Te Hoiere/Pelorus	162	323.06	272.49	311.54	272.84
Tōtaranui/Queen Charlotte	712	333.05	215.37	393.65	344.75
Kenepuru	930	1,224.15	888.62	805.62	705.55
Te Whanganui/Port Underwood	339	498.58	422.85	429.46	376.11
Sounds Admin Rural	1,451	146.39	105.65	105.65	92.53
Non-Sounds	22,297	247.37	178.53	178.53	187.63

Not recommended was the adoption of a UAC for rating Zone properties, collectively or individually. This proposal was not recommended as it was not included in the Consultation Document for Zone properties. Had it been, it would have clearly identified the rating impact of this approach, where a high number of lower valued properties would have to pay more and a fewer number of higher value properties would have paid less. By not including this information it removed the possibility of alerting lower value property owners of the "top ups" they would be asked to pay which may have provided sufficient clarity of information and motivation for them to make a submission.

Members noted the other themes that were discussed in the Agenda. The separate attachments 4.1 to 4.7 were also noted.

Members discussed the options outlined in the paper and drew on all the submissions that were received and some spoken to. Members were appreciative of all submissions received and the staff advice culminating in the Agenda item. Members spoke on the recommendations and agreed with the removal of the Marine costs (except for the \$500,000 for a targeted study). Members spoke on and agreed with the recommendation that the UAC concept could be reviewed during the 2027-37 Long Term Plan process. In addition to the recommendations included in the Agenda, members moved to progress with the Sounds Road Recovery work.

Clr Dawson/The Mayor:

That Council agree to progress with the Sounds Road Recovery work.

Carried

Clr Dawson/The Mayor:

- 1. That Council agree to thank all submitters on the topic of Sounds Roads Recovery Funding.**
- 2. That Council agree to exclude all marine costs except for \$500,000 for a targeted study to reduce uncertainty on the future scope and staging of marine works.**
- 3. That Council agree to include Tranche 1 and 2 expenditure in the calculation of the cost share allocation between Zones.**
- 4. That Council agree to increase the weighting for Non-Sounds properties to 30 from the original 25.**
- 5. That Council agree to adopt Option 2(d) per the 2024-34 Long Term Plan Consultation Document for the funding of the Sounds Roads Recovery as amended by the decisions of Council in their deliberation of recommendations 2, 3 and 4 above.**
- 6. That Council agree to not pursue the UAC concept for rating Zone properties for the 2024-34 Long Term Plan.**
- 7. That Council note that Council can review the decision it made on recommendation 6 above as part of the 2027-37 Long Term Plan.**
- 8. That Council agree to retain current Zone property boundaries as contained in the 2024-34 Long Term Plan Consultation Document.**
- 9. That Council note the work being undertaken to improve maintenance delivery.**
- 10. That Council agree to update Council's Revenue and Financing Policy to reflect the decisions made at this meeting.**
- 11. That Council agree to submit the funding application to NZTA for repairs to Sounds Roads.**
- 12. That Council note that there is some uncertainty regarding NZTA's Financial Assistance Rate for Repairs.**

Carried

The following submitters are to be thanked for their submission and advised of the decisions made in relation to Sounds Roothing Recovery Funding (please note that as some submitters made comment on other LTP matters, they will also receive advice of decisions made in Minute No. Cncl-0624-414 below - shown with *) *[note submitters will be listed in the order of Submitters heard on Monday, Tuesday, Wednesday, Thursday, and lastly non-speakers]:*

112 Stefan Schulz and Heike Koester
251 Kenepuru and Central Sounds Residents Assn Inc (KCSRA) (including submissions 46 and 363)
253 Andy Morris (Sport Tasman)
186 Brent Morrison
281 Cathie Bell (Mistletoe Bay Eco-Village Trust Inc)
98 Charles (Rob) Grigg
110 Chris Simpson
318 Eugene Whakahoehoe (Te Rūnanga o Ngāti Kuia)
272 Evan White (Federated Farmers of New Zealand)*
299 Frank Taylor
234 Glenda Robb
341 Guy Lissaman (Trelawne Farm Limited)*
118 Johanna Kroon

166 John Cretney (Cissy Bay Community Association)
184 John Davison*
345 Dave Mcfarlane
300 Joop Jansen
295 Lynley Perkins (Hopewell Accommodation Ltd)
76 Mark Beardsley
221 Mary Bowron (Sounds Positive Farmer Discussion Group)
225 Mary Bowron (Kenepuru Sounds Farmer and Veterinarian)
291 Michael Stoneley (Marlborough Angling & Surfcasting Club Inc)
227 Michael Gerard
38 Michael Halliday*
138 Owen Glover*
170 Phil Green*
100 Russell Fookes
274 Tracey Hewitt
346 Tracey Currie (Moetapu Bay Community Association)
356 Richard Osborne (Pelorus Farms Limited)
125 Hana Wilkinson (NPHS Te Waipounamu)
144 Russell Hopkins*
329 Robert Terry (Free Public Defenders Service)*
193 Hamish Morrison (Federated Farmers Dairy Chair)
2 Patrick O'Rourke
8 Janet Hornblow
12 Juliane Merz
74 Alan Campbell (Raetihi Holdings Ltd)
96 Duncan Mckee
105 Craig Mckee
152 Pete Bigley
159 Nigel Neal
204 Charlie Halliday
259 Terry Sowman
262 Patrick Trippier
278 Dene Cross (Cross Trust)
321 Mark Pearson
17 Matthew Stevens
25 Steve Podjursky
45 Ken Foster
51 Marion Day
54 Lyndsay Peter Mckay
60 Patricia Berwick
71 John Reeves
72 Maryanne Tipler
77 Rob Ford
82 Peter Thompson
87 Ngaire Phillips
92 Debra Dawson
117 Tracey Currie
119 Garry Musson
129 Lindsay Mackay
131 Deborah Franklin-Clegg (Sounds By Sail)
140 Christopher Evan Wilson (C.E. Wilson Family Trust)
148 Irma Van Der Linden
151 Richard Gorman (Spectrum Oceanographic Ltd)
153 David Dunlop
154 Ron Rolston*
156 Peter Evans (P & S Evans)
161 Richard Barker
168 Val Seatter
173 Ced Seatter
175 Melva Robb
185 Tony Redwood (Okoha Holdings Ltd)
191 Richard Stewart
196 Kim Jones

198 Bernie Schluter
206 Steve Pellett (Stanley Estates)
207 Robert and Sabine Harper (Sherrington Honey)
211 Jillian Edwards
213 Ross Withell (H R Withell)
217 Rebecca Scherp (Barrack Block Ltd)
218 Nicolas Elvy
219 Jason Tobin
226 Stuart Read*
228 Adrinne Watson
230 Gillian Canham
231 Emma Hopkinson-Young
236 Barbara Templeton
239 Fleur Schmack (NIB)
241 Adrian Mark Henry Harvey
243 Andrew Fraser
256 Leigh Anthony
258 Braden Moleta (Waitui Holdings Limited)
261 Kirsten Drayton
266 Nicolai Heard
268 Nicolas O'Connell
273 Ian Hamlin (Ngahere Hou)
276 Bryan Crocker
277 Joy Redwood
282 Noel Moleta (Waitui Holdings Limited)
294 Dennise Goodlass
296 Michael Marchant
308 Ketta Nicholls
311 David Lord*
351 Heather Kim Mathers and Glen Wiki
27 Alan Godfrey
29 Gregory King
52 Sue Courtney
56 Richard Acton-Adams*
65 Alexandra Jones
67 Allison Cusiel
103 Ralph Powlesland
109 Mary Powlesland
114 Lesley Blanchard
135 Chris Stevenson
199 Kathryn Curzon
235 Mandy Li
287 Nicholas Curzon
309 Thomas Powell
323 Christopher Cookson
367 Deborah Pearson
286 Neale and Christine Lawson (Lawson Farm Ltd)
59 Dallas Hemphill
83 Callum Haynes (Matua)
145 David John Turner
174 Drew Baty
179 Kirsty Chalmers
200 Gus Atschwager (A&K Wines Ltd)
210 Rachel Dalglish
247 Louise Edwards
269 James White (Cloudy Bay Vineyards)
315 John Macleod (Are Are Ltd)
316 Kathleen Zelter
322 Rebecca Woledge
5 Laurence Chris Duckworth
10 Andrew King
15 Sara Hunter
18 Phil Green

24 Fay Watson
26 Lilian Broadhurst
30 Rebecca Woledge (Karakā Point and Environs Residents Incorporated)
35 Scott Watson
40 Peter and Andrea Forrest
47 Alex Stevens
48 Susan Stevens
49 John Maffey
80 Peter Standish
104 David Stark
107 Kathryn Omond
130 Bill LeWarne
132 Andrew Nation
143 Clifford (Cliff) Bowers
158 William Clamp
167 Wilma Green Datema
190 Matthew Gallop
201 Marcus Pickens
209 Beth Forrest (Forrest Wines)
214 Jamie Halstead
232 Nigel Sowman (Mangarua Holdings Ltd)
242 Anna Dunne
292 Marg O'Brien
339 Don Pointon
368 Matt Large
271 Phillip Neal (Motukawa Farm)
22 Jill Aldridge
73 Yvonne Sprey
94 Alured Dowle (Dowle Farming Co Ltd)
169 Mary Bennett
181 Bill Perrins
252 Craig Robinson
325 Lyndall Edwards
347 Ron Stewart
348 Alistair Cameron
349 Suzanne and Godfrey Walker
350 Gavin Traill
352 Tony and Marie Cridge
354 Hamish Neale
58 A M & F R Bowron
229 Erika and Eugen Lottermoser
237 Louisa Marks
238 S Forrest
246 David Oddie
275 John and Lynne Small
289 Lawrence Stevenson (Marlborough Recreational Fishers Assn)
307 Josephine Elworthy (Hololio Farm, Clevedon, NZ)
334 Laurence O'Connell
337 Sylvie Filipo (Te Ātiawa o Te Waka-a-Māui)
342 Don Miller
355 Rebecca Teonea
357 Russell Mcconchie
358 Stephen Parsons
270 John Ahern
283 William Scholefield
319 Bruce Gourlay
149 Paul Thompson*

Cncl-0624-413 Development Contributions Policy – Minor Amendments

F230-L24-09-03

Members noted that the purpose of the report was to provide an update to the Development Contributions Policy for minor changes relating to Small Homes.

Mr Blake advised that recent investigations into some Development Contributions assessments have identified some minor inconsistencies in the wording of the Policy. Members noted that the proposed amendments were to ensure clarity for developers in the interpretation of the Policy. The revised Policy was attached to the Agenda.

Cirs Dawson/Innes:

That Council approves the amendments to the Development Contribution Policy as outlined in the agenda item.

Carried

Cncl-0624-414 Consideration of LTP Submissions – Non Sounds Roads

F230-L24-09-03

Members noted that the purpose of the report was to summarise the submissions received relating to the 2024-34 Long Term Plan consultation document and supporting information; to identify submissions requesting a Council budget increase, supporting decision making regarding budget allocations; and to facilitate Council discussions and decision making regarding submitter feedback and perspectives. It was noted that this paper should be read in conjunction with the individual submissions.

Mr Blake reported that 198 Submissions were received providing 534 responses indicating support or otherwise to the particular topic. “Yes” responses were proportionately larger than “No” or “Support in part/Oppose in part” responses, suggesting support in general for Councils LTP (this is supported by statistics/graphs as reported in the Agenda item). Feedback received from submitters on changes to fees and charges were generally supportive (again this comment is supported by statistics as reported in the Agenda item). Budget requests were received from 59 submitters with a total request value of \$12.4m, with a mixture of one-off and ongoing requests received.

The Mayor/Cir Croad:

- 1. That Council confirms the decisions it made as part of the 26 February 2024 Budget meeting regarding increased levels of service noting that significant items were identified in the Consultation Document; and**
- 2. That Council confirms the changes in all fees and charges as presented in the Consultation Document, and**
- 3. That Council notes the requests for increased levels of funding made in submissions and included in Appendix 6.1, which will be deliberated on when the relevant submission is considered.**

Carried

The following submitters who made a submission that Council made a specific resolution on are listed below (please note that those marked with * also submitted on Sounds Roding Recovery Funding and will receive advice of decisions made in Minute No. Cncl-0624-412 above) [*note submitters will be listed in the order of Submitters heard on Monday, Tuesday, Wednesday, Thursday, and lastly non-speakers*]:

*144 Russel Hopkins**

Cir J Arbuckle/The Mayor:

- 1. That the submitter be thanked for their submission and that they be advised of the decisions made in relation to increased levels of service and fees and charges as per resolutions 1 and 2 of Minute No. Cncl-0624-414 above.**
- 2. That the funding request regarding proposed improvements to the Japanese Garden at Harling Park be referred to the Sister City Sub-Committee for consideration and funding from existing budgets.**

Carried

329 Robert Terry (*Free Public Defenders Service*)*

Clr J Arbuckle/The Mayor:

1. That the submitter be thanked for their submission and that they be advised of the decisions made in relation to increased levels of service and fees and charges as per resolutions 1 and 2 of Minute No. Cncl-0624-414 above.
2. That the funding request regarding a free Public Defenders Service for the Marlborough/Nelson/West Coast areas be declined as this is outside of the scope of Local Government.

Carried

360 Dianne Payton

The Mayor/Clr Flight:

1. That the submitter be thanked for their submission and that they be advised of the decisions made in relation to increased levels of service and fees and charges as per resolutions 1 and 2 of Minute No. Cncl-0624-414 above.
2. That the submission on the lack of mobility parking in Blenheim specifically around pharmacies and chemists be referred to staff to correspond direct with the submitter.
3. That the access to the toilet at Sheps Park be referred to staff to correspond direct with the submitter.
4. That the issue of rubbish waste management in Rai Valley be referred to the Assets and Services Committee for further consideration.
5. That the submitter be informed of the Access and Mobility Forum and that issues can be taken direct to them.

Carried

188 Yvonne Wratt (*Grovetown Residents Association*)

The Mayor/Clr Adams:

1. That the submitter be thanked for their submission on Grovetown Sewerage and that copies of previous correspondence on the issue be forwarded to the submitter.
2. That the issue of the guardrail on the road corridor be referred to Marlborough Roads.

Carried

20 Leeson Baldey (*Warmer Healthier Homes Te Tau Ihu Charitable Trust*)

A resolution was moved and seconded to approve funding of \$30,000 per annum for three financial years:

Clrs J Arbuckle/Dawson:

That the funding request from Leeson Baldey (*Warmer Healthier Homes Te Tau Ihu Charitable Trust*) of \$30,000 per annum for three financial years (2024-25, 2025-26 and 2026-27) be approved with funding from rates.

Carried

Following discussion an amendment resolution was moved and seconded to approve funding of \$20,000 per annum for three financial years. This was voted on and became the substantive motion.

Clrs Dalliessi/Croad:

That the funding request from Leeson Baldey (*Warmer Healthier Homes Te Tau Ihu Charitable Trust*) be approved by way of \$20,000 per annum for three financial years (2024-25, 2025-26 and 2026-27) with funding from rates.

Carried

ATTENDANCE: The meeting adjourned at 10.40 am and resumed at 10.55 am

23 Carmen Gimpl (*Picton Little Theatre*)

Clrs Croad/J Arbuckle:

That the funding request from Carmen Gimpl (*Picton Little Theatre*) for an annual operating grant be declined, however the submitter is to be advised that an avenue for funding for their request is Council's Community Grants (closes 8.00 am on 19 August 2024).

Carried

53 Chris Marshall (*Endeavour Park Pavilion Society Inc*)

Clrs Croad/Minehan:

That the funding request from Chris Marshall (Endeavour Park Pavilion Society Inc) regarding the Feasibility Study be referred to the Long Term Plan Working Group for further consideration.

Carried

Clrs Croad/Adams:

That the funding request from Chris Marshall (Endeavour Park Pavilion Society Inc) for annual increase in the reimbursement of the Assistant Facilities Manager be referred to the Assets & Services Committee for further consideration.

Carried

106 John Hickman (*Flaxbourne Settlers Association*)

Clrs Adams/Innes:

That the submission from John Hickman (Flaxbourne Settlers Association) be referred to the Assets & Services Committee for further consideration.

Carried

244 Kevin Loe (*Flaxbourne Heritage Trust*)

Clr Hope moved a motion to approve the funding request but this lapsed for want of a seconder. A further motion was put to the meeting.

Members noted that staff have confirmed that the \$250,000 for the fit-out of the Flaxbourne Heritage Centre can be released – this can be conveyed to the Trust.

Clrs Hope/Burgess:

That the funding request from Kevin Loe (Flaxbourne Heritage Trust) for an increase in their annual operating grant be approved by way of an increase of \$2,500 per annum (to a total of \$10,000 per annum) with funding from rates.

Carried

NB: Clr Dalliesi requested that her vote against the motion be recorded.

The Mayor/Clr Hope:

That the funding request from Kevin Loe (Flaxbourne Heritage Trust) for cataloguing, filing, and setting up of systems be referred to the Economic, Finance & Community Committee for further consideration.

Carried

50 Tonya Patchett (*Blenheim Polo Club*)

Clrs J Arbuckle/Hope:

That the funding request from Tonya Patchett (Blenheim Polo Club) be declined.

Carried

192 Robert Mccaw (*East Coast Protection Group*)

Clrs Croad/J Arbuckle:

That the request from Robert Mccaw (East Coast Protection Group) for the doubling of the Mahi mō te Taio/Working for Nature Fund be declined, noting that the submitter has been successful in obtaining funds from that Fund.

Carried

The Mayor/Clr Adams:

That the Mahi mō te Taio/Working for Nature Fund be referred to the LTP Working Group for an understanding of the level of oversubscribing and how to increase the Fund.

Carried

202 Tim Crawford (Marlborough Equestrian Park NZ Inc)

Clrs Croad/S Arbuckle:

1. That the submitter be thanked for their submission and that they be advised of the decisions made in relation to increased levels of service and fees and charges as per resolutions 1 and 2 of Minute No. Cncl-0624-414 above.
2. That the funding request from Tim Crawford (Marlborough Equestrian Park NZ Inc) for automated irrigation be declined and that the submission be referred to the Assets & Services Committee for further consideration of the request.

Carried

290 Fraser Brown

The Mayor/Clr Flight:

That the submission from Fraser Brown regarding Oliver Park and the boundary with Redwood Street be referred to the Assets & Services Committee for further consideration.

Carried

306 Fraser Brown (Marlborough Mountain Bike Club)

The Mayor/Clr Croad:

That the funding request from Fraser Brown (Marlborough Mountain Bike Club) be referred to the Wither Hills Management Plan review.

Carried

183 Stuart Barnes

Clrs Faulis/Innes:

That the funding request from Stuart Barnes for an asphalt pump track in Picton be referred to the Assets & Services Committee for further consideration; acknowledging the work completed by the submitter.

Carried

9 Michael Insley (Rapaura Tennis Club Inc)

A resolution was moved and seconded to decline the increase in the annual operating grant:

Clrs J Arbuckle/Dawson:

That the funding request from Michael Insley (Rapaura Tennis Club Inc) for an increase in the annual operating grant be declined.

Carried

Following discussion an amendment resolution was moved and seconded to increase the annual operating grant by \$2,500 per annum. This was voted on and became the substantive motion.

Clrs Dalliessi/Adams:

That the funding request from Michael Insley (Rapaura Tennis Club Inc) for an increase in the annual operating grant be approved by way of \$2,500 per annum (to a total of \$17,500 per annum) with funding from rates.

Carried

NB: Clr Hope requested that his vote against the motion be recorded.

150 Maurice Cartyer (Marlborough Bridge Club)

The Mayor/Clr Flight:

That the submission from Maurice Cartyer (Marlborough Bridge Club) be referred to the Assets & Services Committee for further consideration.

Carried

326 *Māhina Henry-Campbell (Marlborough Netball Centre)*

A motion to decline the funding request and that the submitter be invited to apply to the 2027-37 Long Term Plan was withdrawn by the mover and seconder.

Cirs J Arbuckle/Croad:

That the funding request from Māhina Henry-Campbell (Marlborough Netball Centre) for a covered roof for the netball courts be declined for this 2024-34 Long Term Plan, but the submission is to be referred to the Long Term Plan Working Group for further consideration.

Carried

122 *Nick McGowan*

Cirs Dawson/S Arbuckle:

That the aspirational submission from Nick McGowan regarding an overbridge in Picton be declined and the submission be forwarded to Kiwi Rail for their consideration.

Carried

338 *Anna Bensemman (Baseline Group Marlborough)*

Cirs Adams/S Arbuckle:

That the submission from Anna Bensemman (Baseline Group Marlborough) be referred to the Environment & Planning Committee for further consideration.

Carried

240 *Oliver Boyd (Summerset Group Holdings Limited)*

Cirs J Arbuckle/Croad:

That the submission from Oliver Boyd (Summerset Group Holdings Limited) be referred to the LTP Working Group for consideration during the review of financial policies.

Carried

293 *John Collyns (Retirement Villages Association New Zealand)*

The Mayor/Cir J Arbuckle:

That the submission from John Collyns (Retirement Villages Association New Zealand) be referred to the LTP Working Group for consideration during the review of financial policies.

Carried

343 *Rob Steel (Kainga Ora Homes and Communities)*

Cirs Dawson/Adams:

That the submission from John Collyns (Retirement Villages Association New Zealand) be referred to the LTP Working Group for more assessment.

Carried

180 *Robbie Peat (Okiwi Bay Ratepayers Association)*

Cirs Faulls/Minehan:

That the submitter be thanked for their submission and for reminding Council that the Okiwi Bay Wharf is of huge significance to the Okiwi Bay community and that this will be looked at during the Marine Study as moved in Resolution 1 of Minute No. Cncl-0624-412 above.

Carried

13 *Jo Lane (Marlborough Youth Trust)*

Cirs Croad/Dawson:

That the funding request from Jo Lane (Marlborough Youth Trust) be declined, however they are advised that finance and other staff will work with the submitter.

Carried

263 *Kelvin Watt (Graeme Dingle Foundation Marlborough)*

Cirs Dawson/Hope:

That the funding request from Kelvin Watt (Graeme Dingle Foundation Marlborough) for the career navigator scheme of \$2,000 per annum be approved with funding from rates.

Carried

ATTENDANCE: The meeting adjourned at 12.32 pm and resumed at 1.18 pm

255 Paul Davidson (Marlborough Historical Society Incorporated)

Members discussed this submission and expressed their disappointment in the approach by the Marlborough Historical Society Incorporated, but agreed to accept that negotiations need to be reset. Members commented on the unrealistic dollar figure put on the value of the Museum building. The request for an operating grant was also discussed.

The Mayor/Clr Croad:

- 1. That Council withdraw from the Brayshaw Park site.**
- 2. That Council allocate a one-off grant of \$40,000 in the 2024-25 financial year for maintenance, with funding from existing budgets.**
- 3. That Council decline to purchase the Museum building at Brayshaw Park.**

Carried

303 Paul Davidson (Bytesize Film Productions)

Cirs J Arbuckle/Dawson:

That Paul Davidson (Bytesize Film Productions) be thanked for their submission and advised to try for alternative funding sources and come back to the 2025-26 Annual Plan process if unsuccessful.

Carried

335 John Orchard

The Mayor/Clr Hope:

That the submission from John Orchard be referred to the Economic, Finance & Community Committee for further consideration.

Carried

Attendance: Clr Burgess withdrew from the meeting at 1.58 pm.

128 Sharon Evans (Renwick Museum and Watson Memorial Library)

Cirs Croad/Innes:

That the submission from Sharon Evans (Renwick Museum and Watson Memorial Library) be referred to Heritage Marlborough for consideration.

Carried

288 Cathie Bell (New Zealand Chinese Language Week Trust)

Cirs Dalliessi/Croad:

- 1. That the submitter be thanked for their submission and that they be advised of the decisions made in relation to increased levels of service and fees and charges as per resolutions 1 and 2 of Minute No. Cncl-0624-414 above.**
- 2. That the funding request from Cathie Bell (New Zealand Chinese Language Week Trust) be declined.**

Carried

102 Stuart Petersen (Blenheim Community Patrol Charitable Trust)

Cirs Adams/Fauls:

That the funding request from Stuart Petersen (Blenheim Community Patrol Charitable Trust) for an increase in their annual operating grant of \$3,000 per annum (to a total of \$8,000 per annum) be approved, with funding from rates.

Carried

NB: Clr Flight declared an interest in the above and did not take part in discussions nor vote on this issue.

16 Aimee Payne

Clr J Arbuckle/The Mayor:

1. That the submitter be thanked for their submission and that they be advised of the decisions made in relation to increased levels of service and fees and charges as per resolutions 1 and 2 of Minute No. Cncl-0624-414 above.
2. That the submission from Aimee Payne on the assessment of lighting and other improvements at the Blenheim Skate Park be referred to the Assets & Services Committee for further consideration.

Carried

64 Ivan Sutherland (Tōtaranui 250 Trust)

Clrs Hope/J Arbuckle:

That the funding request from Ivan Sutherland (Tōtaranui 250 Trust) be approved by way of seed funding of up to a one-off \$100,000 for the 2024-25 financial year with funding from the Forestry and Land Development Reserve, subject to confirmation of the balance of funds being secured.

Carried

139 Jane Du Feu (Te Taihū o Te Waka a Maui Maori Culture Council)

Clrs Croad/Innes:

That the funding request from Jane Du Feu (Te Taihū o Te Waka a Maui Maori Culture Council) be declined, however the submitter is to be advised to apply to the Commercial Events Fund (Round 1 of 2024-25 financial year opens 12 August 2024 – limits on funding apply).

Carried

90 Joseph Casalme (Marlborough Civic Theatre Trust)

Clrs S Arbuckle/Dawson:

That the funding request from Joseph Casalme (Marlborough Civic Theatre Trust) be declined.

Carried

146 Annie Percy and Tricia Dawson (Grey Power)

Clrs Dalliessi/Hope:

That the submission from Annie Percy and Tricia Dawson (Grey Power) be referred to the Economic, Finance & Community Committee for further work in regard to staff capacity to undertake any investigation.

Carried

NB: Clr Dawson declared an interest in the above and did not take part in discussions nor vote on this issue.

359 Leigh Manson (Te Taihū Community Development Agency)

The Mayor/Clr Croad:

That the funding request from Leigh Manson (Te Taihū Community Development Agency) be declined.

Carried

336 Barney Thomas (Ngāti Rārua o Te Wairau Society)

The Mayor/Clr J Arbuckle:

1. That the submitter be thanked for their submission and that they be advised of the decisions made in relation to increased levels of service and fees and charges as per resolutions 1 and 2 of Minute No. Cncl-0624-414 above.
2. That the submission from Barney Thomas (Ngāti Rārua o Te Wairau Society) be referred to the Assets & Services Committee (public toilet, street lighting, and speed limits) for further consideration; and that Marlborough Roads be asked to check signage outside the Hauhunga Marae and Wairau Pā.

Carried

298 Corey Hebbard (*Rangitane o Wairau Group*)

The Mayor/Clr Croad:

1. That the submission from Corey Hebbard (*Rangitane o Wairau Group*) on banking of names for roads be referred to the Road Naming Sub-Committee.
2. That the funding request from Corey Hebbard (*Rangitane o Wairau Group*) be discussed by the Mayor with the Te Taihū Partnership Wānanga.

Carried

36 Rick Edmonds (*Link Pathway Trust*)

Cirs Croad/Minehan:

1. That the funding request from Rick Edmonds (*Link Pathway Trust*) to assist with maintenance be approved by way of a one-off \$10,000 for the 2024-25 financial year, with funding from the Forestry and Land Development Reserve.
2. That the submission from Rick Edmonds (*Link Pathway Trust*) be referred to the Assets & Services Committee for further consideration and understanding of how the Department of Conservation are involved in concessions of the Link Pathway.

Carried

NB: Clr Fauls declared an interest in the above and did not take part in discussions nor vote on this issue.

ATTENDANCE: Clr Innes withdrew from the meeting and Clr Burgess rejoined the meeting at 2.59 pm during the above.

250 Zoe Aitchison (*Picton Dawn Chorus*)

Cirs Croad/S Arbuckle:

That the funding request from Zoe Aitchison (*Picton Dawn Chorus*) be regrettably declined; noting that the Mahi mō te Taio/Working for Nature Fund is to be referred to the LTP Working Group for an understanding of the level of oversubscribing and how to increase the Fund.

Carried

95 Arnja Dale (*SPCA New Zealand*)

Clr J Arbuckle/The Mayor:

That the funding request from Arnja Dale (*SPCA New Zealand*) be respectfully declined; noting that \$5,800 from the Mahi mō te Taio/Working for Nature Fund is being put towards Wild Cat management.

Carried

182 Lee Rowan (*North Rarangi Water Supply Inc*)

The Mayor/Clr Hope:

That Council refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.

Carried

ATTENDANCE: The meeting adjourned at 3.10 pm and resumed at 3.31 pm

ATTENDANCE: Clr J Arbuckle withdrew from the meeting during the break.

364 Amanda Tollemache

Cirs S Arbuckle/Dawson:

That the submission from Amanda Tollemache be referred to the Assets & Services Committee for Parks and Open Spaces staff to work with the submitter.

Carried

133 Kate Mcdougall (Renwick Sports & Events Centre)

Cirs Croad/Burgess:

1. That the submitter be thanked for their submission and that they be advised of the decisions made in relation to increased levels of service and fees and charges as per resolutions 1 and 2 of Minute No. Cncl-0624-414 above.
2. That the funding request from Kate Mcdougall (Renwick Sports & Events Centre) for a large building and renovation project be declined, but that the submission be referred to the Long Term Plan Working Group.
3. That the funding request from Kate Mcdougall (Renwick Sports & Events Centre) for an annual increase in reimbursement for wages and ground maintenance be referred to the Assets & Services Committee for further consideration.
4. That the issues raised of Freedom Camping and rubbish disposal to be referred to staff for further consideration.

Carried

353 Marcus Pickens (Wine Marlborough)

The Mayor/Cir S Arbuckle:

That the funding request from Marcus Pickens (Wine Marlborough) be declined, however the submitter is to be advised to apply to the Commercial Events Fund (Round 1 of 2024-25 financial year opens 12 August 2024 – limits on funding apply).

Carried

113 Mike Ponder (Whitehead Park Bowling Club Inc)

Cirs S Arbuckle/Flight:

That the funding request from Mike Ponder (Whitehead Park Bowling Club Inc) be declined.

Carried

Staff confirmed that the activity is included in the Sports Facility Plan but not the facility, however this will be built into the Sports Facility Plan for a future discussion.

6 Jane Orphan (Classic Fighters Airshow Charitable Trust)

Cirs Croad/S Arbuckle:

That the funding request from Jane Orphan (Classic Fighters Airshow Charitable Trust) be referred to the Commercial Events Fund for further consideration.

Carried

28 Jono Underwood (Benwood Energy Limited)

The Mayor/Cir Dawson:

That the submission from Jono Underwood (Benwood Energy Limited) on the 'Energy Efficiency Targeted Rate/Loan Scheme' be referred to the Long Term Plan Working Group for further consideration.

Carried

34 Heather Locke (Cancer Society)

Cir Croad/The Mayor:

That the submission from Heather Locke (Cancer Society) be declined.

Carried

84 Jade Zeina (*The Salvation Army*)

The Mayor/Clr Dawson:

That the funding request from Jade Zeina (The Salvation Army) be declined.

Carried

124 Russell Smith (*New Zealand Police*)

Clrs Faulls/Adams:

That the submission from Russell Smith (New Zealand Police) on the CCTV network be referred to the Assets & Services Committee for further consideration.

Carried

176 Henrica Collet-Jacobson (*Havelock Museum Society Inc*)

The Mayor/Clr Croad:

That the funding request from Henrica Collet-Jacobson (Havelock Museum Society Inc) be declined, however the submission is to be referred to Heritage Marlborough for consideration.

Carried

The following submitters, who made responses to the questions and the fees and charges as presented in the Consultation Document, and who did not make any submission that required a specific resolution, are to be thanked for their submission and advised of the decisions made in relation to the resolutions above (please note that those marked with * also submitted on Sounds Roding Recovery Funding and will receive advice of decisions made in Minute No. Cncl-0624-412 above) [*note submitters will be listed in the order of Submitters heard on Monday, Tuesday, Wednesday, Thursday, and lastly non-speakers*].

272 Evan White*

279 Jo Kerry – including the comment that “residual disinfection of drinking water is a requirement of the Water Services Act 2021 and the Quality Assurance rules and is being rigorously enforced by Taumata Arowai. Council has committed to making best efforts to achieve the required standards as soon as possible. Failure to implement the rules can result in significant fines and reputational damage. Residual disinfection means that drinking water is protected from contamination risks after water treatment e.g. from insecure old well heads or reticulation repairs. Chlorination is the only suitable method for providing residual disinfection and is used globally. Unfortunately, some people suffer skin irritations from chlorine. This can be mitigated by point of use activated carbon filter systems which are readily available and which property owners could install at their own cost.” Also add to the letter comment from the Mayor regarding “communication with ratepayers on the chlorination issue not being good enough”

234 Glenda Robb – including comment in the letter “on the use of the Forestry and Land Development Reserve and its use, rather than rate increases and its benefit to Marlborough ratepayers”.

125&127 Hana Wilkinson (*NPHS Te Waipounamu*) – including comments (on Art Strategy) “An iwi advisory panel was established to partner with council in the creation of the strategy. Staff took guidance from the panel on the use of the Treaty. The wording 'creative spaces in Marlborough are physically accessible, inclusive and welcoming' is included under the Accessibility Pathway. All six pathways are relevant to iwi and not just Nga Toi Māori.”; (on Cemetery Fees) “The current ratio is already at 50/50 so this isn't a 40% increase as set out in the submission. The consultation document clearly sets this out.”; (on Development Contribution) “Urban growth considerations are part of the PMEP and assessment of new residential zoning requests undertaken following Council’s NPS Urban Development assessment.”; (on Emergency Management) “Climate change considerations are part of everyday Council work across multiple disciplines. The Climate ChangeSub-Committee brings together these workstreams and reports on them. It is acknowledged that more regular reporting would be beneficial but the important thing is that a lot of work is underway and ongoing.”; (on Enviro Health) “Some initial work on reviewing the Council's Smokefree policy has taken place and further work is proposed for later this year.”; (on Flood Protection Spring Creek) “Spring Creek design is advancing. Evacuation systems are in place. Nature based solutions are a lofty future ambition but at this point we rely on a resilient stopbank and river control system.”; (on Flood Protection Taylor Ōpaoa) “Council undertakes these processes.”.

249 John Hickman (*Flaxbourne Heritage Trust*) – include the decision under Submission 244 Kevin Loe (Flaxbourne Heritage Trust).

120 Neil Sinclair – include the decision under Submission 306 Fraser Brown (Marlborough Mountain Bike Club)

254 Kevin Wilson (*Thursday Recreation Mountain Bikers*) – including that the submission is to be referred to the Walking and Cycling Strategy.

305 Mary O'Brien (*CCS Disability Action*) – including the comment in relation to General Community Facilities “Accessibility issues are considered for Open Space areas and where needed assistance is requested from members of the Disability community. The Riverside product has extra grip to support all types of users of the

space. The product is specialised to the marine environment and the grip factor has been allowed in the product development.”, and that the submission on kerb cuts and their impact is to be referred to Marlborough Roads for their comment.

253 *Andy Morris (Sport Tasman)* – including a comment on “the work done in the ‘active area’ especially on this side of the hill.”.

ATTENDANCE: The meeting adjourned at 12.32 pm and resumed at 1.18 pm

39 *Sean Trengrove (YMCA Nelson)* – including the response on submission 359 (Te Tauihu Community Development Agency)

318 *Eugene Whakahoehoe (Te Rūnanga o Ngāti Kuia)*

333 *Robert McClean (Te Rūnanga o Toa Rangātira)* – including the comment “Council is committed to ongoing close engagement with Te Tauihu iwi. A wānanga is being held in July to develop some joint priorities which would be a sensible time to discuss the submitters requests. Council has not provided implementation funding in the LTP which would need to be budgeted for in the 2025/26 Annual Plan.”

257 *Marcus Pickens (Wine Marlborough)* – including the comment “That such a meeting is to be held.”.

ATTENDANCE: The meeting adjourned at 3.10 pm and resumed at 3.31 pm

212 *Debs Martin (The Nature Conservancy NZ / Kotahitanga mō te Taiao Alliance)* – including the comments “In relation to requests to support funding that Council currently provides \$40,000 for this from existing budgets.” and “Council acknowledges the co-operation of The Nature Conservancy NZ / Kotahitanga mō te Taiao Alliance with Council on the Te Hoiere project.”.

88 *Scott Burnett (Forest & Bird)*

341 *Guy Lissaman**

184 *John Davison**

- 38 *Michael Halliday**
- 138 *Owen Glover**
- 170 *Phil Green**
- 1 *Jamie Bowles*
- 2 *Patrick O’Rourke*
- 3 *Stewart MacLenann*
- 5 *Laurence Christopher Duckworth*
- 12 *Juliane Merz*
- 14 *Rhonda Atkinson*
- 15 *Sara Hunter*
- 25 *Steve Podjursky*
- 26 *Lilian Broadhurst*
- 37 *Renee Williamson*

44 & 45 *Ken Fraser*

46 *John Maffey*

54 *Lyndsay Peter Mckay (Magna Carter Enterprises Ltd)*

60 *Patricia Berwick*

66 *Kamen Boyadjiev*

79 *Richard Briggs* – including the comments “The potential for a Heritage / Environment Centre in Picton was linked to the iReX project and the potential move of the Picton Museum. Council will be reviewing the Picton study and other issues for the town once the ferry replacement issue has been resolved.” and “In respect to the submission on ‘Solid Waste’ this will be referred to relevant staff and to the NZ Transport Agency Waka Kotahi.”.

85 *Peter And Andrea Forrest* – including staff comments “The existing A and P pavilion and football changing rooms are old and no longer fit for purpose. Football plays a big role in Marlborough’s community catering for the young ones (Juniors - both girls and boys) through to senior players of both genders. Since the year 2000 secondary school numbers of football players have increased by 20%. Summer twilight leagues have now placed added pressure on providing year round provision of fields. Councils 2021 Sports Facilities Strategic Plan identifies that 2,000 persons are affiliated with football clubs in Marlborough.”, “Popular fiction titles have a \$1 & \$2 rental charge, determined by retail cost. Many customers feel they are being charged twice having paid rates to contribute to the Library and then being charged to take books out. This legacy charging system could be replaced with a Best Sellers Collection where titles would have a higher rental charge (\$3) and a shorter loan period to aid circulation. Duplicate titles in the Best Sellers Collection would be high turnover (current, high demand fiction and non-fiction titles) and would stay in the collection for approximately 6 months, before becoming free to borrow.”, “Litter is an escalating problem nationally. It is behaviourally driven so education is possibly the key. There is doubt government would single out fast food providers for a special charge. Council does have an education officer.”, and “Chlorination is a requirement of Taumata Arowai and does provide additional protection from contamination - especially through residual disinfection (i.e. after treatment in the reticulation network). Meters reduce consumption and leaks which in turn provides long term

capacity upgrade savings and operating cost efficiency. Remission of rates for Garden Marlborough properties would create a challenging precedent.”.

105 Craig Mckee

108 Hayden Payne – include the decision under Submission 16 (Aimee Payne) and also the comment “The Blenheim Skate Park underwent an upgrade in 2016. There will be an opportunity to review the needs of users and this site in 2026. If there is a growth in number of users, there is a possible funding from the Land Subdivision Account.”.

109 Mary Powlesland

117 Tracey Currie

130 Bill Le Warne

132 Andrew Nation

143 Clifford (Cliff) Bowers

145 David John Turner – the submitter is to be sent information on the Blenheim Integrated Study for information.

147 Jake Hynd

154 Ron Rolston

158 William Clamp

162 Adam Albright

235 Mandy Li

264 Veronika Merkle

268 Nicholas O’Connell

292 Marg O’Brien – including the comment and link “Council’s website [<https://www.marlborough.govt.nz/environment/climate-change>] contains a Climate Change section which lists all actions Council has taken to date in addressing climate change. The Marlborough Environment Plan also contains a climate change section to address policy planning in relation to this area. Adaptation plans are carried out as part of infrastructure projects which they are implemented.”.

309 Thomas Powell

316 Kathleen Zelter

323 Christopher Cookson

324 B A Cory – noting that some parts of the submission are outside of Council’s remit.

325 Lyndall Edwards

337 Sylvie Filipo – including the comment “That the submitter is to be advised that an avenue for funding for their request is Council’s Community Grants (closes 8.00 am on 19 August 2024).”. (NB: Cllr Burgess declared an interest in and did not take part in discussions on this issue.)

339 Dan Pointon – including staff comments on Havelock Domain “Havelock Domain is used at peak times of the year for trailer boat parking. Port Marlborough NZ pay for the use of the Domain for parking, these funds are used for maintenance of the Domain. Staff will review the size of the area required for public use in the high peak times and make adjustments.”.

340 Julia Pointon – noting that the submission on Wattles is to be referred to the Mahi mō te Taio/Working for Nature Fund for consideration and that the submission on a Havelock Dog Exercise Area is to be referred to the Animal Control Sub-Committee for further consideration.

342 Don Miller

344 Tony Orman

The following submitters are to be thanked for their submission (*note submitters will be listed in the order of Submitters heard on Monday, Tuesday, Wednesday, Thursday, and lastly non-speakers*).

93 Sarah Murray (*Recreation Aotearoa Te Whai Oranga*)

331 Phillipa Woodward (NB: Cllr Adams declared an interest in and did not take part in discussions on this issue.)

164 Brian Henstock (*Marlborough Community Vehicle Trust*)

ATTENDANCE: The meeting adjourned at 12.32 pm and resumed at 1.18 pm

121 Laessa Shenfield (*Dry Hills Services Limited*) – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

320 Daniel Maas – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

ATTENDANCE: The meeting adjourned at 3.10 pm and resumed at 3.31 pm

101 Budyong Hill (*Climate Karanga Marlborough*) – with the comment “to be thanked for the level of care and partnership when bringing matters to Council’s attention when they talk about Marlborough and keep Council stay focussed; and that Council do take sustainability seriously in decisions.”

332 Paul Williams (*South Marlborough Landscape Restoration Trust*) – with the comment “That Council can assure the submitter that it will do everything it can with the budgets available, and that Council is advocating through Te Uru Kahika that Government must put more money into Wilding Control across the Country.”.

205 Rob Mccaw (*East Coast Protection Group*) – with the comment “That Council notes you were successful in being allocated \$10,000 from Council’s Mahi mō te Taio/Working for Nature Fund.”.

312 Nigel Muir (*Wild Waikawa*) – with the comment “Council notes your point regarding Mahi mō te Taio/Working for Nature Fund funding.”.

312 Nigel Muir (*Wild Waikawa*)

187 Nigel Muir (*The Whale Trail*)

301 Michael Stoneley

4 Anne Boddy – including the comment “That the submitters view on rubbish waste management in Rai Valley be referred to the Assets and Services Committee for further consideration along with other submissions on this topic”.

7 Lars Hamann

11 & 41 Tim Newsham (*Spring Creek Residents and Ratepayers Association Inc*) – including the comment “Five reviews of halls in Marlborough have been completed. A report is awaiting finalisation before being presented to Council.”

19 Kristy Rowe (*Helping Families Nelson Trust*) – including the response on submission 359 (Te Taihu Community Development Agency)

21 Paul Brockie (*Absolute Energy Ltd*) – including the response on submission 20 Leeson Baldey (Warmer Healthier Homes Te Tau Ihu Charitable Trust)

31 Kathryn Cannan

32 Dave Witowski

33 Bijmin Swart (*Kete Social*) – including the response on submission 359 (Te Taihu Community Development Agency)

42 Tim Fulton (*The Vines Village*)

43 Dara Scott (*Essons Valley Art and Craft*)

55 Corie Boley – including the comment “That Council have approved Arts Strategy Funding of \$50,000 for year 1 (2024-25 financial year), \$75,000 for year 2 and \$100,000 for year 3 and for each subsequent year thereafter.

56 Richard Acton-Adams* – including the comment “The new rural transfer stations as part of the new solid waste contract should address this issue.”.

57 Graham Heazlewood

61 Philip Sim – including the comment “This is the area that Picton Dawn Chorus Volunteer Planting Group are planting; at this stage, there is no plan to enhance the area further than native planting currently underway.”.

62 & 89 Philip Sim – including the comment “this submission will be referred to Parks and Open Spaces staff.”.

63 Philip Sim – including the comment “this submission will be referred to the Road Naming Sub-Committee for consideration.”.

68 Jess Morgan

69 & 116 Philip Sim – including the comment “this submission will be referred to the Animal Control Sub-Committee for consideration.”.

70 Anne Barrer (*Marlborough Art Society Inc*)

75 Alice Taylor

78 & 91 & 155 Philip Sim

81 Sharyn Armon – including the following comment from Marlborough Roads “Eltham Road Bus stop can be added to the list for shelters (note Marlborough Roads will arrange for the bus stop shelter to be relocated from Renwick as there is funding available). There has been no feedback from Ritchies of issues with speed humps.”.

86 Wendy Wilson (*New Zealand Events Association Inc*) - the submitter is to be advised to apply to the Commercial Events Fund (Round 1 of 2024-25 financial year opens 12 August 2024 – limits on funding apply).

97 Jo Cameron

99 Lawrence Stevenson (*Picton Sportsworld*) – including the comments “Forestry activity is regulated by the Resource Management (National Environmental Standards for Commercial Forestry) Regulations; there are limitations under the regulations for Council to apply greater controls. Council has applied stringency under the Marlborough Environment Plan for forestry in the Coastal Environment to the extent permitted by the regulations.: and “Studies have shown that a bypass is not required for Blenheim; the large majority of traffic on SH1 in Blenheim is internal to the town as opposed to heading south.”.

111 Anne Barrer

115 Valarie Griffith Jones (*Picton Waitohi Open Studios*)

123 Sean Mcgrath – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

126 Cressida Bishop (*Marlborough Art Gallery Te Kahu o Waipuna*)

134 Alistair Thomson – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

135 Chris Stevenson

136 *John R Walsh* – including the comment “MDC staff are negotiating with the MHS for the long term future of the Museum and its contents. Council have employed professional staff but have to operate with defined budgets.

137 *Ryan Glover* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

141 *Gillian Mcleod* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

142 *Jo-Anne Young* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

149 *Paul Thompson**

157 *William Hunt* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

160 *Pamela Allan* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

163 *Richard Gaby* – including the comment “Due to traffic flows, speed humps on Francis St are not practical. The High St bridge is over 100 years old and is currently scheduled for an upgrade in 2028-2030.”.

165 *Keith Van Asch* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

171 *Jason Null* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

172 *Trish Oswald* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

174 *Drew Baty* – with the comment “Okiwi Bay is identified as an area requiring assessment for the adequacy of marine transport. The wharf will be considered as part of that.”.

177 *Audrey Seaton* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

178 *Roy Seaton* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

179 *Kirsty Chalmers*

181 *Bill Perrins*

189 *Hularii Mckenzie*

190 *Matthew Gallop*

194 *Kate O’Sullivan* – include the decision under Submission 16 (Aimee Payne) and also the comment “The Blenheim Skate Park underwent an upgrade in 2016. There will be an opportunity to review the needs of users and this site in 2026. If there is a growth in number of users, there is a possible funding from the Land Subdivision Account.”.

197 *Terence Bleakley* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

201 *Marcus Pickens*

203 *Sarah Cowan* – including the comment “The proposal for a permanent or semi-permanent shop doesn’t fit with the current management plan for Picton Foreshore and would be a fundamental departure from having temporary carts, which are managed through concessions. The plan recognises that these concessions provide for an acceptable mix of activities without detracting from the open space of the area. This statement and other provisions in the management plan seem to discourage more buildings especially where these may affect the area of green open space and on views. If there is to be any consideration given to this it should be through a review of the management plan rather than as a one off as it will be difficult to refuse other similar requests. A review of the management plan is not imminent but is likely to commence within the next 18 months or so.”.

206 *Steve Pellett (Stanley Estates)*

208 *Richard Shenfield* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

215 *Vanessa Frizzell* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

218 *Dominic Frizzell* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

220 *Edward Ross Beech* – with the comment “That Council can assure the submitter that it will do everything it can with the budgets available, and that Council is advocating through Te Uru Kahika that Government must put more money into Wilding Control across the Country.”.

222 *Mark Robertson* – with the comment “Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration.”.

223 *Chris Beech* – including the comment “That your submission has been referred to Marlborough Roads to investigate.”.

224 *Dennis Mcaulay* – with comment on 'Before the Deluge' funding and funding for this is not in the first tranche and including the comment "Council have just completed extensive maintenance on Morse Street bridge, as advice from staff was that the stormwater works to allow the bridge to be replaced with a culvert are very unlikely to happen."

226 *Stuart Read** - including the comments "The address is not identifiable so have used a property of similar value in the Kenepuru zone. This is an approximation. Geographical Area General Rate and General Charge increase is \$187 (15% - 2.5% = revaluation impact), Sounds Roads - Kenepuru - \$55 (4.4%), Total increase approximately 20%." and "Whilst these revaluation impacts are challenger for ratepayers there is no simple remedy. The revaluation impacts do not raise any more rates for Council - they just change the incidence across different land uses and areas."

233 *Kirsty Sykes* – including the comment "Council is about to commence a review of the MDC Heritage Strategy which includes producing a strategic plan for the management and future vision of heritage assets in our region to link into the Marlborough Arts, Culture and Creativity Strategy 2024-2034. This has been delayed due to Marlborough Historical Society negotiations but has always been part of the plan. Council will be consulting with you on the plan in due course."

238 *S Forrest*

245 *Robert Butt (DHL Services)* – with the comment "Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration."

246 *David Oddie*

248 *Marcus Pickens*

260 *Vanya Vitasovich* with the comment "That the submission be referred to the Long Term Plan Working Group for discussion on Development Contributions."

265 *Edward Gilhooly (Marlborough Cricket)* – including comments "A budget of \$2M is allocated in the 27/28 year for the Pavilion at Horton Park; though additional funding will be required." and "the toilet facilities at Horton and Oliver Parks are scheduled to be upgraded to meet demand."

267 *Jeffrey Berryman* – with the comment "Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration."

269 *James White (Cloudy Bay Vineyards)* - including comments "Council has an emergency events reserve, it also has a CDEM function which report regularly to both the Assets and Services Committee as well as MDC's statutory CDEM Committee. The submitter should refer to MDC's Emergency Events Response Plan which is listed on Council's website, in relation to addressing their concerns about preparation for potential future events in the region." and "Council is awaiting further information of the Government's Local Water Done Well policy, and also clarification from the water regulator on how it will implement drinking water legislation in relation to community schemes, before staff can provide a recommendation to Council on how it could proceed with community drinking water schemes that are asking for Council assistance."

280 *Amanda Mcrae*

284 *Gavin Traill* – including the comment "The 60% rates increase the submission refers to relates to the 2018-19 change in rating system methodology. Titled, Moving to a Fairer Rates System, this was a major topic for consultation in the 2018-28 LTP. The change related to moving away from a fixed percentage allocation of total rates to each geographic area to a more district wide basis, the weighting system we have today."

285 *Jeanette Mcauslin (DHSL)* – with the comment "Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration."

289 *Lawrence Stevenson (Marlborough Recreational Fishers Assn)*

302 *Kate McNabb* – including the comment "Council must comply. Other Councils have challenged this requirement to no avail. Chlorination is required particularly to provide residual disinfection should a contaminant be able to enter the reticulation network after water treatment at a central plant (e.g. from a repair)."

304 *Cathie Bell (Feast Marlborough)*

311 *David Lord**

315 *John Macleod*

317 *Rachel Thomson* – with the comment "Council are to refer all Community Water Supplies submissions to the Assets & Services Committee for further consideration."

322 *Rebecca Woledge*

327 *Peter Hooson* – advising that "This matter will be passed on to Marlborough Roads to investigate."

328/329 *Christine Fisk* – advising that "This matter will be passed on to Marlborough Roads to investigate."

330 *Iain Macdonald*

350 *Gavin Trait*

It was noted that the following submissions have been withdrawn:

297 *Lynette Rayner (Blenheim Business Association)*

195 *John Patterson (Marlborough Research Centre)*

310 *D Innes*

313 *David Innes*

The Mayor/Clr Croad:

That the 2024-34 Long Term Plan be amended as appropriate to incorporate the decisions made by Council on submissions, and that the revised budgets and resultant rates and charges be adopted for inclusion in the 2024-34 Long Term Plan.

Carried

Staff reported that following the above decisions Council is proposing a 12.96% (approximately) rates increase.

Cncl-0624-415 Destination Marlborough

E100-004-01

Members noted that the purpose of the report was to approve the disestablishment of Destination Marlborough Trust Incorporated; the transfer of all assets, liabilities and permanent staff to Council; and the financing of any financial shortfall to enable the Trust to be liquidated on a voluntary basis.

In the report staff covered in detail the background to the situation and what was proposed moving forward. The resolution below covers all the detail of the report.

Clrs Dawson/Innes:

- 1. That Council agree to the Trust entering voluntary liquidation at 12.01AM on 1 July 2024 as the Trust's settlor;**
- 2. That Council agree to the activities currently being undertaken by Destination Marlborough being delivered by Council as part of the Economic, Community and Support Services Department;**
- 3. That Council agree to transfer all assets, liabilities and permanent staff to Council;**
- 4. That Council agree to fund any financial shortfall of the Trust on its winding up;**
- 5. That Council agree that any financial shortfall and related costs are intended to be recovered as a 20 year internal loan to the function commencing in the 2025-26 financial year, subject to appropriate consultation;**
- 6. That Council agree the appointment of the current Commissioners to a Destination Marketing and Management advisory committee; and**
- 7. That Council note that an Investment Logic Mapping process is underway to identify the future Destination Marketing service offering and means of delivery.**

Carried

Cncl-0624-416 Marlborough Hockey Association

R510-009-C04-04

Members noted that the purpose of the report was to for Council to consider providing Marlborough Hockey Association a \$20,000 loan, repayable over 5 years to fund the kitchen fitout of the new Puna Wai Hockey Pavilion.

Mr Lyall advised that the Marlborough Hockey Association requested a \$20,000 loan from Council to fund the kitchen fit-out of the new Puna Wai Hockey Pavilion. The Marlborough Hockey Association received a loan from Council in 2019 to pay for a new lighting system at their former College Park site and have met their payment obligations over the last 5 years. Staff considered that the risk to Council was low for this transaction.

Clrs Adams/Dawson:

That Council agree to provide Marlborough Hockey a loan of \$20,000, repayable over 5 years at Council's current 5.5% interest rate, subject to a satisfactory review of Marlborough Hockey Associations financial statements by Council's CFO.

Carried

Cncl-0624-417 Increased Maintenance Costs at Sports Parks

R510-009-T02-03

Members noted that the purpose of the report was to seek funding for the following sports park maintenance activities:

- To maintain Rewi Murray Recreational Reserve due to the Blenheim Polo Club surrendering their lease early.
- To maintain the newly constructed Hockey turf in Nelson Street, Blenheim.
- To maintain the multipurpose turf at College Park, Blenheim.

Rewi Murray Recreation Reserve

Mr Lyall advised that the Blenheim Polo Club (Polo) have decided to surrender their land lease on Rewi Murray Recreation Reserve prior to the contracted end date of October 2026. Polo had sole access rights to the sports fields over the summer months and paid for all maintenance from October through to April each year. Council had responsibility for the field areas maintenance over the winter periods with the fields utilised by a number of sporting codes. Council paid for all maintenance costs from April through to October each year. Funding of \$38,734 is required to maintain the sports surface to the required level for the entire year. This level of turf maintenance will bring the surface to an acceptable all year-round playable condition.

Puna Wai - Hockey Stadium – Nelson Street

Mr Lyall advised that the new Hockey Turf and Pavilion constructed in Nelson Street are Council owned assets built on Ministry of Education (Ministry) grounds. The development is a community/ministry shared facility model. Initially it was planned that funding for the operation of the new facility would be provided from the budget for College Park Stadium due to its closure as part of the Combined Colleges project. The scaling down of that project means that the Ministry has offered Council a new lease on College Park which has been accepted. This means that additional funding is now required for the Nelson Street turf. Funding of \$16,600 is required to maintain the new Nelson Street Hockey Stadium facility.

College Park Artificial Multipurpose Turf – Stephenson Street

Mr Lyall advised that the current maintenance budget at former hockey turf at College Park does not include the cost of power which had previously been paid for by Marlborough Hockey Association, as part of their management of the grounds. Given the Artificial Multipurpose Turf will be made available to all users through Council's Park booking system we expect that a range of different sports codes will use the site. The need to provide lighting suitable for sports training activities is required and this cost is estimated at \$12,000 annually.

Cirs Dawson/Hope:

That Council approve total funding of \$67,334 from general rates to be applied to maintenance of Rewi Murray Recreational Reserve, the new Nelson Street Hockey Stadium and Turf and operational costs for the College Park Artificial Turf.

Carried

Cncl-0624-418 NZTA- Indicative Funding Levels

F230-L24-09-03

Members noted that the purpose of the report was to advise Councillors that NZTA have released the indicative funding levels for Councils continued programmes, that being the Maintenance and Renewals Programme and Public Transport programme for the 2024-27 National Land Transport Programme (NLTP).

Mr Murrin advised that the indicative funding levels for Councils Continued Programmes has been released by NZTA. The funding indicated is \$5,580,851 below what council applied for in its funding bid. Council's 49% share of this unallocated portion is \$2,734,617. After removing the budget reduction already accounted for, Council's budget funding for this unallocated amount is \$2.35M.

Cirs Innes/Croad:

1. **That Council retains its share of Rooding Budgets to what has been consulted under the LTP.**
2. **That the \$2.35M of Council funding that has been budgeted in the LTP based on the original local rooding program, for which NZTA have not allocated funding, be held in reserve to be used to deal with any issues that arise.**

Carried

The meeting closed at 5.27 pm.

Confirmed this 31st day of July 2024

N P TAYLOR
MAYOR

Record No. 24178118

4. Minutes

- 4.3 Confirmation of the Minutes of the Extraordinary Council Meeting held on 11 July 2024
(Minute Nos. Cncl-0724-13 to Cncl-0724-14)



**Minutes of the
EXTRAORDINARY MEETING of the MARLBOROUGH DISTRICT COUNCIL
held in the Council Chambers and via Teams, 15 Seymour Street, Blenheim
on THURSDAY 11 JULY 2024 commencing at 8.30 am**

Present

The Mayor N P Taylor (in the Chair), Clrs J D N Croad, D A Dalliessi, B G Dawson, B A Fauls, G A Hope, R J Innes, B J Minehan and T P Sowman.

Present via Teams

Clrs J A Arbuckle and S J Arbuckle.

In Attendance

Messrs A J Lyall (Acting Chief Executive), G K Blake (Chief Financial Officer), G W Townsend (Contract & Risk Policy Manager) and M J Porter (Democratic Services Manager).

Karakia

The meeting opened with a karakia.

Apology

The Mayor/Clr Hope:

That the apology for absence from Clr S R W Adams be received and sustained.

Carried

Cncl-0724-13 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.

Cncl-0724-14 Finalisation of Insurance Renewal 2024-25

C500-009-002-000-24

Members noted that the purpose of the report was to update Council on the insurance cover finalised and put in place prior to 30 June 2024 and the costs associated.

Mr Blake and Mr Townsend, in their shared report, reported that Insurance renewals for the 2024-25 year were particularly challenging given changes in insurers risk assessments for the NZ market. These challenges were explained to the last Audit & Risk Sub-Committee meeting, which gave direction to officers in terms of essential cover.

Cover has been achieved for all categories sometimes at lower levels but at significantly increased cost, \$1.2m (35%) more than the 2023-24 year. A 20% increase had been budgeted. Significant Three Waters revaluation has resulted in an increased value of cover required, influencing premiums. The late withdrawal of some insurers led to changes in Professional Indemnity and Public Liability cover. Some of this is already incorporated in our budget for 2024-25 and 2025-26 but an additional \$0.55m for 2024-25 and an additional \$300k for 2025-26 is required to cover the increased premiums.

Members noted that staff recommended that this increase was funded by rates, an average increase of 0.64% from 2023-24 rates and a further 0.30% from 2024-25.

Members acknowledged that this report put Council in a difficult position. Members discussed the report fully and accepted the staff recommendations with some alteration. This included not immediately funding the

\$300,000 additional budget for 2025-26 from rates, but rather acknowledge that this will need to be considered next financial year. Members also added the requirement for reviews as per resolutions 5 and 6 below.

The Mayor/Clr Croad:

1. That Council note the insurance cover received and confirmed for the period from 4pm on 30 June 2024 to 4pm on 30 June 2025; and
2. That Council approve the premium costs associated with the confirmed level of cover; and
3. That Council agree to fund the \$548,000 additional budget required from Rates for 2024-25; and
4. That Council notes the requirement to fund the \$300,000 additional budget for 2025-26; and
5. That Council undertake a strategic review of insurance using appropriate resources and report back to the Audit & Risk Sub-Committee; and
6. That Council undertake a review of budget processes using appropriate resources and report back to the Audit & Risk Sub-Committee.

Carried

The meeting closed at 9.12 am.

Confirmed this 31st day of July 2024

N P TAYLOR
MAYOR

Record No. 24178138

5. Committee Reports

5.1 Economic, Finance & Community Committee

Economic, Finance & Community Committee Meeting held on 25 June 2024
(Minute Nos. EFC-0624-419 to EFC-0624-429)



**Minutes of a Meeting of the
ECONOMIC, FINANCE & COMMUNITY COMMITTEE
held in the Council Chambers and via Teams, 15 Seymour Street, Blenheim
on TUESDAY, 25 JUNE 2024 commencing at 11.00 am**

Present

Cllrs J D N Croad (Chairperson), S R W Adams (Deputy), S J Arbuckle, B G Dawson, B A Faulis, B J Minehan, J C Rosene, Mayor Nadine Taylor, Ms R Niven (Iwi representative)

Present via Teams

Cllrs J A Arbuckle, A R Burgess and D A Dalliessi

In Attendance

Messrs G K Blake (Chief Financial Officer) and Ms N Chauval (Committee Secretary)

Apologies

Cllrs Croad/Rosene:

That the apology for absence from Cllrs T P Sowman, R J Innes and G A Hope be received and sustained and the apology for non-attendance from Mr D G Heiford (Manager, Economic, Community & Support Services) be noted.

Carried

EFC-0624-419

Declaration of Interests

-

No interests with items on the agenda were declared.

ATTENDANCE: Nicola Neilson, Council's Project Lead – Arts, Culture and Heritage, was present for the following item.

EFC-0624-420

Marlborough Living Cultural Treasure Award

D050-005-27

Members noted that the purpose of the report was to approve the request from the Friends of Marlborough Museum that the Marlborough Living Cultural Treasure Award continues under the ownership of Marlborough District Council.

By way of background members were advised that in 2012 the Marlborough Living Cultural Treasure Award was established by the Friends of Marlborough Museum in partnership with Marlborough Museum and Marlborough District Council.

The award is made to recipients who have demonstrated a lifetime of excellence in cultural endeavour and are a source of community inspiration.

Nominations were called for publicly and the selection panel consisted of the Mayor, two community representatives, executive director of Marlborough Museum, and a representative of the Marlborough Heritage Trust.

In 2023, the Marlborough Heritage Trust ceased operating, and the Living Cultural Treasure Award was suspended due to museum staff limitations while negotiations took place between Council and the Marlborough Historical Society. In early 2024, Council was approached by the Friends of the Museum group with a request for Council to accept ownership of the award going forward.

The previous recipients were listed in the agenda and Ms Neilson advised members of the following additions to the recipients list – *[2018 Kevin Moseley and 2019 Nan Kahu Chadwick]*.

Ms Neilson advised that the format would continue but will include the following changes - the award will be presented once per mayoral term, this is in line with Council's civic awards. The selection panel has been amended to recognise the contribution of previous recipients, add more diversity and bring further transparency to the panel.

Members were advised that limited funding is required to manage the award and will be covered by the Arts, Culture and Heritage Strategy funding allocated in the Long-Term Plan 2024-2034

The Mayor noted that the award is a Marlborough Award and is only being overseen by Council, similar to the Civic Awards. In regard to the make-up of the Selection Panel list the Mayor reported that it has been suggested that the Marlborough District Library Chief Librarian be included instead of the Marlborough District Council Chief Executive. It is anticipated that the appointment would bring a broader cultural overview of Marlborough.

The suggested amendment to the selection panel was discussed and members were supportive of the proposal.

The Mayor/Clr Rosene:

- 1. That Council accepts the proposal to own and manage the Marlborough Living Cultural Treasure Award.**
- 2. That the Marlborough District Council Chief Librarian be added to the Selection Panel and the Marlborough District Chief Executive be removed from the Selection Panel.**

Carried

ATTENDANCE: David Craig, Council's Management Accountant – Operations, was present for the following item.

**EFC-0624-421 Financial Report for the year to 30 April 2024
F275-001-02**

The Financial Report for the Assets and Services and Property and Community Facilities (including parking) Departments for the year to 30 April 2024 was presented to members.

Members were advised that through the combined activities of the two departments there is an actual operating surplus of \$7.8M which is unfavourable to budget by \$11.9M. This was through total revenues of \$116.2M which were unfavourable to budget by \$24.5M. This was through roading subsidy operational costs of \$8.36M and reduced emergency reinstatement works. The capital subsidy on emergency reinstatement renewals and also the general renewals roading programme totalling \$16.93M. Development contributions were unfavourable by \$1.5M and they are offset by favourable government grants of \$1.97M.

It was noted that in the same period we had operating expenditure of \$108.4M and that was favourable to budget by \$12.6M through emergency reinstatement works of \$10.8M, flood damage repairs within rivers of \$3.32M and sealed pavement maintenance favourable to budget by \$1.7M.

Budgets are slightly ahead of last year's total capital expenditure for the same period which was \$41M last year versus \$44.5M this year. The areas of major capital spend are roading and footpaths at \$11.2M, water supply \$10.4M, community facilities \$9.3M, sewerage \$6.5M and flood protection \$3M.

It was noted that in the last week Council has received the three waters valuation into the budget which means that the May figures we present at the next meeting will include significant additional depreciation.

Members were advised that there is a phasing in plan for the funding of the depreciation uplift included in the Long Term Plan. May figures for Assets & Services are showing an unfavourable variance for depreciation of \$11.3M of which \$10.5M is related to the three water assets. The remaining variances noted in the report are due to actual depreciation being run for Council's other activities based on the closing balances of the prior year.

It was reported that the forecast figures in this report and particularly the roading reinstatement capital expenditure need refining and have been adjusted downwards by approximately \$10M so these works will be carried over into the new year and will form part of next year's emergency works programme. The removal of that \$10M of capital expenditure reduces our subsidy revenue in operating by \$9.5M.

The values showing in the operating surplus were forecast in the report to be \$41.4M it is now \$21M and that compares to the budget surplus of \$23M. In terms of capital expenditure Council had forecast capital expenditure of \$93.5M but this is now closer to \$78M.

The May report will be included in the next Assets & Services Committee meeting agenda.

Cirs Dawson/S Arbuckle:
That the financial report for the period ended 30 April 2024 be received.

Carried

EFC-0624-422 Commercial Events Fund Sub-Committee **E100-002-006-28**

The Minutes of the Commercial Events Fund Sub-Committee meeting held on 9 May 2024 were attached for ratification by the Committee.

The following amendment to the minutes was noted – *[Prior to the meeting an email was received from] Cllr Flight who declared a conflict of interest in the Savour in the Park 2024 event and abstained from decision-making.*

In response to a query on the Terms of Reference for this Committee, Ms Young advised that subsequent to the funding meeting the Sub-Committee have met and discussed the criteria for the Commercial Events Fund. As a result of that meeting there has been a number of changes which Ms Young will present to the Sub-Committee for sign-off and these will be reported back through the next Economic, Finance & Community Committee. It is anticipated that the new criteria will be in place for the next funding round which opens on 12 August.

Cirs Faulls/Dawson:
That the Minutes of the Commercial Events Fund meeting held on 9 May 2024 be ratified.

Carried

EFC-0624-423 Audit & Risk Sub-committee D050-001-A05

The Minutes of the Audit & Risk Sub-Committee meeting held on 18 April 2024 were attached for ratification by the Committee.

In response to a query on whether a report on the Aratere grounding in Picton Harbour would be provided to the Audit & Risk Committee. The Mayor advised that an investigation into the incident is being undertaken by both Maritime NZ and Transport Accident Investigation Commission. The Harbour Master will undertake a debrief around Council's processes to ensure internal processes stood up and delivered. The debrief will also provide an opportunity to reflect on those to see if there is anything that can be improved. This type of review is undertaken after every incident.

The Mayor/Cllr Dawson:
That the Minutes of the Audit & Risk Sub-committee meeting held on 18 April 2024 be ratified.

Carried

EFC-0624-424

**MDC Holdings Limited – 2024-25 Statement
of Intent**

S400-004-010-24

Council's, Chief Financial Officer, Geoff Blake presented the MDC Holdings Limited (MDCH) 2023/24 Statement of Corporate Intent (SOI) to members. The draft SOI, budget and legislative compliance schedule were included with the agenda for members' information.

Mr Blake advised that the SOI has been approved by the Board of MDC Holdings.

Members were advised that schedule 8 Local Government Act 2002, requires MDCH to deliver to Council a completed SOI by 30 June of each year for the next year (year ending 30 June 2025) and two subsequent years.

Members were advised that the 2024/25 draft SOI is consistent with the 2023/24 SOI. It was noted that although PMNZ has removed the Ferry Terminal Redevelopment project from its budget leaving a number of smaller projects including work at Shakespeare Bay, Westshore/Waitohi and Havelock Marina. In 2025 MAL will require debt funding of its major runway reseal project and is not expected to provide a dividend due to that expenditure.

Mr Blake advised as in previous years the targets for Port Marlborough NZ Limited (PML) have been based on its 2023-24 SCI. The statutory timing for preparing Port Company SCI's is 31 July for the draft and 30 September for the final document, which is some seven months after MDCH is required to submit a draft SOI to Council. If the PML 2024-25 SCI is significantly different MDCH will present an amended SOI to Council.

A number of questions were asked of Mr Blake who provided a response and following the meeting emailed members a more detailed response to those questions (Record No. 24158738)

Cirs Croad/Dawson:

That Council approves the Draft 2024-25 Statement of Intent for MDC Holdings Limited.

Carried

EFC-0624-425

Debtors Overdue Reports as at 31 May 2024

Mr Blake presented the Debtors Overdue Reports as at 31 May 2024 to members.

Members were advised that the annual resource consent administration fees were charged in July 2023 totalling \$1.3M with 99% having been paid to date.

The 90 Days balance includes invoices for the annual resource consent administration fees that have not been paid. Invoice copies have been emailed requesting payment.

The Property Leases and Licences Debtors Report as at 31 March 2024 was noted.

Cirs Croad/Fauls:

That the information be received.

Carried

EFC-0624-426

Rates Report as at 31 May 2024

F270-36-23

Mr Blake presented the Rates and Water Billing Debtors reports as at 31 May 2024.

Members were advised that the fourth instalment of 2023-2024 rates was invoiced on 1 May 2024 with a due date of 11 June 2024.

The value of the penalty run on 14 March 2024 was \$90,844 (1,306 or 4.8% of properties levied), with last year for the same period being \$75,876 (1,302 or 4.9% of properties levied).

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.

Carried

The meeting closed at 11.52 am.

Record No: 24159581

5. Committee Reports

5.2 Assets & Services Committee

Assets & Services Committee Meeting held on 9 July 2024
(Minute Nos. A&S-0724-1 to A&S-0724-12)



**Report and Minutes of a Meeting of the
ASSETS & SERVICES COMMITTEE
held in the Council Chambers and via Teams, 15 Seymour Street, Blenheim on
TUESDAY, 9 JULY 2024 commencing at 9.00 am**

Present

Cirs B G Dawson (Chairperson), J C Rosene (Deputy), S R W Adams (from 9.03 am), J D N Croad, D A Dalliessi and M R L Flight, Mayor N P Taylor and Ms D McConnell (Iwi representative)

Also Present

Cirs B A Faulls, G A Hope, R J Innes (from 9.04 am), B J Minehan and T P Sowman

In Attendance

Mr Richard Coningham (Manager – Assets & Services Department) and Mr Jamie Lyall (Manager – Property and Community Facilities) and Nicole Chauval (Committee Secretary).

Apologies

Cirs Dawson/Rosene:

That the apology for lateness from Clr S R W Adams be received and sustained and the apologies for non-attendance from Cirs J A Arbuckle and S J Arbuckle be noted.

Carried

A&S-0724-1 Declaration of Interests -

No interests with items on the agenda were declared.

NB: The order of the agenda was altered at this point and the following Items 5 and 4 were heard ahead of Item 1.

ATTENDANCE: Laura Skilton, Transport Planner - Marlborough Roads, was present for the following item.

A&S-0724-2 Setting Speed Limits Rule 2024 R800-009-04

Ms Skilton advised that the purpose of the report was to approve the Marlborough District Council submission on the draft Land Transport Rule: Setting Speed Limits 2024

Ms Skilton reported that the Land Transport Rule: Setting of Speed Limits 2022 and the 2023 Amendment covered how speed limits are changed on roads in New Zealand and Marlborough had prepared a Speed Management Plan under this legislation.

In June of this year the Ministry of Transport released an updated Setting of Speed Limits Rule. Some of the proposed changes will affect the Marlborough Speed Management Plan and a draft submission has been prepared responding to the proposed Rule changes. Submissions close 11 July 2024.

A copy of the draft submission was attached to the agenda item for members' information and a list of the rule changes were noted in the agenda item and were further explained in the powerpoint presentation (presentation filed in CM Record No. 24170629).

Ms Skilton provided answers to queries from members regarding the submission process and noted that in respect of undertaking a cost benefit analysis Marlborough District Council has submitted that it does not support this on the basis that it will add additional work and costs to councils.

Clr Adams/The Mayor:

That the Committee approves the Marlborough District Council Submission on the draft Land Transport Rule: Setting Speed Limits 2024.

Carried

ATTENDANCE: Claudia Mark, Council's Solicitor, was present for the following item.

A&S-0724-3 Approval of Revised Terms of Reference (ToR) for the Assets and Services Committee L150-003-10

Ms Mark noted that the purpose of the report was to approve the revised Terms of Reference for the Assets and Services Committee, which will be published on Council's website.

It was noted that for committees and sub-committees to exercise their delegated powers responsibly and transparently, most councils have adopted detailed terms of reference setting out the purpose, scope and authority of each committee.

Council's Legal Services have reviewed the Assets and Services Committee ToR and the revised ToRs were attached to the agenda item for members' information.

The reviewed ToR were considered and members discussed the references to the Climate Change Action Plan within the ToR. Members noted that the Assets & Services Committee implement elements of the Climate Change Action plan but that the Climate Change Sub-Committee reports to the Environment and Planning Committee and therefore references to the Action Plan should be removed from the ToR.

Members agreed to the following amendments to the ToR.

1. Responsibilities – delete '*Climate Change Action Plan*'
2. Responsibilities and Key Projects – delete '*Oversee the implementation, review and ongoing development of Council's Climate Change Action Plan*'

Clrs Croad/Dawson:

That the Committee approve the attached amended Terms of Reference (refer Attachment 1) to accurately reflect the purpose, scope and authority of the Committee.

Carried

ATTENDANCE: Nigel Muir, The Whale Trail, was present for the following item.

A&S-0724-4 Whale Trail Project Update – June 2024 C230-001-C02

Mr Muir provided members with a progress update for the Whale Trail. To highlight the report a powerpoint presentation was shown, detailing the progress to date (filed in CM Record No. 24171282).

Mr Muir thanked Council for its support and noted that 74km of the 196km project has now been completed.

During the presentation it was noted that Tuamarina to Seddon is rideable and three construction crews are ready to start on a number of projects. Bridge infrastructure is a considerable part of the projects with 38 bridges in total for the pathway. Eight are large scale civil engineering projects.

It was reported that the trail will be made up of eight unique sections – Waitohi, Wairau, Kēkerengū, Waitohi, Awatere, Flaxbourne, Puhipuhi and Kaikōura and seven of those were highlighted in the presentation.

Mr Muir noted that for the seventh section there has been a change of direction in that originally the plan was to build the path on the coast. The community and iwi were not supportive of this option but did support taking the path inland, this is now the direction the path will take. It was reported that this section will be funded separately to the rest of the pathway.

Mr Muir detailed the challenges and opportunities for the continued development of the trail noting that to assist the group the establishment of a small working party, consisting of senior Council staff and councillors meeting on a monthly basis would be beneficial to the project.

During discussions it was requested that Council Officers provide an update on the funding that has been provided by Council and circulate to Councillors.

Members asked a number of questions at the meeting and commended the Whale Trail team on what they have managed to achieve to-date.

Cllrs Dawson/Rosene:
That the information be received.

Carried

Postscript: Following the meeting the information was circulated to Councillors.

ATTENDANCE: David Craig, Council's Management Accountant – Operations was present for the following item.

A&S-0724-5 Financial Report for the year to 31 May 2024

F275-001-02

The Financial Report for the Assets and Services and Property and Community Facilities (including parking) Departments for the year to 31 May 2024 was presented to members.

Mr Craig advised that through the combined activities of the two departments, there is an actual operating deficit of \$2.2m, this is unfavourable to budget by \$23.3M. There are revenues of \$128.9m and operating expenditures of \$131.1m.

The major variances have mainly been with the Emergency Works reinstatement and the subsidies relating to those works.

Members were advised that Council has now had the updated Three Waters valuation which has caused a significant additional depreciation cost. There is a phasing in plan for the funding of that depreciation uplift and that is included in the Long Term Plan.

The May year to date values for Assets & Services is showing unfavourable variance of \$11.3m for depreciation of which \$10.5m is related to Three Waters and of that \$7.5m relates to sewer.

To-date capital expenditure is \$48.7m and that represents 49% of the total capital expenditure funded in the 2023-24 Annual Plan. It is slightly ahead of last year's total capital expenditure which was \$47.5m at the same time.

It was noted that operating surplus is forecast to be \$21.1m which is \$2.8m less than budgeted and that is through reduced income of \$23.8m and reduced operating expenditures of \$21m. Forecast capital expenditure is now \$73.5m that includes \$20.6m of capitalised emergency reinstatement renewals.

Mr Craig noted that the journal to move the emergency reinstatement expenditure from operational expenditure to capital expenditure has not yet been completed. This represents most of the gap between the current actual capital expenditure of \$48.7m and the \$73.5m forecast, as well as the June month spend to come.

Additional information on variances at an activity level were detailed in the agenda item.

Cllrs Dawson/Croad:
That the financial report for the period ended 31 May 2024 be received.

Carried

ATTENDANCE: Stuart Donaldson, Council's Planning & Development Engineer, was present for the following item.

A&S-0724-6 Blenheim Water Chlorination W460-001-004-01

Mr Donaldson noted that the purpose of the report was to seek Council approval to upgrade the Central Water Treatment Plant (Central WTP) in Blenheim to enable chlorination.

Members were advised that Taumata Arowai (TA) has recently reinforced the need for Blenheim's water supply to be chlorinated to provide a residual disinfectant. It was noted that although the source water is treated with ultra violet irradiation (UV), there is currently no residual disinfectant to prevent risks from bacterial contamination in the reticulation. Provision has been made in the LTP to provide chlorine for residual disinfection.

It was reported there is an option to apply for an exemption from residual disinfection. Mr Donaldson advised that this is not considered practicable as the cost of upgrades to the reticulation would be prohibitively expensive and take years to complete, and an exemption could not be guaranteed. Costs would also increase significantly to operate an exempt water supply.

Members were advised that there is insufficient space on the current Central WTP site for a permanent chlorine dosing plant, however Council has been advised that a temporary chlorine dosing plant should be an acceptable short term solution. Blenheim's secondary water treatment plant at Middle Renwick Road has sufficient space for a permanent chlorination plant.

Members discussed the options and supported the preferred option of upgrading the existing Central Water Treatment Plant site as it provides space for safe chlorine and sodium hydroxide dosing plants. During the discussion the potential for doubling up was raised. It was noted that equipment will be reused as much as possible and the temporary items will be kept to a minimum throughout the process.

Mr Donaldson noted that a preliminary programme has been produced which shows chlorine dosing beginning in May 2025. This is in keeping with the commitment made to TA.

The Mayor/Clr Croad:

- 1. That temporary chlorination dosing be installed at the Central Water Treatment Plant in Blenheim.**
- 2. That pH correction be changed to sodium hydroxide and a permanent chlorine dosing plant be constructed.**

Carried

ATTENDANCE: Meeting adjourned at 10.13 am and resumed at 10.28 am.

ATTENDANCE: Brett Walker, Council's Infrastructural Projects Engineer, was present for the following item.

A&S-0724-7 Out of District Wastewater Connection W440-003-002-01, PN250149#04
Application for 21 Birchwood Avenue

Mr Walker advised that Council has received a request for a wastewater connection to the Robinson Construction yard located at the eastern side of Birchwood Avenue. The site is situated outside of the Residential Zone within the Industrial 2 Zone which is just outside Council's wastewater servicing area.

It was noted that the site is used for storage with some staff facilities and is not currently connected to the Council wastewater system.

Members were advised that Council's infrastructure has the capacity to serve this property and proposed demand. There is an existing sewer connection point located approximately 25m from the site that can be

used. The existing connection shall be extended through land owned by NS Clifford (Lot 18 DP503417) to the site. Private agreement has been made and legalisation of the agreement is a condition of any approval.

Mr Walker advised that Development Contributions will be applied as specified within the Development Contribution Policy. The total wastewater discharge will be less than a standard house.

Members were advised that the applicant is limited to this connection and any additional connections would require the applicant to go through the process of applying for a further out of district connection.

In considering the recommendations members agreed that an additional recommendation be added that all costs incurred would be covered by the applicant.

Cllrs Dawson/Croad:

That Council approve the Out of District Wastewater connection application subject to the following conditions:

- (a) That the demand on Council's Wastewater infrastructure does not exceed that proposed with this application. The discharge from an industrial use is not permitted with this approval.**
- (b) That a Wastewater Development Contribution be paid for 1.0 Household Equivalent Units and applied as per the Development Contributions policy.**
- (c) That the applicant creates an easement or access agreement from the property owner of Lot 18 DP503417 for the installation of the wastewater extension required to convey wastewater from the site to the Council connection point.**
- (d) That the property pays Wastewater rates as per Council's Out of District Connections rating policy.**
- (e) That failure to complete the physical wastewater connection within one year of this approval will result in forfeit of this Out of District wastewater approval.**
- f) That all costs incurred with the Out of District Wastewater connection are to be covered by the applicant.**

Carried

ATTENDANCE: Robert Hutchinson, Council's Parks & Open Spaces Officer, was present for the following item.

A&S-0724-8

A&P Park Master Plan

R510-09-A01-04

Mr Hutchinson noted that the purpose of the report was to seek Council approval to adopt the A&P Park Master Plan Study 2024 to enable concept development of the proposed pavilion to commence.

It was reported that the purpose of the plan was to inform future planning and optimise the park's functionality and benefits for the community. A number of areas were considered and users of A&P Park were consulted in 2019. Further discussion with Park users, local Iwi and councillors was carried out in 2023 resulting in a strong preference for a new pavilion to be located in the centre of A&P Park. A summary of the feedback received was detailed in the agenda item.

Members were advised that the high number of views and inputs obtained through the Master Plan Study will also assist with future planning of the A&P Park site.

Members discussed the report and noted the cost estimates detailed in the Draft A&P Park Report were considerable. The report had been separately attached to the agenda for members' information. Mr Hutchinson advised that it is a rough estimate and it will be worked through vigorously to achieve a suitable price.

Also raised during discussion were the various groups that will need to seek new premises. It was noted that all groups are aware of what is happening and they will continue to be informed as the project progresses.

At the conclusion of the discussion a new set of recommendations were proposed to ensure the Council has an opportunity to review the project plan and consider costings.

Clrs Flight/Croad:

3. **That Council approve the Option One location for the proposed pavilion of the A&P Master Plan Study 2024 with full costings brought back to Council for approval.**
4. **That Council staff continue to work with all stakeholders to advance planning design and management of A&P Park.**

Carried

ATTENDANCE: Linda Craighead, Council's Planner, Parks and Open Spaces, was present for the following two items.

**A&S-0724-9 Preparation of Sports Parks Management Plan
R510-014-030-01**

Ms Craighead noted that the purpose of the report was to seek approval for the preparation of an overall management plan for Marlborough's sports parks administered by the Council.

It was noted that the Council currently manages a number of urban and rural parks on which sporting or recreation activity takes place. Some of these parks are reserves vested under the Reserves Act 1977 (Act), while others are not. For the parks that are vested as recreation reserves under the Act there is a statutory requirement for a reserve management plan to be prepared, however for parks that are not reserves managed under the Act, there is no requirement for management plans to be prepared.

Members were advised that currently there are reserve management plans in place for a number of Council's sports parks. The majority of these are very old (circa mid 1980s) and most have never been reviewed.

Ms Craighead noted that the proposed sports parks management plan would encompass all of Marlborough's sports parks administered by the Council. The management plan would be prepared in two parts: one covering the urban sports parks; and the other covering rural domains/areas.

It was reported that the initial work for preparing the management plan will be undertaken internally by staff. At the completion of this stage and noting that it is a large body of work, a decision would then be made as to whether the drafting of the Sports Parks Management Plan would continue to be handled internally.

Members were supportive of the preparation of a district wide Sports Park Management Plan, noting that having a modern up to date management plan would provide a framework for staff and the Council to make decisions for appropriate use of a sports park consistent with the requirements of the Act. It also provides the opportunity for a review to occur and management to be considered in the current day context.

Clrs Dawson/Flight:

That Council approve the preparation of a district wide Sports Parks Management Plan for parks and reserves administered by the Council.

Carried

A&S-0724-10 Adoption of Tree Policy 2024 R510-014-019-05

Ms Craighead advised that the purpose of the report was to inform Councillors of Hearing Panel deliberations on submissions to the Draft Tree Policy and to seek Council approval to adopt the Tree Policy 2024.

The following amendment to the Tree Policy was noted - *4.2.19 Trees approved under Policy 4.2.4618 will not be replaced by the Council should they die or need removal.*

It was reported that the 2020 Tree Policy was reviewed in late 2023 and notified for submissions in January/February 2024. Six submissions were received and four submitters wished to speak to their submission. A hearing was held to on 20 May 2024.

Attached to the agenda item for members' information was a record of attendees, and an overview of points made by the submitters during their presentations. The observations made by the Panel as a consequence of the presentations made by submitters and recommendations for change to the Policy and a copy of the amended Tree Policy 2024 were also attached to the agenda item.

Members were advised that the most significant changes recommended were:

- Shifting the benefits of trees section to higher in the Policy to signal the importance of trees in our urban environments. This was achieved through removing or shifting some text that wasn't considered necessary at the start of the Policy.
- Reducing the discussion on the challenges of trees and risk in the Introduction section. Some of the content of this is discussed in the introduction in subsequent sections of the Policy and also covered in the policies.
- Shifting some Introduction text to become policies.
- Changing some policies to be expressed in a positive rather than negative manner.

Cllrs Rosene/Croad:

That Council adopt the Tree Policy 2024 included as Attachment 2 to the agenda item.

Carried

A&S-0724-11 Information Package -

Cllrs Croad/Dawson:

That the Assets and Services Information Package dated be received and noted.

Carried

A&S-0724-12 Decision to Conduct Business with the Public Excluded -

Cllrs Dawson/Rosene:

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

- Sounds Recovery Stage 3

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
Sounds Recovery Stage 3	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 11.39 am.

Record No. 24173436

Attachment 1

Assets & Services Committee

Chair	Brian Dawson
Deputy Chair	Jonathan Rosene
Membership	Scott Adams David Croad Deborah Dalliesi Matt Flight Mayor Nadine Taylor Dawn McConnell (Iwi Representative)
Quorum	The quorum as per clause 11.2 of the Standing Orders 2022 for a meeting of the Committee is: (a) half of the members physically present, or present via audio visual link, where the number of members (including vacancies) is even; and (b) a majority of the members physically present, where the number of members (including vacancies) is odd.
Meeting Cycle	6 weekly
Reports to	Full Council

Responsibilities

This Committee is responsible for reviewing strategy and policy for Council's infrastructure. In fulfilling their role on the Assets and Services Committee, members shall be impartial and independent at all times.

Activity Areas

- Civil Defence Emergency Management Group (The delegation to act as this group is given to the Assets and Services Committee)
- Solid waste and waste management (including recycling)
- ~~Climate Change Action Plan~~ [amended at the Assets & Services Committee meeting 9 July 2024]
- Parks and Open Spaces Reserves
- Community Facilities and Halls
- Public conveniences
- Water, wastewater (sewerage) and storm water
- Roads including road network; road safety (including walking and cycling strategies), parking, and public transport
- Regional Transport Committee (Statutory Committee)
- Road naming
- Sporting Reserves and Facilities
- Cemeteries
- Rivers and drainage

Responsibilities and Key Projects

1. Contribute to the preparation or amendment of Annual Plan and Long-Term Plans.
2. Oversee preparation and approval of 30-year Infrastructure Strategy and Asset Management Plans.
3. Delivery of Work Programmes.

4. Overseeing provision of capital and maintenance programmes to deliver effective:
 - a. water, wastewater and storm water networks (including collection, treatment, reticulation and disposal);
 - b. rivers and drainage networks, and
 - c. road network (including roads, bridges, footpaths, cycleways, wharves, landscaping and ancillary services and facilities, areas of public amenity and street lighting).
5. Overseeing provision of transportation planning, public transport and road safety.
6. Regional Transport Committee: prepares the Regional Land Transport Plan or any variations to the Plan for approval by Council and provides Council with advice and assistance in relation to its transport responsibilities.
7. Overseeing provision of solid waste collection and disposal services (including kerbside solid waste and recycling collection services, waste minimisation programmes, landfills and transfer stations).
8. Oversee the management and future planning for Parks and Open Spaces and Sporting Reserves and Facilities.
9. Oversee the management and future planning for community facilities, halls, cemeteries and public conveniences.
- ~~10. Oversee the implementation, review and ongoing development of Council's Climate Change Action Plan. [amended at the Assets & Services Committee meeting 9 July 2024]~~
11. Overseeing the development, maintenance, monitoring and evaluation, and implementation of the Group Plan as required under s 17(1)(i) of the Civil Defence and Emergency Management Act 2014.

Powers

The Assets and Services Committee will have delegated authority to carry out activities within its terms of reference and the activity areas listed above (excluding all powers reserved to the Council by law, or by resolution of the Council).

The committee has:

1. All powers necessary to perform the committee's responsibilities, including:
 - a. approval of a submission to an external body; and
 - b. establishment of working parties or steering groups.
2. **Associated decision:** If a matter relates primarily to the responsibilities of the Assets and Services Committee, but aspects require additional decisions by the Civil Defence Emergency Management Group, Regional Transport Committee, and/or Road Naming Sub-Committee, then the Assets and Services Committee has the powers to make associated decisions on behalf of those other committee(s). For the avoidance of doubt, this means that matters do not need to be taken to more than one of these committees for decisions.
3. **Referral of decisions:** The Committee may, from time to time, refer matters which it would ordinarily consider, to another Committee, if it considers the matter/project would be better dealt with by that other Committee.
4. **Referral for urgency:** The Committee Chair is authorised to refer urgent matters to the Council for decision, where this Committee would ordinarily have considered the matter. The Chairperson must make this referral in writing stating reasons for the referral.

Power to Act

The Assets and Services Committee will:

1. Approve the adoption of strategies, policies and plans that relate to any activity area listed above were authorised by the Council;

2. Maintain the Council strategic relationships with NZ Transport Agency/Waka Kotahi;
3. Lodge and present submissions to external bodies on policies and legislation relevant to the Assets and Services Committee's Terms of Reference and any activity area listed above. (Note: Where timing constraints apply, the Chairperson (or in their absence, the Deputy Chairperson) has the authority to lodge submissions and seek retrospective approval);
4. Approve the review of bylaws under the Assets and Services Committee's jurisdiction and consider submissions; and
5. Initiate commencement of a consultation process, excluding initiating the special consultative procedure under the Local Government Act 2002 related to any activity area listed above.

Power to Recommend

The Assets and Services Committee will:

1. Recommend the adoptions of strategies, policies and plans that relate to any activity area listed above where the final decision must be made by the Council;
2. Consider any proposal where public consultation is (or may be) required (including the use of the special consultative procedure) related to any activity area listed above, and to make recommendations to the Council as appropriate;
3. Recommend adoption of any new or amended bylaw related to any activity area listed above; and
4. Prepare a draft Assets and Services Strategy and recommend it for approval by the Council as part of the Long-Term Plan.

Delegation Limitations

The Assets & Services Committee may not delegate any of its responsibilities, duties or powers under the Local Government Act 2002, and its powers exclude powers that cannot be delegated to committees.

Procedure

The Chairperson will report back to the Council with recommendations of the Assets and Services Committee at the next Council meeting following each committee meeting.

5. Committee Reports

5.3 Environment & Planning Committee

Environment & Planning Committee Meeting held on 11 July 2024
(Minute Nos. E&P-0724-15 to E&P-0724-31)

**Minutes of a Meeting of the
ENVIRONMENT & PLANNING COMMITTEE
held in the Council Chambers and via Teams, 15 Seymour Street, Blenheim
on THURSDAY, 11 JULY 2024 commencing at 9.20 am**

Present

Clrs G A Hope (Chairperson), B A Fauls (Deputy), R J Innes, B J Minehan and T P Sowman, Mayor N P Taylor, Mr S Harvey (Rural Representative) and Mr R Smith (Iwi representative)

Present via Teams

Clr S J Arbuckle

also Present

Clrs S R W Adams (from 10.12 am) and J D N Croad

also Present via Teams

Clr J A Arbuckle

In Attendance

Ms G Ferguson (Consents and Compliance Group Manager) and Ms N Chauval (Committee Secretary)

Apologies

Clrs Hope/Minehan:

That the apology for absence from Clr A R Burgess be received and sustained and the apology for lateness from Clr S R W Adams be noted.

Carried

E&P-0724-15 Declaration of Interests -

Mayor N P Taylor declared an interest in Item 9 – Appeals on the PMP.

Clr J A Arbuckle declared an interest in Item 8 – Submission on Resource Management (Extended Duration of Coastal Permits for Marine Farms) Amendment Bill and Item 13 – Submission on the Resource Management (Freshwater and Other Matters) Amendment Bill.

ATTENDANCE: Claudia Mark, Council's Solicitor, was present for the following item.

**E&P-0724-16 Approval of Revised Terms of Reference (ToR)
for Environment Committee L150-003-10**

Ms Mark noted that the purpose of the report was to approve the revised Terms of Reference for the Environment and Planning Committee, once approved they will be published on Council's website.

Members were advised that the Terms of Reference set out the purpose, scope and authority of each committee and comply with and are reflective of good governance.

Council's Legal Services have reviewed the committee ToRs and those revised and updated ToRs were attached to the agenda item for members' information.

Members had no additional amendments to the Terms of Reference.

Cls Faulls/Innes:

That the Committee approve the attached Terms of Reference (refer Attachment 1) to accurately reflect the purpose, scope and authority of the Committee.

Carried

ATTENDANCE: Sarah Pearson, Council's Strategic Planner and Martin Crundwell, GNS Scientist, GNS Science was present for the following item.

**E&P-0724-17 Assessment of Naturally Hard- and Soft-
Bottomed Rivers in the Wairau Plain E375-000-001**

Ms Pearson noted that the purpose of the report was to present the report: "Assessment of naturally hard- and soft-bottomed rivers, Wairau Plain, Marlborough". To highlight the report a powerpoint presentation was shown (presentation filed in CM Record No. 24177446).

Mr Crundwell acknowledged Mr Paul White, fellow author of the report, who was present in the public gallery. The report had been separately attached to the agenda for members' information.

By way of introduction members were advised that the National Policy Statement for Freshwater Management 2020 (NPS-FM) requires councils to determine whether river sites of interest to the community are naturally hard-bottomed, where naturally is the state of the river before the arrival of humans in New Zealand. The Council must then determine whether, having regard to the relevant long-term vision, it is appropriate to return a site that has been affected back to a hard-bottomed state. GNS scientists Martin Crundwell and Paul White utilized a geological model based on borehole data together with pre-human (relict) river channels derived from a digital elevation model to determine the location of the natural (pre-human) transition zone from hard-bottomed to soft-bottomed river channels within the Wairau Plain.

It was noted that significant modifications to the natural network of waterways to allow economic development of the Wairau Plain have resulted in changes to river flows, sediment supply and channel morphology. As a result, for some waterways the transition zone between a hard- and soft-bottomed riverbed has shifted. Examples are the Ōpaoa River and Wairau River but for other rivers the current transition zone is still within its natural bounds.

Members were advised that climate change and associated sea level rise will eventually shift the transition zone further inland which does mean that further work is required to determine the extent and timeframes for this shift.

Members asked a number of questions at the conclusion of the presentation.

Mr Smith/Clr Minehan:

That the report be received.

Carried

NB: The order of the agenda was altered at this point and the following Item 7 was heard ahead of Item 5.

ATTENDANCE: Alan Johnson, Council's Environmental Science & Monitoring Manager, was present for the following item.

**E&P-0724-18 Environment Court Direction-Regional Pest
Management Plan E315-002-008-05**

Mr Johnson noted the purpose of the report was to provide the committee with the Environmental Court's final decision and provide next steps relating to modifying the Regional Pest Management Plan (RPMP) by inserting Site-led pest conifer provisions.

Members were advised that Council has received a decision from the Environment Court directing the inclusion of a pest conifer Site-led programme in the RPMP specially for Stronvar Retirement Area. The Environment Court Decision was included with the agenda item for members' information.

By way of background it was noted that Council notified a decision on an amended Regional Pest Management Plan, to insert a new programme for pest conifers in July 2020. A submitter through the plan making process made an application to the Environment Court on that decision. Council entered into mediation with the submitter to reach an agreed position. This was unsuccessful and as such a hearing with the Environment Court occurred in 2022.

The matter was focussed on the desire for specific content and provisions to be inserted into the RPMP programme for pest conifers to address a localised concern at a property level. This also extended to explicit responsibility and liability statements.

Mr Johnson reported that through that process the parties could not agree on the final wording for a pest conifer site-led programme so both parties submitted their respective responses to the Judge for a decision.

Members were advised that the Court decision is to direct Council to put a bespoke site-led management programme in the Pest Plan Conifer programme. This was programme was attached to the agenda item for members' information.

Mr Johnson noted that the principal measure that the Court has directed of Council is a blend of proposed wording from both Council and the Applicant. A key aspect of the principal measure is that it only applies if control operations are proposed as part of a programme to implement the Objective, in other words the programme including the technical nature of operations must be agreed by both parties and achievement would also have to be 'feasible'.

It was reported that the other key aspect of the decision is the Court erred from imposing any liability on Council or the Applicant.

Members were advised on the next steps and these were also detailed in the agenda item.

Cirs Hope/Faults:

- 1. That the report be received.**
- 2. That Council proceed to make an amendment to the Regional Pest Management Plan to comply with the Environmental Court direction to modify the pest conifer programme to include Site led provisions for the Stronvar Retirement Area.**

Carried

ATTENDANCE: Scott Adams joined the meeting at 10.12 am during the following item.

ATTENDANCE: Steffi Henkel, Council's Environmental Scientist – Water Quality, was present for the following item.

E&P-0724-19 Recreational Water Quality Update 2023-2024

E370-007-001

Members noted that the purpose of the report was to present the annual Recreational Water Quality Report Card and provide information on the Power BI Dashboard.

To highlight the report a powerpoint presentation was shown (presentation filed in CM Record No. 24179192). Within the presentation screenshots of the online dashboard were displayed. Once the dashboard is finalised for online use it will be added to the MDC website.

Ms Henkel reported that the recreational water quality at nine coastal beaches and ten river swimming spots was monitored during the summer months of 2023/2024. Weekly samples were analysed for indicator bacteria concentrations to evaluate the health risk to swimmers from waterborne diseases.

It was noted that most samples taken had bacteria concentrations that indicated low health risks. Five sites consistently exhibited bacteria levels deemed safe for swimmers. Coastal sites had no or only one sample with bacteria concentrations indicating an increased health risk.

River sites had a slightly higher number of samples with elevated bacteria levels compared to the coastal sites. Rai Falls, the Ohinemahuta River at Domain and Taylor River at Henry Street had the highest number of samples with unsafe bacteria concentrations. The majority of samples at these sites showed a low health risk from waterborne diseases.

Most sites were graded as either “Good” or “Fair”, meaning these sites are generally suitable for swimming except following rainfall.

Members were advised that a full report with detailed analysis of sampling results and analysis of changes over time will be released every three years. The last such report was published last year (2023) with the next report due in 2026. In the years between detailed reports, report cards and a dashboard on the Council website serve as data summaries that are updated every year.

**Mr Harvey/Mr Smith:
That the information be received.**

Carried

ATTENDANCE: Zeke Hoskins, Council’s Environmental Science Technician, was present for the following item.

E&P-0724-20 Working for Nature/ Mahi mō te Taiao Grant
E390-003-24-01

Mr Hoskins noted that the purpose of the report was to inform Council of the decisions made by the Grant Sub-committee regarding successful applicants of the Working for Nature/ Mahi mō te Taiao 2024-2025 grant round and to provide an update on the 2023-2024 grant round which concluded on 1 June 2024. To highlight the report a powerpoint presentation was shown (presentation filed in CM Record No. 24180273).

It was reported that the applications closed on the 30 April 2024 and the Grant Sub-committee assessed each application and formed a decision on which projects were to receive funding. Requested funding totalled \$258,981.36, surpassing the \$138,000 budget. The grant is split into three categories – Protecting Marlborough, Habitat Marlborough and Environmental Advocacy and the criteria for each was detailed in the agenda item.

Members were advised that 21 of the 28 applicants received either partial or full funding for their projects and have since agreed to the conditions of the grant. The successful applicants were listed in the agenda item for members’ information.

Mr Hoskins advised that the next grant round closes on 1 June 2025, with invoicing and the accountability forms to be handed in by this date. Included in the accountability is evidence of expenditure, photographs and a description of the work undertaken. This will then be assessed against the application, ensuring funding has succeeded in accomplishing the goal of the project.

Applications will reopen in April 2025 for the Working for Nature 2025-26 grant round.

Cirs Minehan/Faulls:

- 1. That the report be received.**
- 2. That the decisions made by the Grant Sub-Committee be approved by Council.**

Carried

ATTENDANCE: Pere Hawes, Council's Manager Environmental Policy, was present for the following five items.

**E&P-0724-21 Submission on Resource Management
(Extended Duration of Coastal Permits for
Marine Farms) Amendment Bill L150-019-R01**

Mr Hawes noted that the purpose of the report was to inform the Committee on Marlborough District Council's submission to the Select Committee on the Resource Management (Extended Duration of Coastal Permits for Marine Farms) Amendment Bill (Bill). The submission was attached to the agenda item for members' information.

By way of background it was noted that the Mayor and Chair of the Environment and Planning Committee had approved the submission, and Council filed the submission on 14 June 2024. The Council presented its oral submission to the Select Committee on Wednesday, 26 June 2024.

Mr Hawes provided members with a summary of the presentation and provided the following link to the verbal submissions <https://vimeo.com/showcase/10758268> (The Marlborough District Council's submission is the video that is 2.22 minutes long)

Ms Ferguson advised that Council has been working with the industry for a number of years to address the issue of consents expiring at the end of 2024. At the time of presenting the submission there were only five applications outstanding that were due to expire at the end of 2024 and subsequently this has reduced to zero applications expiring at the end of this year.

**Cllrs Innes/Fauls:
That the Submission on the Bill be received.**

Carried

Postscript: Following the meeting the report from the Primary Production Select Committee on the Extended Duration of Coastal Permits for Marine Farms was circulated to members.

ATTENDANCE: The Mayor withdrew from the meeting at 10.46 am at the conclusion of the above item and rejoined the meeting at 11.17 am during Item 13 – Submission on the Resource Management (Freshwater and Other Matters) Amendment Bill.

ATTENDANCE: Meeting adjourned at 10.46 am and resumed at 11.03 am

E&P-0724-22 Appeals on the PMEP M100-09-01

Mr Hawes noted the purpose of the report was to inform the Committee of progress with resolving appeals made to the Environment Court on the PMEP.

51 notices of appeal on the PMEP were lodged with the Environment Court.

Scheduled Environment Court mediation on all topics has now been completed, although requests for further Court assisted mediation are being made when the parties consider that progress can be made.

Three consent memoranda have been approved by the Court since the last report to the Committee. A further consent memorandum is currently with the Court.

Mr Hawes noted there are two matters likely to go to Court unless there is settlement before the Court dates. Appeals on King Shag feeding habitat in the Marlborough Sounds is to be heard by the Court from 18 November 2024 and the appeals on Coastal Occupancy Charges are to be heard by the Court from 10 December 2024. Evidence for these two matters is already with the Court.

Members were advised that the final appeal points in Topic 15 Waste & Discharges to Land have been resolved and the consent documentation is currently being prepared and will go to Court in due course.

**Cllrs Innes/Minehan:
That the information be received.**

Carried

E&P-0724-23 Appeals on PMEP Variation 1: Marine Farming
M100-11-002-07

Mr Hawes noted that the purpose of the report was to update the Committee on progress with resolving appeals on PMEP Variation 1: Marine farming appeals.

It was noted that 32 notices of appeal on Variation 1 were lodged with the Environment Court. Formal mediation on Variation 1 appeals commenced on 12 March 2024.

Members were advised that following the conclusion of Court mediation earlier this year on the management framework appeals, there are 11 work streams that were a product of that mediation and staff have just started the process of considering all the feedback that was received.

Mr Hawes reported that the objective is to get the management framework beyond challenge. That means for those aquaculture management areas that have not been appealed, the provisions of Variation 1 can be treated as operative and therefore applied to the consenting process. There are however aquaculture management areas that have been appealed and these appeals will be addressed through spatial mediation later this year.

Cirs Hope/Sowman:
That the information be received.

Carried

E&P-0724-24 Decision on PMEP Variation 2: Ecologically
Significant Marine Sites
M100-11-007-06

Members noted that the purpose of the report was to inform the Committee that a decision on PMEP Variation 2: Ecologically Significant Marine Sites has been made and publicly notified and to recommend the withdrawal of a discrete component of the notified variation.

Mr Hawes noted that variation 2 proposed the addition of three king shag breeding sites: Squadron Rocks, Bottle Rock Point and Ruakaka Point. Bottle Rock Point and Ruakaka Point were already included in the existing PMEP provisions and the Hearings Panel found it unnecessary to confirm these two sites by way of Variation 2. These two sites have been removed by the decision.

It was reported that Squadron Rocks (ESMS 2.38) is not included in the PMEP provisions as the Hearings Panel understood the breeding of king shag had ceased at Squadron Rocks. On that basis, they considered the inclusion of ESMS 2.38 to be both inaccurate and unnecessary.

Members were advised that there were no submissions in opposition to the inclusion of Squadron Rocks, so the site was unable to be removed via the decision. For this reason, the Hearings Panel recommended that the Council withdraw ESMS 2.38 from Variation 2 in accordance with Clause 8D of the First Schedule of the RMA.

Cirs Faulls/Innes:
That the Council:

- 1. Notes the decision on PMEP Variation 2: Ecologically Significant Marine Sites.**
- 2. Determines that ESMS site 2.38 be withdrawn from Variation 2.**

Carried

**E&P-0724-25 Variation 6 and 7 – Kerepi and Urban
Residential Four Zone – Summary of Decisions
M100-11-16, M100-11-17**

Mr Hawes noted that the purpose of the report was to adopt a summary of decisions requested in submissions to Variations 6 and 7 and to approve the public notification of the summary of decisions requested.

It was noted that submissions on Variations 6 and 7 to the Proposed Marlborough Environment Plan (PMEP) closed on 14 May 2024.

Council has summarised the decisions being sought through submissions and is required to publicly notify the availability of the summary.

The public notification commences the period for further submissions to be made on submissions.

Members were advised that a hearing will be held to hear submissions on the variations and a report will be presented to a future committee meeting seeking the appointment of a hearing panel for this process.

Cirs Hope/Sowman:

- 1. That Council adopt the summary of decisions requested in submissions as noted in Attachment 1 and 2 of the agenda item.**
- 2. That approval is given to publicly notify the summary of decisions, as soon as practicable.**

Carried

ATTENDANCE: The Mayor rejoined the meeting at 11.17 am during the following item.

ATTENDANCE: Sarah Pearson, Council's Strategic Planner, was present for the following item.

**E&P-0724-26 Submission on the Resource Management
(Freshwater and Other Matters) Amendment Bill
L150-019-R01**

Members noted that the purpose of the report was to present the Council's staff submission on the Resource Management (Freshwater and Other Matters) Bill.

Ms Pearson advised that on 23 May 2024, the Resource Management (Freshwater and Other Matters) Bill was introduced into the House and submissions on the Bill were due by the end of June 2024. This date fell between Committee meetings and given that a staff submission was made. The submission and a copy of the proposal was attached to the agenda for members' information.

It was noted the submission had two aspects, commentary on the wider resource management reforms of the RMA and secondary pieces of legislation, together with more specific aspects of the Bill which have implications for the Marlborough region.

Cirs Faulls/Minehan:

That the submission on the Resource Management (Freshwater and Other Matters) Bill be received.

Carried

ATTENDANCE: Karen Winter, Council's Manager Environmental Policy, was present for the following item.

E&P-0724-27 Local Alcohol Policy Development E350-005-008-02

Ms Winter noted that the purpose of the report was to outline the process involved in development of a Local Alcohol Policy and reconfirm Council's decision to develop such a Policy under the Sale and Supply of Alcohol Act 2012.

Members were advised that in 2013, this Council began the process of developing a Local Alcohol Policy (LAP). In 2014 the Alcohol Regulatory and Licensing Authority requested that councils halt their development of these policies until such time as all appeals to these policies were heard.

It was noted that changes to the Sale and Supply of Alcohol Act 2023 came into effect on 31 August 2023, these removed the ability for parties to appeal provisional Local alcohol policies, as such limiting potential cost to councils in developing a LAP and possible court appeals.

Ms Winter noted that the current lack of a Local Alcohol Policy leaves both the community and licensees without clear information of what would be expected for a licensed premises. Adopting an LAP ensures that all licensees can clearly see if their proposed activity would meet the expectations of both Council and the Marlborough community.

It is anticipated that the costs of development would be absorbed within existing budget and use of current staff time. The Marlborough Alcohol Governance Group has advised they also have a budget to support the public consultation process.

Members were advised that further discussions with Police and Health will be undertaken with a draft LAP brought back to Committee for approval by the end of this year.

Clr Sowman/The Mayor:
That Council undertake to develop a Local Alcohol Policy.

Carried

ATTENDANCE: Clrs S and J Arbuckle withdrew from the meeting at 11.28 am during the following item.

ATTENDANCE: Tonia Stewart, Council's Environmental Protection Officer, was present for the following item.

**E&P-0724-28 Dairy Shed Effluent and Stream Crossing
Survey 2023/2024 E330-001-004, E330-001-005**

Ms Stewart noted that the purpose of the report was to inform the Council of the Compliance Group's monitoring of dairy shed effluent and stream crossings during the 2023/2024 dairy season. To highlight the report a powerpoint presentation was shown (presentation filed in CM Record No. 24180275).

Members were advised that monitoring was carried out in November and December 2023 visiting 41 farms. All 41 of the farms were monitored against the PMEP or resource consent conditions. 32 of these were monitored against the activity standards within the PMEP that are treated as operative. The percentage of farms that were rated as compliant with the PMEP was 97% (31 farms), 1 farm was non-compliant and an infringement notice was issued, and 100% (9) of farms operating under resource consent were rated as compliant.

Stream crossing elimination is continuing to progress. There is only one farm with two stream crossings remaining during the 2023/24 inspections.

Clrs Minehan/Fauls:
That the information be received.

Carried

E&P-0724-29 Animal Control Sub-Committee D050-001-A04

The minutes of the Animal Control Sub-Committee meeting held on 18 April 2024 were presented for ratification by the Committee.

Clrs Fauls/Sowman:
That the minutes of the Animal Control Sub-Committee meeting held on 18 April 2024 be ratified.

Carried

E&P-0724-30 Information Package -

Cllrs Hope/Minehan:

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

Carried

E&P-0724-31 Decision to Conduct Business with the Public Excluded -

Cllrs Hope/Innes:

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

- Sub-Committee Reports (Public Excluded Sections)

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	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.

Carried

The meeting closed at 12.00 pm.

Record No: 24180350

6. Decision to Conduct Business with the Public Excluded

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 Sale
- Property Administration

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.
Property Sale Property Administration	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.