

MINUTES OF THE COUNCIL MEETING HELD AT 9.00AM ON WEDNESDAY 23 AUGUST 2017 AT COUNCIL CHAMBERS, 96 WEST END, KAIKOURA.

PRESENT: Deputy Mayor J Howden (Chair), Councillors L Bond, T Blunt, C Harnett, C Mackle, D Millton, N Pablecheque.

IN ATTENDANCE: A Oosthuizen (Chief Executive Officer), J Parfitt (Advisor to CEO), S Syme (Committee Secretary).

APOLOGIES: Mayor W Gray.
Moved by Deputy Mayor Howden, seconded by Councillor Millton and resolved that apologies be accepted. Unanimous.

1. DECLARATIONS OF INTEREST

Councillor Millton was a director of Waipapa Limestone which was involved with roading projects in the district.

Councillors Harnett and Pablecheque were involved with the find and fix project.

2. PUBLIC FORUM

State Highway 1 (Beach Road) Deviation

P Bird, D Stanford, R Hogan, D Kitchingham and P Hislop were in attendance to speak to this item.

P Bird advised here home and livelihood were at stake as a result of the proposed state Highway 1 deviation. The property was outside the deviation line but was included in the proposal put forward by New Zealand Transport Agency. She felt safety and wellbeing should be a priority for any project undertaken. Her family had opened their clinic and home post-earthquake and treated over 230 people for free and were upset that Council now supported their house being torn down. She lived with anxiety, fear and hurt due to Council not looking out for their wellbeing. She understood change happened but she could not understand the lack of care, compassion and respect in the process. She enquired if it was a conscious decision of Council to not tell affected parties prior to the announcement in the paper.

D Stanford made reference to a report from 2002 and a recent investigation of the Ludstone Road intersection. It was noted that large trucks would still be travelling through the West End if the deviation went ahead and he suggested the trucks needed to be moved out of the town and on to a bypass. He felt that speed down the hill would increase. He advised that once he was at an age where he could no longer cross the road he did not want to have to walk through a graffitied underpass to get mugged.

He felt Council should be at the forefront of the process and leading the town and it would be good if Council advocated for the community.

It was felt NZTA should be meeting with affected residents on a one to one basis. The Recovery Manager advised he was happy to convene a meeting with NZTA and affected parties.

D Kitchingham felt it was all about the trucks and not about pedestrians. She felt there had not been a lot of forward thinking in terms of the proposal.

The meeting adjourned at 9.28am and resumed at 11.03am.

3. MINUTES TO BE CONFIRMED

Moved by Councillor Millton, seconded by Councillor Bond and resolved that the minutes of the Council meeting held on 19 July 2017 be confirmed a true and accurate record. Unanimous.

4. MINUTES TO BE ADOPTED

Moved by Councillor Millton, seconded by Deputy Mayor Howden and resolved that the report of the Finance, Audit and Risk Committee Meeting held on 19 April 2017 be adopted. Unanimous.

5. SCHEDULE OF MEETINGS

In July it had been suggested that there be a change to the meeting schedule due to the volume of topics on the agenda and the amount of information which was being put before Council at its meetings. People were tired at the end of the day and it was suggested the Earthquake Recovery and Council meetings be held on separate days. It was also anticipated there would be an increased amount of workshops.

A discussion was held regarding retaining one day for meetings or moving to two and potentially holding a workshop on the meeting days. It was generally felt the Earthquake Recovery Committee meeting and the Council meetings should be held on separate days and the 2nd and 4th Wednesday's of the month were suggested.

A discussion was also held regarding the timing of the Finance, Audit and Risk Committee. It was suggested that a special meeting of the Finance, Audit and Risk Committee be held to determine the meeting schedule for the Committee.

Moved by Deputy Mayor Howden, seconded by Councillor Pablecheque and resolved that Council;

- 1. Receive the Meeting Schedule report.***
- 2. That Council adopt a schedule of meetings for the 2017 & 2018 year which had the Earthquake Recovery meeting held on the 2nd Wednesday of the month and the Council meeting held on the 4th Wednesday of the month subject to the Water Zone Committee changing its meeting day to the 3rd Wednesday of the month.***
- 3. A special meeting of the Finance, Audit and Risk Committee would be held to discuss meetings dates.***
- 4. The Work Plan be amended to reflect changes made to the meeting schedule. Unanimous.***

6. FINANCE REPORT

The Finance Manager was in attendance for this item and tabled an amended earthquake event report.

A common theme throughout the report was timing differences. At the end of July the accounts showed a \$400,000 deficit. The first rates instalment for the financial year was sent out in August. Expenditure was over budget however budgets were yet to be loaded to line up with the work programme. Cash had reduced by \$2.5 million during June however \$2 million had been received on 18 August.

Working capital was negative at the time of reporting but Council's cash position was neutral. The accounts were in a credit position due to the \$2 million which had been received. It was noted that the Department of Internal Affairs had made a grant which assisted Council meet its statutory commitments with the Department of the Prime Minister and Cabinet helping Council with rebuild and recovery activities. It was anticipated that Council would need to make a case for additional funding. It was noted there was currently a lot of uncertainty around numbers, funding and insurance contributions.

A discussion was held regarding community facilities projects. The Chief Executive Officer advised a report would be presented to Council with regard to all community building and facilities in order to prepare a strategy regarding repairs and replacement.

Moved by Councillor Mackle, seconded by Councillor Millton and resolved that the Finance Report be received. Unanimous.

7. ELECTORAL SYSTEMS FOR ELECTIONS

Moved by Councillor Millton, seconded by Councillor Pablecheque and resolved that the First Past the Post system be retained for the 2019 triennial elections. Unanimous.

8. DELEGATIONS AND FEES FOR BOUNDARY ACTIVITIES AND EXEMPTIONS UNDER THE RMA.

The Strategy, Policy and District Plan Manager was in attendance for this item.

Changes to the Resource Management Act had resulted in changes to boundary activities which meant these were deemed permitted activities provided written approval was provided by the owner of an affected site. This meant that no resource consent was required. It was considered appropriate that delegations be updated and fees be set for boundary activities as a result.

Concern was expressed that affected property owners may not understand what they were signing. It was noted the changes to the Act meant that it was no longer a Council issue. A discussion was held regarding whether there was anything Council could do as a duty of care. It was noted that staff were always available to provide advice but were not able to tell people whether or not they should sign. A question and answer sheet and a

note on the form that people seek legal advice before signing was suggested.

Moved by Councillor Pablecheque, seconded by Councillor Harnett and resolved that Council;

1. Adopt the following delegations

<u>Section of Resource Management Act 1991</u>	<u>General description of the function or power or duty to be delegated</u>	<u>Delegation</u>
Boundary activities approved by neighbours on infringed boundaries are permitted activities		
87BA(1)(c)	Notify a person proposing to undertake boundary activity that the activity is permitted.	Planning Officer; Senior Planner;
87BA(2)	Determine if the requirements of section 87BA (1)(a) and (b) are satisfied and notify a person of that determination.	Strategy, Policy, and District Plan Manager; Building & Regulatory Manager; Chief Executive Officer
Activities meeting certain requirements are permitted activities		
87BB(1)	Determine if requirements (a)-(c) are satisfied and decide to notify person proposing the activity that the activity is permitted.	Agreement of at least two of: Planning Officer; Senior Planner; Strategy, Policy, and District Plan Manager; Building & Regulatory Manager; Chief Executive Officer

2. Amend the Schedule of Fees and Charges to provide a base fee of \$150 (including GST) for the issue of written notices for boundary activities and marginal or temporary activities. Unanimous.

9. TOURISM INFRASTRUCTURE FUND

Deputy Mayor Howden, the Chief Executive Officer, the Finance and Commercial Manager, the Strategy Policy and District Plan Manager and the Economic Recovery Lead had meet to discuss potential projects for the first round of the fund. Three projects were proposed. These were;

- Lions Esplanade Project – boardwalk & beautification
- Feasibility of the Airport
- Feasibility of Kiwa Road for freedom camping facilities.

Projects were funded on a 50:50 basis. The Lions were hoping to obtain funding through Lotteries for the Esplanade project.

In terms of funding for a feasibility for freedom camping facilities in Kiwa Road advice provided had been to wait for NCTIR plans for the area before commencing a study. It was also suggested that the project should wait until after the State Highway was finished as there would be camping up and down the coast and it was suggested Council wait to see where the natural fall out areas were. It was further suggested that a freedom camping policy

was required first. Concern was expressed that if Council did not look to provide facilities Council could end up with a bigger mess conversely it was felt that every time Council put new toilets in it was a burden on ratepayers.

A discussion was held regarding the Airport and whether or not Council was going to pursue with the present site or look at a new location. It was noted initial investigations would be in regard to the current Airport and what needed to be done to increase the size of the aircraft and assist with flying in bad weather. It was noted that a feasibility study would be required to obtain additional funding however it was requested that location be added to the scope of the feasibility study. It was noted owners of property adjacent to the Airport had not shown interest regarding expansion of the Airport and a conversation would need to be held prior to undertaking a feasibility study. The trees in the adjacent property at the end of the runway were also discussed.

The matter of community engagement in regard to the projects was raised. It was noted the Lions Club had been communicating since May with regard to the Esplanade Project in terms of the Airport a number of people had expressed interest in seeing the facility improved to be able to take larger planes.

Moved by Deputy Mayor Howden, seconded by Councillor Harnett and resolved that;

- 1. The Tourism Infrastructure Fund Report be received.***
- 2. Council proceed with the funding application to the Tourism Infrastructure Fund for funding of feasibility studies for the Airport and the Lions Esplanade Project. Unanimous.***

The meeting adjourned for lunch at 12.32pm and resumed at 1.04pm.

10. SPORT AND RECREATION LEADERSHIP TEAM

K Boyce-Campbell was in attendance to present this item. She advised the focus of the Team had been to get sport and recreation activities up and running again and they had also created some new events like the winter mountain bike series. The Team had also been helping clubs and codes to improve their skill level and was also working hard to get an outdoor programme up and running which would involve activities such as surfing, diving, hiking, outdoors skills and include cultural aspects.

The Pool feasibility study was underway and would include a list of sites and options for consideration.

The Sport and Recreation Leadership Team were seeking permission to take the lead on conversations with NCTIR around community projects. It was generally felt that a collective approach was required and that a workshop needed to be held to discuss potential community projects.

Moved by Councillor Millton, seconded by Councillor Pablecheque and resolved that the Sport and Recreation Leadership Team report be received.

11. KAIKOURA YOUTH COUNCIL

O Hughes, P Jellyman and T Manuel were in attendance to present this time.

Nominations for the Youth Awards would close on 27 August. There had been quite a lot of interest in the event and it had been well promoted.

A seaside sounds events had recently been held for youth. The event had been very successful with over 350 youth of all ages attending.

The previous week a hot chocolate stand had been run out of the café at the High School as a way to communicate with youth about what they felt Kaikoura needed. A lot of feedback was received with a swimming pool and skate park high on the list. An enquiry was made regarding where Council was at with regard to these facilities. It was noted that there was funding to fix the skate park, the matter of repairs would be followed up with the tradesperson who would be undertaking the work. There was currently no money for a new skate park.

12. INITIATING CAT PREDATION POLICIES AND INITIATIVES

A report had been prepared in a response to a submission to the Annual Plan with regard to potential policies / education initiatives to protect birdlife. It was noted there were limited options regarding policies for cats and it was a very emotive issue.

It was agreed the matter was not a priority currently and it was something that may need to be looked at in the future to help restore native bird life.

Moved by Councillor Pablecheque, seconded by Councillor Mackle and resolved that no further action be taken with regard to initiating cat predation policies and initiatives at the present time. Unanimous.

13. RESIDENT SATISFACTION SURVEY

A report had been separately circulated.

Concern was expressed regarding the low satisfaction with rural roads. Councillor Millton requested his disappointment be recorded regarding the state of rural road. He advised the number of people who phoned on a weekly basis regarding the condition of rural roads was alarming. A discussion was held regarding contractors and approving works to be undertaken.

Overall survey results were mixed with some very positive responses and also some negative responses.

Moved by Councillor Howden, seconded by Councillor Mackle and resolved that the Resident Satisfaction Survey report be received. Unanimous

14. PROPOSED STATE HIGHWAY 1 (BEACH ROAD) DEVIATION

New Zealand Transport Agency (NZTA) were the requiring authority and wished to proceed with the deviation. No resource consent was required to

undertake the activity. The designation for the deviation had been put in place approximately 35 years prior. All that was required for the work to continue was the provision of an outline development plan. Preliminary details had been requested from NZTA which had been declined because NZTA was waiting for feedback from the community. Once a plan was submitted Council could make recommendations which NZTA could either accept or reject. The Council could then decide if it wanted to take NZTA to the Environment Court. NZTA was not required to seek feedback from the community.

A discussion was held which covered the following;

- NZTA had stated Council had agreed to the plan however it was understood Council had only agreed in principle to that which had been put out to the community.
- The deviation had been signalled in the Long Term Plan.
- The way in which NZTA had promoted the project.
- The designation was in the District Plan.
- A possible extension to the feedback period.
- Consultation which had been undertaken many years ago.
- It was not a Council decision.
- NZTA had engaged the Property Group to meet with individual landowners whose property would be used for the designation.
- A meeting with NZTA and affected landowners and residents facilitated by the Recovery Manager.
- NZTA needed to take into account what the community had just been through.
- The possibility of a truck bypass.
- The congestion and danger of the West End / Beach Road / Ludstone Road intersection.
- Potential other options within the designation.

Moved by Deputy Mayor Howden, seconded by Councillor Pablecheque and resolved that rather than using the survey monkey approach to provide feedback on the proposed State Highway 1 (Beach Road) Deviation Council engage with New Zealand Transport Agency staff to advocate for the following while supporting the proposal:

- 1. Creation of a safe crossing (underpass/overpass).***
- 2. Recognition of the importance of tourist (domestic and international) traffic for the recovery of Kaikoura.***
- 3. The need for assistance towards improving the local road network which will be affected by the changes in traffic flow.***
- 4. The importance of good urban design both within local roads and State Highway 1.***
- 5. The importance of signage to clearly indicate the West End Town Centre, avoiding the need for U-turns from vehicles unfamiliar with the roading layout.***
- 6. Ensuring that location and size of bridging did not increase the flooding risk to existing properties.***

The motion was put and carried. For: Councillors Bond, Howden, Mackle, Millton, Pablecheque.

Against: Councillors Blunt, Harnett.

Moved by Councillor Millton, seconded by Councillor Pablecheque and resolved that;

- 1. The Recovery Manager facilitate a meeting with New Zealand Transport Agency and landowners of properties whose land was intended to be used for the designation and any Councillors who would like to attend.**
- 2. Request New Zealand Transport Agency extend the time for feedback by a minimum of two months due to the recent earthquake, the community's concerns and wellbeing. Unanimous**

Moved by Deputy Mayor Howden, seconded by Councillor Blunt and resolved that Council request New Zealand Transport Agency consider alternate options including a heavy traffic bypass.

The motion was put and carried. For: Councillors Bond, Blunt, Harnett, Howden, Mackle, Pablecheque.

Against: Councillor Millton

15. COMMITTEE UPDATES

Destination Kaikoura

Destination Kaikoura had held its Annual General Meeting the previous night. Kaikoura Update #16 was tabled.

Water Zone Committee

A subgroup of the Water Zone Committee had applied to the Ministry for Primary Industries Land Rehabilitation Fund. They had been successful in securing \$600,000 over a three year period for research into land damage on the flats with regard to water quality.

Councillor Harnett left the meeting at 3.04pm.

16. COUNCIL PUBLIC EXCLUDED SESSION

Moved by Deputy Mayor Howden, seconded by Councillor Mackle and resolved that the public be excluded from the following parts of the proceedings of this meeting namely;

- a) Confirmation of Council Public Excluded Minutes 19/07/2017**
- b) Confirmation of Extraordinary Council Public Excluded Minutes 26/07/2017**
- c) CEO Performance Indicators**
- d) Adoption of Extraordinary Finance, Audit and Risk Public Excluded Minutes 31/05/2017**
- e) Adoption of Extraordinary Finance, Audit and Risk Public Excluded Minutes 30/06/2017**
- f) Adoption of Finance, Audit and Risk Public Excluded Minutes 19/07/2017**
- g) Confidential Review.**

There being no further business the meeting closed at 4.11pm.

