

**MINUTES OF THE KAIKŌURA DISTRICT COUNCIL MEETING HELD ON
WEDNESDAY 24 NOVEMBER 2021, 8.58AM, AT TOTARA, COUNCIL CHAMBERS, 96
WEST END, KAIKOURA**

PRESENT: Mayor C Mackle (Chair), Deputy Mayor J Howden, Councillor N Pablecheque, Councillor L Bond, Councillor R Roche, Councillor V Gulleford, Councillor T Blunt

IN ATTENDANCE: W Doughty (Chief Executive), M Dickson (Senior Manager Corporate Services), D Clibbery (Senior Manager Operations), B Makin (Executive Officer).

1. KARAKIA

2. APOLOGIES

Apologies were received from Cr D Millton.

Moved: Deputy Mayor J Howden

Seconded: Cr L Bond

CARRIED UNANIMOUSLY

3. DECLARATIONS OF INTEREST Nil

4. PUBLIC FORUM

9.00 am – 9.35 am

F Carr, C Shephard, N Boundy, M Marshall, B Timms, S Rayner, D Crawford

Seven public forum speakers came in to speak about either the one-way road proposed for Wakatu Quay, or raised a separate topic relating to a private development of a four-story building on Avoca Street. It was clarified that the private development had not been brought formally to the Council for any consents as yet.

5. FORMAL DEPUTATIONS Nil

6. WORKS AND SERVICES COMMITTEE MEETING

The meeting adjourned to the Works and Services Committee meeting at 9.35 am.

The meeting reconvened at 9.49 am.

7. MINUTES TO BE CONFIRMED

7.1 Council meeting minutes dated 27 October 2021

RESOLUTION

THAT Council:

- *Confirms as a true and correct record, the circulated minutes of a Council Meeting held on 27 October 2021, subject to an amendment to the closing time of the meeting from “pm” to “am”.*

Moved: Cr V Gulleford

CARRIED UNANIMOUSLY

8. MATTERS ARISING AND ACTIONS

The Matters Arising and Action list was reviewed and noted by Council.

9. MATTERS OF IMPORTANCE TO BE RAISED AS URGENT BUSINESS

W Doughty raised a matter of importance to be raised as urgent business in public excluded. This was to consider the Three Waters Reform next steps following the release of further information and due to timeframes, this item could not wait until a subsequent meeting. It was noted that it is proposed that the public are excluded from the matters to be raised as urgent business under the following sections of the LGOIMA:

- 7(2)(c) protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information –
 - Would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied; or
 - Would be likely otherwise to damage the public interest.
- 7(2)(g) maintain legal professional privilege
- 7(2)(i) enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)

RESOLUTION

That the Three Waters Reform Next Steps be included as a public excluded item on the Agenda.

Moved: Deputy Mayor J Howden

Seconded: Cr R Roche

CARRIED UNANIMOUSLY

10. MATTERS FOR DECISION

10.1 Review of Easter Shop Trading Policy

It was noted that the Policy could be reviewed after one year to allow the Council to factor in and updates to liquor licensing requirements. Council staff would seek advice in the interim.

RESOLUTION

THAT Council:

- a. *Undertakes public consultation through the Special Consultative Procedure of the Local Government Act in respect of a proposal that the KDC Easter Sunday Shop Trading Policy is retained in its current form, which permits retailers to choose whether their premises open for trade on Easter Sunday, subject to compliance with any other regulations that may exist; and*
- b. *Approves the attached Statement of Proposal and advertisement.*

Moved: Cr V Gulleford

Seconded: Cr T Blunt

CARRIED UNANIMOUSLY

The meeting adjourned at 10.00 am and reconvened at 10.16 am.

10.2 Wakatu Quay Access and Parking

Council staff highlighted two errors on page 22 of the Agenda; the first was in paragraph one, line one where “33 parks” should be “31 parks”, the second was in paragraph three, line two where “the total to 50” should be “the total to 40”.

The recommendation has been put forward to enable the KMDP project to proceed with applying for a resource consent for the development with some certainty. It was noted that the final parking requirements will be determined as part of the resource consent process for which Council (through the KMDP project team) will be the applicant.

RESOLUTION

That Council:

- a. *Approves initial development and operation of the Wakatu Quay project based on an access and parking concept similar to that shown in Figures 1 and 2 attached, which is in essence the same as that previously indicated to residents of that area – a one way route with entry in front of the Pier Hotel and an exit via Wakatu Quay Road and Lower Ward Street, with the main parking area formed off Wakatu Quay Road.*

Moved: Deputy Mayor J Howden

Seconded: Cr R Roche

CARRIED UNANIMOUSLY

- b. *Is agreeable in principle to the establishment of new access and parking arrangements as shown in Figures 3 and 4 attached, incorporating a new road. This is based upon the premise that a land exchange with the owners of the Pier Hotel could be considered if this was needed to enable the Wakatu Quay development and all other associated costs were met from sources other than Council rates.*

Moved: Deputy Mayor J Howden

Seconded: Cr R Roche

CARRIED UNANIMOUSLY

11. MATTERS FOR INFORMATION

11.1 Mayoral Verbal Update

A verbal update was provided by Mayor C Mackle. He highlighted that the Tuia programme held its final leadership development wānanga at the weekend via zoom. Mayor C Mackle had visited the new building replacing the Sonic Restaurant and Bar.

11.2 CEO Monthly Report

It was noted that there was an error on the variance on page 31 of the Agenda and Council staff would clarify.

RESOLUTION

That Council receives this report.

Moved: Mayor C Mackle
Seconded: Cr R Roche

CARRIED UNANIMOUSLY

11.3 Community Services Update Report

RESOLUTION

That Council receives this report.

Moved: Cr L Bond
Seconded: Cr V Gulleford

CARRIED UNANIMOUSLY

11.4 Building and Regulatory Update Report

RESOLUTION

THAT the Council receives this report.

Moved: Mayor C Mackle
Seconded: Deputy Mayor J Howden

CARRIED UNANIMOUSLY

The Council acknowledged the Scout Hall repairs.

11.5 Planning Update Report

Council staff highlighted that page 53 of the Agenda details the variables from the Planning Assessment of the GNS Science Consultancy Report (presented at the last meeting), or further work had identified a mis-understanding with GNS.

Cr L Bond left the room at 11.24 am and re-entered the room at 11.25 am.

RESOLUTION

THAT the Council receives this report.

Moved: Mayor C Mackle
Seconded: Cr L Bond

CARRIED UNANIMOUSLY

The Council acknowledged the Planning Team for their work on the District Plan Natural Hazards Chapter.

12. PUBLIC EXCLUDED ITEMS

RESOLUTION TO EXCLUDE THE PUBLIC

Council Public Excluded Session

Moved, seconded that the public be excluded from the following parts of the proceedings of this meeting, namely

- a) Three Waters Reform Next Steps

The general subject 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) and 7 of the Local Government Information and Meetings Act 1987 for the passing of this resolution are as follows:

General subject of each to be considered	Reason for excluding the public	Grounds of the Act under which this resolution is made
To discuss the next steps of the Three Waters Reform following the Governments decision to mandate.	The exclusion of the public from the whole or the relevant part of the proceedings of the meeting is necessary to enable the Local Authority to deliberate in private on its decision or recommendation.	7(2)(c) protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information – - Would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied; or - Would be likely otherwise to damage the public interest. 7(2)(g) maintain legal professional privilege 7(2)(i) enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)

Moved: Cr L Bond
 Seconded: Cr R Roche

CARRIED UNANIMOUSLY

The Public Excluded portion of the Committee meeting occurred from 11.31 am.

13. REOPENED MEETING

The Public Excluded portion of the meeting closed at 11.51 am.

14. CLOSE MEETING

There being no further business, the meeting closed at 11.51 am

CONFIRMED _____ Chairperson

_____ Date

COUNCIL ACTIONS AS AT 15 DECEMBER 2021
OPEN ACTION ITEMS

	ACTION ITEM	ASSIGNED TO	DUE	STATUS
1	3 Waters reform – engagement with Te Rūnanga o Kaikōura	W Doughty	Ongoing	Report and feedback to DIA have been provided to the Runanga. Ongoing korero.
2	Quarterly progress reporting due from The Kaikōura Cycle Club, The Mayfair, Te Korowai, Destination Kaikōura and Sports Tasman	-	23 Feb 22 25 May 22 27 Jul 22	Raised at LTP deliberations. Organisations have been informed of the dates.
3	Shingle bed up Kowhai – address ownership / liability with ECAN and Water Zone Committee	B Makin	-	Raised at LTP deliberations. Raised with ECAN / Committee secretary on 08/11/21 - to be discussed at November Water Zone Committee meeting
4	Bike Link Crossing (Mill Road Railway)	W Doughty	01 Sep 21	CEO to follow up with Kiwirail
5	Confirm variance from CEO Report Appendix 1 24/11/2021	M Dickson	-	Confirmed the variance of 48 is incorrect.
6	Public Forum Responses	W Doughty B Makin	January 22	Completed