

MINUTES OF A MEETING OF THE WAIMAKARIRI DISTRICT COUNCIL HELD IN THE COUNCIL CHAMBER, 215 HIGH STREET, RANGIORA ON TUESDAY, 7 NOVEMBER 2023, WHICH COMMENCED AT 1.00PM.

PRESENT

Mayor D Gordon (Chairperson), Deputy Mayor N Atkinson, Councillors A Blackie, R Brine, T Fulton, J Goldsworthy, N Mealings, P Redmond, J Ward, and P Williams.

IN ATTENDANCE

J Millward (Chief Executive), G Cleary (General Manager Utilities and Roading), K LaValley (General Manager Planning, Regulation and Environment), N Robinson (General Manager Finance and Business Support), S Hart (General Manager Strategy, Engagement and Economic Development), C Brown (General Manager Community and Recreation), K Simpson (3 Waters Manager), S Nichols (Governance Manager), J McBride (Roading and Transport Manager), D Young (Senior Engineering Advisor), K Waghorn (Solid Waste Asset Manager), D Roxborough (Implementation Project Manager – District Regeneration), G MacLeod (Greenspace Manager), M KGwant (Green Space Community Projects Officer), S Docherty (Senior Policy Analyst), V Thompson (Senior Advisor, Business and Centres) (via Teams), C Fahey (Water and Wastewater Asset Manager), S Fauth (Utilities Projects Team Leader), H Wilson (Project Engineer), B Rada (Project Engineer), K Howat (Parks and Facilities Team Leader), S Binder (Senior Transportation Engineer), T Allinson (Senior Policy Analyst) (via Teams), and A Smith (Governance Coordinator).

1. APOLOGIES

There were no apologies.

2. CONFLICTS OF INTEREST

Having been appointed as one of the Commissioners for the District Plan Review Hearings, Deputy Mayor Atkinson declared a conflict of interest for open agenda Item 7.1, *Commissioner Recommendation Private Plan Change 31*

3. ACKNOWLEDGEMENTS

Mayor Gordon acknowledged, with sadness, the recent passing of Council staff member Gary Boot. Gary had commenced employment with the Council in 2002, over time reaching the position of Project Delivery Unit Manager. He made a significant contribution to the community in his time with the Council, with the upgrading of rural water supplies and taking a lead in infrastructure repairs and recovery following the 2010 and 2011 earthquakes. Gary succumbed to Motor Neuron disease which he had been diagnosed with almost eight years previously. Two years ago Mayor Gordon presented Gary with his inaugural Mayors Award for his exemplary service to the community. Gary had also been acknowledged with awards for work in his chosen area of expertise in engineering and was well respected for this throughout New Zealand. Mayor Gordon observed that the reason that this districts Three Waters infrastructure was in such a good position, was largely due to Gary's leadership. Mayor Gordon commended staff members Gerard Cleary and Don Young, who both spoke at the service for Gary held the previous day. Councillors stood to observe a minutes silence.

4. CONFIRMATION OF MINUTES

4.1 Minutes of a meeting of the Waimakariri District Council held on Tuesday 3 October 2023

Moved: Councillor Mealings Seconded: Councillor Fulton

THAT the Council:

- (a) **Confirms**, as a true and correct record, the circulated Minutes of the meeting of the Waimakariri District Council meeting held on Tuesday 3 October 2023.

CARRIED

4.2 **Minutes of a meeting of the Waimakariri District Council held on Tuesday 17 October 2023**

Moved: Councillor Goldsworthy Seconded: Councillor Ward

THAT the Council:

- (a) **Confirms**, as a true and correct record, the circulated Minutes of the meeting of the Waimakariri District Council meeting held on Tuesday 17 October 2023.

CARRIED

MATTERS ARISING (From Minutes)

There were no matters arising from the minutes.

5. DEPUTATIONS AND PRESENTATIONS

5.1 Bruce Bellis shared his views on Skew Bridge.

Mr Bellis expressed his concerns on traffic safety on Skew Bridge, noting that the bridge carried 9,900 vehicle movements per day. It was a dangerous narrow bridge, which at 83 years old, and parts crumbling, was in urgent need of replacement in his opinion. Large heavy vehicles could not negotiate the bridge without crossing the centre line and if two trucks had to pass on the bridge it was probable that their drivers mirrors would connect. He had personal experience with truck wing mirrors crashing.

Mr Bellis referred to a report prepared by the New Zealand Transport Agency in 2019 on Skew Bridge and quoted a section from the report on traffic safety for vehicles using the bridge. This report had been made available to the Council at the time it was written in 2019. Mr Bellis believed this was a damning indictment of this piece of Council infrastructure and spoke of a bridge likely to cause death or serious injury. Being so old, the bridge was never designed to carry 50 tonne trucks. Mr Bellis showed photos of the improvements that were undertaken by the Council in 2020 which indicated deterioration and that the structure would not last much longer in his opinion. A picture was shown of a suggested alternative diagonal crossing where a new bridge could be located.

Mr Bellis highlighted a case of Worksafe taking the Rotorua District Council to court for failing to maintain one of its roads and thereby endangering the public. Mr Bellis suggested that this could also be a situation that this Council could face, by exposing the public to this dangerous bridge.

Mayor Gordon requested that the Roading and Transport Manager present a report to the December Council meeting on the situation, noting that the Council shared the aspirations of Mr Bellis for replacing Skew Bridge. The cost estimate was substantial, \$16million, and the Council was regularly endeavouring to get the bridge further up the funding list with Waka Kotahi.

There were no questions from Councillors and Mr Bellis was thanked for his presentation.

6. ADJOURNED BUSINESS

6.1 **Grant for Cust Bowling Club** – K Howat (Parks and Facilities Team Leader)

Following this report being laid on the table at the 3 October 2023 Council meeting, it had been discussed further in a Council workshop. The Cust Bowling Club was seeking approval for a grant of \$2,930 for the installation of a backflow prevention device, to prevent contaminants entering the Council water supply. K Howat noted that this was a small Club with limited membership, and they did not have the ability to pay for the installation of a backflow device. The subscriptions of members were already needed for ongoing maintenance of club facilities, which were all completed on a voluntary basis.

It was confirmed that the Cust Swimming Pool was located on the same property, noting that this was not a Council owned swimming pool and was managed by a Pool Committee. The swimming pool was rated medium risk, so a backflow device was not required for it. The bowling club had the high hazard risk.

Staff had assessed the situation with other bowling clubs, advising that the only other club yet to have a backflow device installed was the Rangiora Bowling Club. Council staff had written to this club advising that the estimated cost of having this done would be \$6,000.

Moved: Councillor Ward

Seconded: Councillor Fulton

THAT the Council

- (a) **Receives** Report No. 230920147556
- (b) **Approves** a grant of \$2,930 to the Cust Bowling Club from Community Grants code 10.487.100.2410 for the installation of a backflow prevention device at the Cust Bowling Club, 1646 Cust Road.
- (c) **Notes** that staff would develop a policy to guide the decision-making process for future funding requests from nonprofit groups seeking financial assistance towards meeting the requirements of Council's Backflow Prevention Policy.
- (d) **Notes** that Three Waters annually tested backflow devices, carrying out minor maintenance as required, however any significant repairs were the responsibility of the property owner.
- (e) **Notes** that the Cust Bowling Club had been working alongside Council's Three Waters Team to understand the works required and had a contractor lined up ready to perform the works to a compliant standard.
- (f) **Notes** the Cust Bowling Club was the only community group that both Three Waters and Community and Recreation were aware of that require funding assistance to implement works for backflow prevention.
- (g) **Notes** Three Waters had communicated across the district with water supply owners who would need to undertake this works. They were currently at 90% compliance and were on track for completion.

CARRIED

Councillor Ward observed that this was a unique situation for this small club, and this grant would mean a lot to the members who provided a great club for the Cust community. Councillor Ward urged colleagues to support the motion.

Councillor Fulton, in supporting this motion also commented on the unique situation with this club and acknowledged the importance of this club to the Cust community.

Mayor Gordon also noted his support this for motion, acknowledging that the answers had been provided to the questions that Councillors had when this matter was first presented to Council on 3 October 2023. This funding would mean a lot to the small membership of this Club to keep it operating, as the members already worked hard fundraising to cover other maintenance costs. Development of a Policy for future decision making was also a good way forward, as indicated in recommendation (c).

7. REPORTS

7.1 Commissioner Recommendation Private Plan Change 31 – M Bacon (Development Planning Manager)

Deputy Mayor Atkinson having previously noted a conflict of interest, moved away from the table, and took no part in the discussion or voting on this matter.

K LaValley spoke to this report which sought the Council's adoption of the Commissioner's recommendation relating to Private Plan Change 31. In response to the comments of the Commissioners on the amount of land that the Council had made available for development in the district, it was considered that with the modelling that the Council had based the development on, that there was sufficient land provided.

There was approximately 321 hectares available for development in the medium term of ten years. It was pointed out that a model was representative of one point in time and that there had been plan changes since it was completed. There had been lots that had been developed, and accordingly this reduced the demand, however it was considered that the model was still fit for purpose and provided an estimate of capacity and was considered to be a more appropriate methodology than what was taken on behalf of the applicant which was a different more simplistic approach used. As an indication, in the rezoning hearings of the Proposed District Plan, there was approximately 3,000 hectares of land relating to rezoning requests.

Mayor Gordon asked that it be reaffirmed that the Council had allowed sufficient land available for residential development in the short to medium term should it be required. This was confirmed.

There were no questions from members.

Moved: Mayor Gordon

Seconded: Councillor Redmond

THAT the Council:

- (a) **Receives** report No. 231031173792.
- (b) **Receives** the report and recommendation of Independent Commissioners Cindy Robinson and Ros Day-Cleavin dated 27 October 2023 in respect of Private Plan Change 31 Rolleston Industrial Developments Ltd.
- (c) **Adopts** the recommendation of Commissioner Robinson and Day-Cleavin in respect of Private Plan Change RCP031 Rolleston Industrial Developments Ltd dated 27 October 2023 as its formal decision on Private Plan Change 31 pursuant to clause 10, Schedule 1 of the Resource Management Act 1991 and declines the plan change request for the reasons given in the Commissioners' recommendation (231031173394).
- (d) **Delegates** staff to publicly notify Council's decision to decline Private Plan Change Request RPC031.
- (e) **Circulates** this report to all Community Boards for their information.

CARRIED

Mayor Gordon noted that this matter to be had been assessed by independent Commissioners. The Council had made the decision to submit in opposition to this proposal. This intensive development would have had a significant change to the rural village aspect of Ohoka and though there were other developments that had allowed for the progress in the Ohoka area, none were of the scale and size that this Plan Change 31 proposed. Over 90% of submissions received opposed the application. Growth was important but not growth at any cost and Mayor Gordon had no hesitation in supporting this motion.

Councillor Redmond noted that the Commissioners had found in favour of the retail proposal, freshwater, waterways and ecology matters, and also found that the drainage and water infrastructure were sufficient for the development. The proposal was declined on the grounds of increased emissions, and transport issues, plus the negative effect on the amenities of Ohoka Village. Councillor Redmond believed this was a sound decision of the Commissioners and encouraged all to support this decision.

Having observed some of the hearing, Councillor Fulton congratulated the submitters who had spoken in support of their objection to this Plan Change and the quality of their submissions. It was obvious that the Commissioners had listened well to all the submissions received.

Mayor Gordon urged colleagues to support this motion and acknowledged the professionalism of staff and consultants who had provided evidence and also the effort of the submitters who had done significant work with their submissions.

7.2 **Northern Pegasus Bay Bylaw Review Seeking Approval for Consultation** – S Docherty (Senior Policy Analyst)

S Docherty spoke to this report which sought the approval of the Council to undertake a consultation process for a review of the Northern Pegasus Bay Bylaw 2016 (amended 2023). This Bylaw was established in 2010 and last reviewed in 2016. The consultation period would be from mid-November 2023 through to late January 2024, noting that the recreational activities in Pegasus Bay were most popular during this time of year.

Following a question from Councillor Redmond, it was agreed that a representative, Chairperson or nominee, from the Kaiapoi-Tuahiwi Community Board should also be included on the Hearing Panel. It was agreed to amend recommendation (c) to include a representative of Kaiapoi-Tuahiwi Community Board on the hearing panel.

On an operational matter, Councillor Brine asked if there was any evidence of dogs attacking birds or bird nests in the area. M Kwant responded that photos had been provided of dogs chasing birds in the area, and having dogs off-lead in the area could cause a disturbance to birds nesting. He had not seen firsthand or photo evidence, of birds being caught, and in the mouths of dogs. Councillor Brine commented on his firsthand experience he had never seen any issues with dogs and birds in the area.

Moved: Deputy Mayor Atkinson

Seconded: Councillor Cairns

THAT the Council:

- (a) **Receives** Report No. 230912142230.
- (b) **Approves** initiating the consultation process on the Northern Pegasus Bay Bylaw 2016 (amended 2023) from between mid-November 2023 and late-January 2024.
- (c) **Appoints** Councillors Blackie (Chair as portfolio holder), Councillor Goldsworthy and Councillor Redmond, a representative of the Woodend-Sefton Community Board and a representative of the Kaiapoi-Tuahiwi Community Board and a Te Ngāi Tūāhuriri Rūnanga representative, to the Northern Pegasus Bay Bylaw 2016 (amended 2023) Hearing Panel to hear submissions on the Bylaw and to recommend decisions to the Council (meeting dates to be confirmed).
- (d) **Invites** Te Ngāi Tūāhuriri Runanga to appoint an advisor to the Hearings Panel to provide advice on cultural matters.
- (e) **Notes** that this consultation would inform development of a Statement of Proposal for the Proposed Northern Pegasus Bay Bylaw 2024. The Statement of Proposal would be made available to the wider public for input through the Special Consultative Procedure required by the Local Government Act 2002.
- (f) **Notes** that the Northern Pegasus Bay Bylaw 2016 (amended 2023) would not be required to be formally reviewed for another 10 years.
- (g) **Circulates** this report to the Kaiapoi-Tuahiwi, Oxford-Ohoka and Rangiora-Ashley Community Boards for their information.

CARRIED

7.3 **Adoption of Road Reserve Management Policy** – S Binder (Senior Transportation Engineer) and J McBride (Transportation Manager)

S Binder provided some background information for this report which sought Council's approval to adopt the Road Reserve Management Policy. It was advised that this Policy brought together six former Policies into one through the public submission process. These Policies were the Rural Seal Extension Policy, Private Funding of Seal Extension Policy, Formation of Unformed Roads Policy, Road Reserves Fencing and Grazing Policy, Stock Underpasses Policy and Vehicle Crossings, Entranceways and Driveway Surfacing Materials Policy.

The Hearing Panel included Councillors Redmond, Fulton and Blackie. Four submissions were received and three submitters presented their views to the hearing panel. As Chair of the Hearing Panel, Councillor Redmond noted that the submitters all made good points in their submissions, with significant comments on paper or unformed roads. It was advised that there would be further consultation with affected rural landowners with roadside grazing areas and reported back to the Council at a future date.

Councillor Blackie commented on the significant number of unformed roads in the district (1,100, with only 145 currently with licences to occupy), which were occupied/grazed and suggested that there was a financial implication on this matter. There needed to be licence for occupation of all these unformed roads which would be a significant cost to the Council. Councillor Blackie said the matter of paper roads only worked because of the goodwill and cooperation of farmers who had managed these pieces of land for decades, and in some cases over generations. The OAC "Outdoor Access Commission" had overall control of these roads, and it was confirmed that the public had unfettered access to these paper roads.

Councillor Fulton observed with the development of outdoor recreation, walking and access, this has moved over time from cooperative mediation with access, to enforced access. Councillor Fulton noted the lawful and unlawful desires of the recreational users, eg. hunters, shooters and others who may choose to use loopholes.

Mayor Gordon noted recommendation (d) and suggested that this matter lie on the table until this consultation with rural landowners had taken place. J McBride said staff had considered this, however advised that as the Policy covered wide areas of road reserve management within the district, whereas the roadside grazing would be a targeted consultation. The same Hearing Panel would be reconvened to consider this consultation with rural landowners.

Deputy Mayor Atkinson asked why the Council was being asked to adopt the Policy today and then again if there were further updates after the separate targeted consultation. J McBride confirmed that the targeted consultation to be carried out would only alter the Appendix to the Policy, which was a list of the rural roads used for roadside grazing. There would be no material changes to the Policy. J McBride advised that getting this Policy in place would give both staff and the community good guidance on the use of road reserves, which added value for staff when working with the community. The further consultation would be undertaken in February and March 2024.

Moved: Councillor Redmond

Seconded: Councillor Blackie

THAT the Council:

- (a) **Receives** Report No. 231024169428.
- (b) **Adopts** the Road Reserve Management Policy as included in attachment i (TRIM: 221117200292) of the report.
- (c) **Circulates** this report to the Community Boards for their information.
- (d) **Notes** a separate targeted consultation would be carried out with rural landowners who could be affected by any proposed changes to roadside grazing areas and reported back to Council at a future date.

Councillor Redmond said the Hearing Panel considered all submissions received and were unanimous in the changes that were made and the Appendix currently remained unchanged. Any changes to the roads allowed for roadside grazing were to be considered separately following targeted consultation with adjacent landowners.

Deputy Mayor Atkinson, though in support of this motion, had concerns with the order that the process was being undertaken. Having recently attended a LGNZ Rural Provincial meeting in Wellington, Deputy Mayor Atkinson referred to a presentation from Federated Farmers, who spoke on the shared goals of local government and Federated Farmers and stressed the importance of any council policies or plans to support, rather than inhibit, how farmers carry out their operations.

Procedural Motion

A procedural motion was then put.

Moved: Councillor Mealings Seconded: Mayor Gordon

That the report lie on the table pending the targeted consultation being undertaken and further report was referred back to the Council.

CARRIED

A Division was called.

For: 6 - Mayor Gordon, Deputy Mayor Atkinson, Councillors Cairns, Fulton, Mealings, Ward.

Against: - 5 Councillors Blackie, Brine, Goldsworthy, Redmond and Williams.

7.4 **Adoption of Waimakariri District Community Outcomes** – T Allinson (Senior Policy Analyst)

T Allinson and S Hart presented this report which sought the approval of the Council to adopt the Waimakariri District Community Outcomes. A public consultation had recently been held on for the Community Outcomes with a hearing panel which included Councillors Ward, Redmond, and Goldsworthy hearing submissions.

There were no questions from members.

Moved: Councillor Ward

Seconded: Councillor Redmond

THAT the Council:

- (a) **Receives** Report No. 231012163082.
- (b) **Adopts** the community outcomes for use by Council in its draft Long-Term Planning, annual planning, and strategy development. (TRIM 230620091148).
- (c) **Circulates** this report and the attached community outcomes to the Community Boards for their information.
- (d) **Notes** that the community outcomes are no longer linked to the United Nations Sustainable Development Goals but rather targeted to align with the four dimensions of well-being.
- (e) **Notes** that officers would continue to seek to work with Te Ngāi Tūāhuriri representatives to get their feedback on the community outcomes and that there may be targeted indicator statements resulting from this process which would be tabled before Council as they arise in the future.

CARRIED

Councillor Redmond said this had been a good consultation process and the community outcomes reflect the Council's four well-beings and the Local Government Act.

Mayor Gordon noted the thorough process that this matter had gone through, noting that there had also been views expressed during the Annual Plan process earlier in the year. Mayor Gordon referred to the United Nations Sustainable Development Goals, advising that staff had looked at what was thought to be appropriate. Though these were not considered to be unhelpful measures to have included, it was determined that these goals were not adding particular value. Mayor Gordon confirmed that several years ago it had been considered of value to add these to the Council's goals at that time however he wanted to reassure those who expressed concerns that there was no linkage or relationship with the United Nations as is being alleged by some in the community.

7.5 **Adoption of Waimakariri District Strategic Priorities** – T Allinson (Senior Policy Analyst)

T Allinson spoke to this report which sought the Council's approval to adopt its draft strategic priority statements. It was noted that there had been workshops held with the Council on the Strategic Priorities. There had been no public consultation undertaken for this, as this was an elected member owned document and once it was adopted it would be made available to the public.

At a meeting with the Rūnanga held the previous week, these priorities were discussed, and feedback provided to the Council in the wording for the narrative for the Priority Statement “Embrace partnership with Ngai Tuahuriri”, and staff proposed an update as follows:

“Pursue a meaningful, open and trusting relationship based on the principals of Te Tiriti with our partner Ngai Tuahuriri”.

There were no questions from members.

Moved: Deputy Mayor Atkinson

Seconded: Councillor Mealings

THAT the Council:

- (a) **Receives** Report No. 231017165864.
- (b) **Adopts** the strategic priorities, as shown in section 3.7 of this report, for the purposes of planning, strategy development and inclusion in the draft Long-Term Plan.
- (c) **Circulates** this report to the Community Boards for their information.

CARRIED

Councillor Mealings noted that this document represented the Council exercising its responsibility to the community.

7.6 **Waimakariri Economic Development Strategy for Adoption** V Thompson (Senior Advisor, Business and Centres)

This report sought approval to adopt the Waimakariri Economic Development Strategy and the Implementation Action Schedule. V Thompson advised that the six-week public engagement period had recently been completed. Not a lot of feedback was received, and there were minor changes incorporated into the Strategy document. There would not be any funding sought in the Long Term Plan, but there may be budget sought in outer years.

S Hart extended thanks to V Thompson for her work on the Strategy. With the adoption of the Strategy, there were some initial actions that could be progressed, however these would not require any budget.

Moved: Councillor Ward

Seconded: Councillor Cairns

THAT the Council:

- (a) **Receives** Report No. 231009160007.
- (b) **Approves** the Waimakariri Economic Development Strategy and the accompanying Implementation Action Schedule for adoption.
- (c) **Notes** that budget to deliver on the Implementation Schedule would be requested through the 2025/26 Annual Plan, following a period of investigation across 2024/25 to determine the project costs and requirement for a new budget.
- (d) **Notes** that where possible, prioritised projects that could be delivered within existing budgets and resources would be progressed from 1 July 2024.
- (e) **Notes** the feedback from the community as a result of public consultation had been summarised within the report and reflected (where appropriate) within the relevant strategic priorities and implementation action items.
- (f) **Notes** that the adopted Strategy would cover a delivery timeframe from 1 July 2024 to 30 June 2034 (a period of 10 years).
- (g) **Circulates** this report and the approved Waimakariri Economic Development Strategy to the community boards for their information.

CARRIED

Councillor Ward congratulated the work of staff member V Thompson with the community consultation sessions undertaken for the Economic Development Strategy.

Councillor Cairns reiterated the comments from Councillor Ward. A key vision of the Strategy was a thriving, progressive and environmentally responsible economy that underpinned a desirable local lifestyle. This was a good strategy for this great place to be part of.

Mayor Gordon endorsed the Councillors comments and supported the adoption of this Strategy.

7.7 **Adoption of ChristchurchNZ's Destination Management Plan** – V Thompson (Senior Advisor, Business and Centres)

This report requested the Council's endorsement of the ChristchurchNZs Destination Management Plan and covers the tourism areas of Christchurch, Ashburton Selwyn and Waimakariri districts. The plan needed to be endorsed by all partner organisations for ChristchurchNZ before the end of November 2023, in order to meet the criteria to receive its funding. The Management Plan sat alongside the Waimakariri Visitor Strategy however the primary focus of the Destination Management Plan was to attract visitors to Christchurch. This would in turn, provide potential benefits to the Waimakariri district. There would be no budget required for the initial adoption of the Destination Management Plan.

Councillor Williams questioned if there could be some future cost to the Council, following the initial adoption. V Thompson replied that there was no obligation for the Council to agree to funding, even if it endorsed the Plan initially. If there was any further funding required, there was no obligation on the Council and any requests would come back to the Council.

Councillor Mealings noted in the Management Plan document that there was no mention of the Waimakariri District. Staff had agreed to follow up on this, suggesting this would have been an oversight on the part of those putting the document together for ChristchurchNZ.

Councillor Ward sought clarification that Enterprise North Canterbury (ENC) was the promotional organisation for Waimakariri and was involved in destination marketing for the area. S Hart confirmed that this was the case and ENC had arrangements with different groups for promotion of the district. It was explained that Government funding had been made available for Regional Tourism Operators previously, of which ChristchurchNZ was able to apply, however as ENC was not a tourism operator, it did not qualify for this funding. ENC were still undertaking all the work relating to the Waimakariri Visitor Strategy.

Councillor Fulton mentioned the sporting facilities in the Waimakariri district and asked were these included as assets when promoting visitor attractions. S Hart confirmed this was the case and noted that a significant number of visitors that come to Waimakariri were from Christchurch. The Visitor Strategy looked at this, however also looks at other opportunities, including attracting visitors through regional or national sporting events.

Councillor Cairns asked if there could be an opportunity for more involvement of local input into the document, to keep the information on Waimakariri more current than what was currently included in the Plan. S Hart said the additional wording in recommendation (d) allowed for these updates to be included.

Moved: Deputy Mayor Atkinson

Seconded: Councillor Ward

THAT the Council:

- (a) **Receives** Report No. 230524075371.
- (b) **Notes** that Ministry for Business and Innovation and Employment had funded ChristchurchNZ to develop a Destination Management Plan (MBIE) for the regional tourism area covering Christchurch, Ashburton, Selwyn and Waimakariri districts.
- (c) **Notes** that the Destination Management Plan must be endorsed across the partner Councils and adopted by ChristchurchNZ by 30 November 2023 to meet MBIE's funding conditions.

- (d) **Notes** that there was no implementation budget associated with the Destination Management Plan (DMP) however following adoption of the plan by ChristchurchNZ, staff would work with the Regional Tourism Organisation delivery partners and Enterprise North Canterbury (ENC) to determine what, if any, Waimakariri District related implementation actions would require further resourcing. These projects would need to be considered alongside Council's existing work programme or priorities, and any DMP projects identified for progression would be submitted to Council through the 2025/26 Annual Plan for funding consideration.
- (e) **Notes** that the Destination Management Plan would sit alongside the Waimakariri Visitor Marketing Strategy (developed in 2020) as the Council's strategic delivery mechanisms for supporting the local visitor economy.
- (f) **Endorses** the 2023-2030 Ōtautahi Christchurch Waitaha Canterbury Destination Management Plan and confirms that ChristchurchNZ, in their role as the Canterbury Regional Tourism Organisation, should adopt the Destination Management Plan for the Canterbury region, subject to relevant references to Waimakariri District being included.

CARRIED

Deputy Mayor Atkinson suggested that the ChristchurchNZ organisation provided benefits to Waimakariri, which was a good arrangement for the district and for Canterbury as a whole. Deputy Mayor Atkinson reminded members that 80% of the visitors to Waimakariri come from Christchurch. Waimakariri would also pick up some of the international visitors that come to Christchurch, and this would be at no cost to this district.

Councillor Ward supported being part of the ChristchurchNZ Destination Management Plan and acknowledged the benefits to this district.

7.8 **Adoption of Updated Code of Conduct** - S Nichols (Governance Manager)

S Nichols advised that this report followed on from recent workshop and sought the Council's approval of the adoption of the update Code of Conduct document following a review. This outlined the expected behaviour of elected members when they were conducting the business of Council. It was confirmed that this document did not relate to the Register of Interests. There would be a further report to the Council in February 2024 considering the Register of Interests.

Following a question from Councillor Redmond, it was confirmed that there would still be just one Register of Interest document, which would include spouse interests.

There was a brief adjournment of the meeting at this time (3.02pm) to allow time for Councillor Redmond to form an amended recommendation.

Moved: Councillor Redmond

Seconded: Mayor Gordon

THAT the Council:

- (a) **Receives** Report No. 231026170890.
- (b) **Adopts** Trim document 230918145779 as the Code of Conduct document, for the Council (Mayor and Councillors), effective from 8 November 2023, replacing document 190228024595 with Clause 4.7 altered as follows:

4.7 Register of Interests

Elected members will be requested to make a bi-annual declaration of interest at the ordinary Council meeting held in June and December each year. These declarations are recorded in a Register of Interests pursuant to the Local Government (Pecuniary Interests Register) Act 2022 maintained by the Council and listed on the Council website.

Delete (a) through to (e).

Please Note: *Where a member's circumstances change they must ensure that the Register of Interests is updated as soon as practicable by notifying the Governance Manager.*

- (c) **Notes** the Community Boards operate a similar Code of Conduct and would review their Code of Conduct and practices in the first quarter of 2024.

CARRIED

Councillor Redmond noted that Councillors need to comply with statutory regulations.

Mayor Gordon thanked S Nichols for all the work that had been put into this document and believed that adoption of this Code of Conduct was a good way forward.

7.9 **Voting Direction at LGNZ National Council** – S Nichols (Governance Manager)

S Nichols presented the report which was taken as read. The report sought voting direction for the Mayor, representing the Council, at an upcoming Special General Meeting of the Local Government NZ National Council.

Mayor Gordon had attended the recent Future for Local Government meeting, where it had been recommended that there would be a package of 17 recommendations to take to the incoming Government, though he did not support this approach. It was felt that there would be several other Councils that would also not be comfortable with this arrangement, and it would be challenging to get consensus of agreement from all Councils. A Special Annual General Meeting was planned to be held in December 2023, where this matter would be considered.

Having also attended this meeting, Deputy Mayor Atkinson said care needed to be taken in committing to anything in these early stages of the Future for Local Government and a new Government.

Councillor Redmond had also attended the meeting which he had found beneficial. Though not everyone agreed, there were some themes where there was consensus. Councillor Redmond did not support going to the Government with all 17 issues and suggested just going with the finance issue in the first instance, as he considered this was the most important.

Mayor Gordon said the LGNZ had a working group established that had worked on this strategy, however it would be his preference to wait until the new Government had settled in.

Moved: Councillor Ward

Seconded: Councillor Redmond

THAT the Council:

- (a) **Receives** Report No. 231026170985.
- (b) **Authorises** Mayor Gordon to cast the Council vote at the LGNZ Special General Meeting to be held on 11 December 2023 in the most appropriate manner that supported the direction of the Waimakariri District, based on feedback received from Councillors once they had viewed the final proposal papers.
- (c) **Notes** when the final Special Annual Meeting papers were available with the proposed options, these would be circulated to the Councillors for consideration and feedback to the Mayor.

CARRIED

The meeting adjourned at 3.20pm for refreshments and reconvened at 3.30pm

8. MATTERS REFERRED

8.1 Approval of Design for Project 2 of the Transport Choices Programme (Rangiora Town Cycleway – Stage 1) – K Straw (Civil Project Team Leader) and D Young (Senior Engineering Advisor)

The Rangiora-Ashley Community Board considered report 230919145813 at its meeting of 11 October 2023.

K Straw provided an update on this matter and noted the updated recommendation from staff for the Council's consideration. This had been necessary due to the timing differences for funding that had occurred since the Rangiora-Ashley Community Board had considered this matter. It was not expected that there would be an outcome on the decision on funding until the new Government was in place. There was also an additional recommendation (o) tabled by staff at the meeting, providing more information on the total "Transport Choices" estimate across the "Strategic Cycleways" package, and the funding to come from Waka Kotahi Transport Choices. This recommendation also detailed the estimate of construction costs for this specific project and the expected funding from Waka Kotahi. If the resolution was passed today and funding did become available within the next three months, staff would be proceeding with the project. There had been one key design change in the design that had been submitted for approval. The refuge island with the crossing facility on South Belt had moved from the eastern side of the intersection to the western side. This change was a direct result of the feedback received during the neighbourhood drop-in sessions. This change also reduced impact on traffic turning right into King Street. The remainder of the design remained the same. It was highlighted that there was \$45,000 remaining in the minor improvements budget and this had been targeted for safety improvements on Railway Road, fencing off the parking from the railway line. It was the intention to proceed with this fencing and seal widening, regardless of the outcome of the Transport Choices funding.

D Young noted the ongoing opposition advised in an email from Foodstuffs and the possibility of a legal claim against the Council, of which members were all aware. Staff would continue to work with Pak n Save regarding any issues that they felt would be exacerbated by the cycleway or other issues that remained whether the cycleway was installed or not. It was pointed out that if the Council chose not to continue with the cycleway today, there remained issues that still needed addressing and conversations would continue with Pak n Save. Staff believed due process had been carried out and if the Council passed the recommendation today, that good defensible systems were in place if legal proceedings were taken against the Council.

Councillor Redmond enquired if the Safety Audit had been received. It was confirmed that this had been received from Ableys, and there now needed to be comments from four different people. There were three issues raised in the audit, however these were minor and matters that Council staff were already working on. There were no concerns raised in the audit of truck movements on Railway Road and K Straw confirmed that the cycleway did not pass across the rear entrances of Pak n Save. It was also confirmed that the redesigned layout would have no negative impact on truck movements.

Councillor Williams sought clarification on the \$45,000 to be spent on fencing. It was confirmed that this did not impact on any car parking spaces, as the parking had been moved to the other side of the road approximately 18 months ago. It was pointed out that the \$45,000 also included the cost of widening the seal that would be required, and the fencing would go between Dunlops Road, and the back entrance of Pak n Save, on the railway side. This side of Railway Road had previously been where Pak n Save trucks were parked, but the Council had previously made provision for trucks to park on the western side of Railway Road. This would be a bollard and wire fence.

Councillor Williams had concerns that the residents who attended the drop-in sessions had expressed verbal comments which were not recorded as part of the consultation process. It was pointed out that all the people who attended the drop-in sessions were handed information flyers which included a section to write any comments and all attendees were encouraged to complete these, so their views would be recorded.

D Young advised that part of the continued engagement with Foodstuffs would include the hours of delivery to Pak n Save and the routes used by these delivery trucks into and out of Rangiora, whether this included delivering to New World Supermarket. Staff believed that the Council had responded to every issue that Pak n Save had raised. Councillor Williams suggested that this matter could be left to lay on the table until it was known that Foodstuffs were not intending to pursue legal proceedings and whether there was going to be funding available. D Young suggested that staff would advise the process continuing and believed for good reasons, that the work should continue. Schedule 1 approval of the Transport Choices funding had been approved and it was only Schedule 2 that had been put on hold. It was understood that the funding had been oversubscribed however suggested that if the Council approved this recommendation, and then the funding was granted, it would be beneficial for this project to be ready to proceed.

Speaking on the possibility of facing legal proceedings, J Millward noted that the cost of both lodging and defending a judicial review was an expensive process. He believed that the Council had undertaken a thorough process to date, having consulted with the community and the Community Board. This project was a health and safety matter, proposing to take cyclists off the high-density traffic usage on Southbrook Road and providing a safer alternative route with significantly less traffic use.

Following a question from Councillor Ward, J Millward and D Young confirmed there was a Resource Consent in place for Pak n Save, which covered the hours of delivery and did not allow deliveries after 7am. There may be a variation applied for, with the main issue being increased noise impacting on neighbours.

Councillor Ward sought clarification on the distance of the proposed cycleway passing behind commercial property was 380metres and that it went through residential area for 1,400metres, and also provided a safe route for children getting to and from Southbrook school. Staff could not confirm the exact distances but believed those suggested by Councillor Ward would be correct. K Straw did confirm that the eastern side of Railway Road from Marsh Road to the rear of Pak n Save was only approximately 150 metres.

Councillor Goldsworthy asked staff if there were aware of any other judicial challenges to other Councils relating to cycleways. D Young referred to the challenge in Wellington however believed this was more related to the process undertaken, which was considered that it did not allow for sufficient consultation with the community or effected parties. This had been a successful challenge.

Following the presentation of the report to the Rangiora-Ashley Community Board in August, staff had undertaken a door-to-door approach to all businesses in the area and it was advised that there had been no negative comments from any other commercial properties and businesses in the area. There had been some positive support received for the cycleway proposal during this exercise.

Mayor Gordon noted the concerns raised by Pak n Save on the turning room for trucks turning right out of Station Road and it was confirmed that this matter had been addressed. Marsh Road had been given priority so trucks could start turning sooner. D Young acknowledged this was a difficult area, however it was workable with this plan, and conformed to Waka Kotahi's approved turning circles. There may be a difference of view with the Pak n Save management on this. If it was the desire of the Council, staff would also engage directly with the trucking companies on this matter. It was confirmed that there had been conversations held with other business owners in the area, both in an informal setting and then in more a formal situation with information shared which provided the opportunity for these business owners to respond back to the Council. Apart from the verbal feedback received from staff, there had been no other feedback received from these businesses. Regarding the concrete business, which was currently not operating, however was intending to resume operation, information and plans on the cycleway proposal had been circulated to the management and they responded that they had no problems with the proposal. D Young believed that staff had been involved in a reasonable level of engagement with Pak n Save and Foodstuffs over the matter of vehicle movements, including three onsite visits and numerous emails.

Following a question from Councillor Fulton, D Young quoted from emails to Council staff from Pak n Save management which stated, *"I don't believe there is anything you can do to make us agree that this is a good idea"*, which gave the impression that they had formed a view on the cycleway.

D Young confirmed that once staff became aware of the initial level of objection, there had been several amendments to the original plan in an endeavour to overcome the concerns raised by Pak n Save. It was felt that initially some of concerns were valid and that the Council had responded with multiple actions to address the concerns. It was now up to the Council to decide on this matter.

Moved: Councillor Ward

Seconded: Councillor Brine

THAT the Council:

- (a) **Approves** the detailed design as per attachment i. for Project 2, Rangiora Town Cycleway.
- (b) **Notes** that this project was funded through the Climate Emergency Response Fund (CERF) for both the Transport Choices programme and VKT Reduction planning, and that this fund had been put on hold until the new Government was in place and Waka Kotahi received clear direction on the incoming Government's priorities for transport investment.
- (c) **Notes** that if the Transport Choices Programme funding was made available within the next three months, then the work would proceed as planned, and the Council and all Community Boards would be advised.
- (d) **Notes** that if the funding was not made available within the next three months, then this would be brought to the Council as part of the Long Term Plan for a further decision.
- (e) **Approves (Subject to funding being made available)**
 - (i) The installation of no stopping lines required as per the following schedule, noting that these would be added to the Councils Schedule of Parking Restrictions upon completion.

• Railway Road	West	Outside 642 Lineside Rd (southern end)
• Railway Road	West	Outside 642 Lineside Rd (northern end)
• Railway Road	West	Outside 16 Railway Road
• Railway Road	West	Outside Allied Concrete 20
• Railway Road	East	Angle parking south of Dunlops Road
• Railway Road	East	For 10 metres north of Dunlops Road (extending existing by 5m) to improve sight lines at level crossing.
• Torlesse Street	South	Outside No 36 Southbrook Rd (Torlesse Street side)
• Coronation Street West		Cul-de-sac head
• Country Lane	Both	South Belt to end of public laneway.
• South Belt	North	No. 7 King Street
• South Belt	South	No. 99 37
 - (ii) The removal of 12 street trees, noting they would be replaced with at least as many new street trees:

• Railway Road East	Outside Carters - To be replaced in kerb build out within carriageway
• Railway Road East	Outside Carters - To be replace in berm on western side of road
• Railway Road East	Outside Carters - To be replaced in kerb build out within carriageway

- Railway Road East Outside Carters - To be replace in berm on western side of road
 - Railway Road East within Outside Carters - To be replaced in kerb build out carriageway
 - Railway Road West Outside Pak n Save - To be replaced with new within buffer between footpath and roadway on eastern side of Railway Road
 - Railway Road West Outside Pak n Save - To be replaced with new within buffer between footpath and roadway on eastern side of Railway Road
 - Railway Road West Outside Pak n Save - To be replaced with new within buffer between footpath and roadway on eastern side of Railway Road
 - Railway Road West Outside Pak n Save - To be replaced with new within buffer between footpath and roadway on eastern side of Railway Road
 - Railway Road West Outside Pak n Save - To be replaced with new within buffer between footpath and roadway on eastern side of Railway Road
 - Railway Road West Outside Pak n Save - To be replaced with new within buffer between footpath and roadway on eastern side of Railway Road
 - Coronation Street South No. 10 Coronation St - To be replaced west of Buckleys Road.
- (iii) The installation of “STOP” priority control on Railway Road (northbound) at Station Road intersection, a “STOP” control on the west of the Marsh Road railway crossing, and removes the existing “STOP” priority control on Station Road (east bound) as per the proposed intersection design.
- (iv) The implementation of one-way (northbound) on Railway Road for approximately 60m between Station Road, and the rear PAK’nSave entrance.
- (f) **Notes** that these changes would result in the loss of 29 carparks partly balanced by the addition of 10 new carparks (leaving a nett loss of 19 carparks).
- (g) **Notes** the Council had received 50 submissions which have been summarised as 26 generally in support, 22 in opposition for a number of reasons, and two blank.
- (h) **Notes** that feedback from the consultation process had been incorporated into the design where applicable.
- (i) **Notes** that as a result of consultation, staff had made significant changes to the South Belt connection to King Street, relocating the crossing location to the western side of the intersection.
- (j) **Notes** that the detailed design drawings had been subject to an Independent Road Safety Audit, and that this process was being completed. A verbal update on any further changes that were required would be brought to the meeting.
- (k) **Notes** that the KiwiRail SFAIRP process had confirmed that the installation of half-arm barriers at the Marsh Road, and Dunlops Road level crossings were not financially practicable, and therefore not required as a result of the proposed cycleway.
- (l) **Notes** that the likely risk associated with projected usage of Marsh Road and Dunlops Road railway crossings would need reviewing as part of the Rangiora Eastern Link project, which may lead to either closure, or half arm barriers being installed at that point.

- (m) **Notes** that staff would proceed with the preparation of tender drawings, and documents in anticipation of receiving an approval to move to construction from Waka Kōtahi.
- (n) **Notes** that current Waka Kotahi timelines require that all work was complete by June 2025 (following a recent extension to the completion date). It was unknown if a further extension would be granted if and when funding was confirmed.
- (o) **Notes** that the total “Transport Choices” estimate across the “Strategic Cycleways” package of works was \$5,886,100, of which \$3,924,300 was funded by Waka Kotahi Transport Choices funding. For this specific project, the total construction estimate was \$1,213,238, of which \$812,869 was funded by Waka Kotahi.

CARRIED

A Division was called:

- For: 10** – Mayor Gordon, Deputy Mayor Atkinson, Councillors Blackie, Brine, Cairns, Fulton, Goldsworthy, Mealings, Redmond and Ward.
- Against: 1** – Councillor Williams.

Councillor Ward said this matter was about the safety of cyclists and providing a safe passage into Rangiora, cycling to school and also those linking up with the Passchendaele Path. This matter had been under consideration since 2016 and Councillor Ward would be very disappointed if the cycleway did not proceed, however only if the Waka Kotahi funding was made available. All options had been considered for this safer passage for cyclists and Councillor Ward did not believe any legal proceedings from Pak n Save would have a strong case.

Councillor Williams expressed his concerns that the existing cycleway was going to remain on Southbrook Road and that this would still be a safety issue. Councillor Williams also noted his disappointment that there were parking spaces lost with this proposal.

Deputy Mayor Atkinson supported this motion and proposal, but expressed concern that Waka Kotahi standards for trucks and turning cycles still needed to be tested and believed that the Council should be aware of the required standards for trucks. He believed that due diligence had been done for this cycleway and supported moving forward with it and expressed the importance of connecting the existing cycleways to make them accessible for people to use, however only if the Transport Choices funding was made available.

Mayor Gordon supported this motion and believed that there had been a thorough process undertaken. Staff had been very accommodating of the concerns raised by Pak n Save, and it was noted that the owner was protecting his business, which was understandable. It was pointed out that the road space was not just for Pak N Save, there were other people who used the road. With 26,000 daily traffic movements on Southbrook Road, this was not a safe environment for cyclists. To continue with this project, would put the Council in a good space, once the funding was made available from Waka Kotahi. This had been considered thoroughly by the Rangiora-Ashley Community Board and Mayor Gordon believed the Council had done the best that it could. Mayor Gordon encouraged members to support this motion.

Councillor Mealings was also in support of this motion, noting the amount that the Council had to pay to get this project completed, approximately \$400,000 with the additional two thirds Traffic Choices funding if it was approved. The two thirds/one third breakdown of costs was a more favourable option for other projects jointly funded with Waka Kotahi (usually 50/50). Councillor Mealings suggested the additional savings to the Council with this project could possibly be used to cover the cost involved in defending a judicial review, if that was lodged against the Council. Councillor Mealings also noted that more confident cyclists would still use Southbrook Road but that was an individual choice.

Councillor Redmond was in support of the proposal. Foodstuffs had a right to challenge the Council, noting that a judicial review was primarily focused on the process. If Waka Kotahi were to offer the Council reduced funding for this project, Councillor Redmond would not like to think that this project would proceed at the expense of other cycleway projects. Staff confirmed that any updates on this matter would be brought back to the Council for a decision.

In supporting the motion, Councillor Goldsworthy noted that some members of the community may be facing an uncertain future and cycling to work may be their only transport choice. The Council should be seen as an enabler for this sort of initiative.

Councillor Fulton expressed his support of this motion, noting the economic, social and environmental benefits of cycling.

Item 8.2 and Item 13 Portfolio Updates were considered after the public excluded agenda items. The open meeting resumed at 6pm.

8.2 Southbrook Resource Recovery Park: Preferred Layout Option for Upgrade - K Waghorn, Solid Waste Asset Manager) and D Young, (Senior Engineering Advisor)

(refer to report no. 230519073284 to the Solid and Hazardous Waste Working Party meeting of 20 October 2023)

The report sought the Council's approval to proceed with the detailed design of the Southbrook Resource Recovery Park (SRRP) upgrade based on Option 1 Concept Plan. K Waghorn advised that staff intend to make application to the Waste Minimisation Fund for these upgrades with much of this planned work being eligible for this funding. This was a contestable fund, and it was not known at this stage how much the application would be for, this was dependant on the criteria. Staff also propose to carry out design and construction of Stormwater Improvements in 2023/24 and a storage building, with design in 2023/24 and construction in 2024/25.

Moved: Councillor Brine

Seconded: Councillor Blackie

THAT the Council:

- (a) **Receives** Report No. 230519073284.
- (b) **Endorses** the Design Criteria as outlined in Attachment iv (TRIM Ref 231002154701)
- (c) **Approves** staff proceeding with detailed design of the Southbrook Resource Recovery Park Upgrade based on Concept Plan Layout Option 1 as shown in Attachment i, (TRIM Ref 230519073297) subject to Council approving the recommendations in Report No. 230518072726 which was to be heard in the Public Excluded section of this meeting.
- (d) **Notes** that there was a total budget allowance of \$647,449 in the 2023/24 financial year to fund the resource recovery park and transfer station upgrade design and consenting costs: \$419,626 in the Waste Minimisation Account and \$227,823 in the Disposal Account.
- (e) **Notes** that staff proposed to proceed with two separate improvements (stormwater improvements, and a new storage building) in advance of the upgrade to remedy existing site deficiencies, that this work would be compatible with the proposed site layout, that there were budget allowances totalling \$97,500 over the 2023/24 and 2024/25 financial years, and that the budgets that would be used to fund these works were separate to the overall upgrade design budgets.
- (f) **Notes** that staff would bring a report to the Council once the upgrade design had progressed sufficiently for cost estimates to be prepared, to inform them of the likely final costs of the upgrades, and which would be included in the Long-Term Plan for consultation.
- (g) **Notes** that staff propose to work with WSP to apply to the Waste Minimisation Fund for funding toward construction of the planned upgrades.
- (h) **Circulates** Report No. 230519073284 to the Community Boards for their information.

CARRIED

Councillor Brine was optimistic that the Council would be successful with a funding application from the Government and was hopeful there would be a decision on this before the Council LTP budgets were decided early in 2024. At this stage it was not known how much this funding would be. The Southbrook Resource Recovery Park was in need of upgrading due to its age noting the Council had been receiving complaints about it.

Councillor Williams supported this proposal but would also like to see a proposal considered for a new location for a transfer station, the cost of such a proposal and what funding would be available. Mayor Gordon noted that this had been discussed earlier by the Council. D Young said the points raised by Councillor Williams would require a wider investigation into alternative sites which was a significant amount of work over and above what staff were currently committed to. D Young suggested there could be a comment on a further study at the LTP and asked for Council's mandate over and above what staff was currently committing to. This would look at the options for a long term site.

9. HEALTH, SAFETY AND WELLBEING

9.1 Health, Safety and Wellbeing Report October 2023 – J Millward (Chief Executive)

J Millward took this report as read and there were no questions from members.

Moved: Councillor Cairns

Seconded: Councillor Blackie

THAT the Council

- (a) **Receives** Report No 231026170547.
- (b) **Notes** that there were no notifiable incidents this month. The organisation was, so far as was reasonably practicable, compliant with the duties of a person conducting a business or undertaking (PCBU) as required by the Health and Safety at work Act 2015.
- (c) **Circulates** this report to the Community Boards for their information.

CARRIED

10. COMMITTEE MINUTES FOR INFORMATION

10.1 Minutes of a meeting of the Utilities and Roading Committee of 17 October 2023

10.2 Minutes of a meeting of the Community and Recreation Committee of 17 October 2023

Moved: Councillor Mealings

Seconded: Councillor Fulton

THAT Item 10.1 and 10.2 be received information.

CARRIED

11. COMMUNITY BOARD MINUTES FOR INFORMATION

11.1 Minutes of the Kaiapoi-Tuahiwi Community Board meeting of 18 September 2023

11.2 Minutes of the Oxford-Ohoka Community Board meeting of 4 October 2023

11.3 Minutes of the Woodend-Sefton Community Board meeting of 9 October 2023

11.4 Minutes of the Rangiora-Ashley Community Board meeting of 11 October 2023

Moved: Deputy Mayor Atkinson

Seconded: Councillor Brine

THAT Items 11.1 to 11.4 be received for information.

CARRIED

12. **CORRESPONDENCE**

There was no correspondence.

The meeting went into public excluded at this time, 4.45pm and Portfolio Updates were dealt with when the meeting returned to open meeting and following consideration of open agenda Item 8.2.

13. **COUNCIL PORTFOLIO UPDATES**

13.1 **Iwi Relationships** – Mayor Dan Gordon

Nothing new to report.

13.2 **Greater Christchurch Partnership Update** – Mayor Dan Gordon

As a member of the Greater Christchurch Partnership Spatial Planning Hearing Panel, Councillor Brine commented on the significant size of this project. Councillor Brine was complimentary of the Chair and fellow hearing panel members. All submissions had been considered with hearings completed, and commencement of the deliberations would begin soon. Mayor Gordon extended thanks to Councillor Brine for his role on this hearing panel.

13.3 **Government Reforms** – Mayor Dan Gordon

Nothing new to report.

13.4 **Canterbury Water Management Strategy** – Councillor Tim Fulton

Thanks were extended to the Council from the Zone Committee members for incorporating the inaugural Environmental Awards in with the Community Service Awards recently held. Mayor Gordon confirmed he would like to include the presentation of the Environmental Awards in future Community Service Award functions.

Councillors were invited to attend the Environment Canterbury consultation on the Regional Policy Statement scheduled for 24 November 2023. Councillors were encouraged to attend.

13.5 **Climate Change and Sustainability** – Councillor Niki Mealings

There was continued work on the Strategies.
Climate risk assessments were looking at providing quarterly reporting back to the Council.

13.6 **International Relationships** – Deputy Mayor Neville Atkinson

Nothing new to report. The next meeting of the Waimakariri Passchendaele Advisory Group was scheduled for 15 November.

13.7 **Property and Housing** – Deputy Mayor Neville Atkinson

The next meeting of the Property Portfolio Working Group was scheduled for 8 November 2023.

14. **QUESTIONS (Under Standing Orders)**

There were no questions.

15. **URGENT GENERAL BUSINESS (under Standing Orders)**

There was no urgent general business.

16. **MATTERS TO BE CONSIDERED WITH THE PUBLIC EXCLUDED**

Section 48, Local Government Official Information and Meetings Act 1987.

In accordance with section 48(1) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section 7 of that Act (or sections 6, 7 or 9 of the Official Information Act 1982, as the case may be), it is moved:

Moved: Mayor Gordon

Seconded: Councillor Ward

1. That the public is excluded from the following parts of the proceedings of this meeting.

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:

Item No.	Subject	Reason for excluding the public	Grounds for excluding the public-
16.1	Confirmation of Council public excluded minutes 3 October 2023 meeting	Good reason to withhold exists under section 7	To protect the privacy of natural persons, including that of deceased natural persons (s 7(2)(a) and to carry on without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) (s 7(2)(i)).
<u>ADJOURNED BUSINESS</u>			
16.2	28 Edward Street: Purchase from NCSRT and Lease Agreement with Ice Gymsports North Canterbury	Good reason to withhold exists under Section 7	As per LGOIMA Section 7 (2)(a), (g), and (i) that the report, attachments, discussion, and minutes remain public excluded for reasons of protecting the privacy of natural persons and enabling the local authority to carry on without prejudice or disadvantage, negotiations (including commercial and industrial) negotiations and maintain legal professional privilege
<u>REPORTS</u>			
16.3	Contract 23/03 Mairaki Downs Eastern Pipeline Renewal – Request for Additional Budget	Good reason to withhold exists under section 7	As per LGOIMA Section 7 (2)(b)(i) the recommendations in the report be made publicly available but that the contents remain “Public Excluded” as it would be likely to unreasonably prejudice the commercial position of the Water Unit and Council.
16.4	Contract 23/24 Central Rangiora Gravity Capacity Sewer Upgrade Stage 8 – Tender Evaluation and Contract Award Report	Good reason to withhold exists under section 7	The recommendations in this report be made publicly available but that the contents remain public excluded as there is good reason to withhold in accordance with section 7, (h) of the Local Government Official Information and Meetings Act. “The withholding of the information is necessary to enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities”.
16.5	Kaiapoi Historic Railway Station Building Relocation – Railway Heritage Precinct	Good reason to withhold exists under section 7	This report, attachments, discussion and minutes remain public excluded for reasons of protecting the privacy of natural persons and to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or is the subject of the information, and to enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities; as per the Local Government Official Information and Meetings Act 1987 (LGOIMA) section 7 (2)(a) & (2)(b)(ii) & (2)(h)
16.6	Council Enterprise System (CES) Programme – Budget Provision	Good reason to withhold exists under section 7	To enable the local authority to carry on without prejudice or disadvantage, negotiations (including commercial and industrial), and maintain legal professional privilege as per LGOIMA Section 7 (2) (g) and (i)

MATTER REFERRED FROM WOODEND SEFTON COMMUNITY BOARD - PUBLIC EXCLUDED REPORT			
16.7	Pegasus Community Centre	Good reason to withhold exists under section 7	The recommendation has become public, and the report, discussion, and minutes to remain public excluded for reasons of enabling the local authority holding the information to carry out, without prejudice or disadvantage, commercial activities and to prevent the disclosure or use of official information for improper gain or improper advantage as per LGOIMA 7(2)(h) and (j).
PUBLIC EXCLUDED MATTER REFERRED FROM SOLID AND HAZARDOUS WASTE WORKING PARTY			
16.8	Southbrook RRP: Property Valuation and potential land Purchase	Good reason to withhold exists under section 7	To enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations), and that both this report and the recommendations remain Public Excluded owing to the commercial sensitivity of the proposed negotiations

CARRIED

CLOSED MEETING

Resolution to resume in open meeting

Moved: Mayor Gordon Seconded: Councillor Goldsworthy

THAT open meeting resumes and the business discussed with the public excluded remains public excluded unless otherwise resolved in the individual resolutions.

CARRIED

OPEN MEETING

16.3 Contract 23/03 Mairaki Downs Eastern Pipeline Renewal – Request for Additional Budget – H Wilson (Project Engineer) and C Fahey (Water and Wastewater Asset Manager)

Moved: Councillor Williams Seconded: Councillor Goldsworthy

THAT the Council:

- (a) **Receives** Report No. 231006159333.
- (b) **Approves** an additional capital budget of \$60,000 be assigned to the Mairaki Downs Renewal and Growth budgets (split proportionally) to make a combined total budget of \$261,000.
- (c) **Notes** that this work was required to replace an existing water main that was in very poor condition and which would ensure that the Council continued to meet its level of service for the Summerhill Water Supply Scheme.
- (d) **Notes** the additional \$60,000 in budget was required to deliver on this project.
- (e) **Notes** that this would increase the Summerhill rates per 2-unit property by approximately \$23 per year, which equated to about 1.8% of the total Summerhill water rate.
- (f) **Notes** if the additional budget had been approved by the Council, staff would award Contract 23/03 Mairaki Downs Eastern Pipeline Renewal to Waimakariri District Council Water Unit for a sum of \$204,415.47.

- (g) **Notes** there was currently a budget of \$201,000 funded from the following project budgets as detailed below:

1.0. Funding Source	1.1. Available Budget 2023/2024
Mairaki Downs – Renewals (101908.000.5104)	1.2. \$ 160,000.00
Mairaki Downs – Growth (101908.000.5105)	1.3. \$ 41,000.00

- (h) **Notes** that the reason for not externally tendering this work was because of the additional costs anticipated by tendering externally and the expectation that the Council are unlikely to gain a better combination of price and quality through an alternative method of tendering.
- (i) **Notes** the Water Unit had subcontracted out the mole ploughing for this Contract. As per Council Procurement Policy, three quotes were obtained by the Water Unit through VendorPanel ensuring a competitive price was received.
- (j) **Resolves** that the recommendations in this report be made publicly available but that the contents remain “Public Excluded” as it would be likely to unreasonably prejudice the commercial position of the Water Unit and Council, as per Local Government Official Information and Meetings Act 1987 Section 7 (2)(b)(i).

CARRIED

16.4 Contract 23/24 Central Rangiora Gravity Capacity Sewer Upgrade Stage 8 – Tender Evaluation and Contract Award Report – B Rada (Project Engineer), S Fauth (Utilities Projects Team Leader, and C Fahey (Water and Wastewater Asset Manager)

Moved: Councillor Williams

Seconded: Councillor Ward

THAT the Council:

- (a) **Receives** Report No. 231017165892.
- (b) **Approves** \$100,000 of budget be transferred from the Rangiora Sewer Capacity Upgrade Stage 6 budgets (PJ 101910.000.5113, 101910.000.5114 and 101910.000.5115) to the Rangiora Sewer Capacity Upgrade Stage 8 budget, as the Stage 6 budgets had an expected surplus of \$466,000.
- (c) **Authorises** Council staff to award Contract 23/24 Central Rangiora Gravity Capacity Sewer Upgrade Stage 8 to Ongrade Drainage and Excavation Ltd for a sum of \$1,054,887.69.
- (d) **Notes** that the sewer portion of the work was to be paid by PJ 101557.000.5115, which had a total budget of \$1,059,000, with \$933,334 available for construction (would increase to \$1,159,000 following transfer of budget from Stage 6 to Stage 8), noting that this made allowance for a 10% construction contingency.
- (e) **Notes** that of the tendered amount, up to \$123,097 was to be paid for by the roading budget PJ 100185.000.5133, which had an overall budget of \$595,000 (excluding carry-over), and the proposed roading works as part of this contract can be accommodated within the overall budget. A large portion of this roading component was made up of ‘Provisional Items’ and would not be awarded.
- (f) **Notes** that in accordance with the Conditions of Tendering, all tenderers would be advised of the name and price of the successful tenderer, and the range and number of tenders received. This information would be made available to the public if requested.

- (g) **Notes** that the programmed start date for the works was 16 November 2023, and completion date was 20 March 2024.
- (h) **Resolves** that the recommendations in this report be made publicly available but that the contents remain public excluded as there is good reason to withhold in accordance with section 7, h of the Local Government Official Information and Meetings Act. “The withholding of the information is necessary to enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities”.
- (i) **Circulates** the report to the Rangiora Ashley Community Board “In Committee”, and notes that there is a public communication strategy.

CARRIED

16.5 Kaiapoi Historic Railway Station Building Relocation – Railway Heritage Precinct Budget and Capital Contribution – D Roxborough (Implementation Project Manager – District Regeneration)

Moved: Deputy Mayor Atkinson

Seconded: Councillor Cairns

THAT the Council:

- (a) **Receives** Report No. 231026171223.
- (d) **Notes** that the total WDC project cost over all years was forecast to be approximately \$161,445 which also included forecast \$14,128 of direct costs incurred by WDC at completion for legal and valuation advice, some of which had already been expensed.
- (e) **Notes** that the remaining unspent budget would remain on the project ledgers, and staff would work with Kaiapoi-Tuahiwi Community Board on future recommendations to come to the Council regarding how the remaining budget could possibly be utilised or otherwise potentially reallocated to other recovery or Kaiapoi Town Centre projects.


CARRIED

17. NEXT MEETING

The next ordinary meeting of the Council is scheduled to commence at 1pm on Tuesday 5 December 2023, to be held in the Council Chamber, Rangiora Service Centre, 215 High Street, Rangiora.

There being no further business, the meeting closed at 6.15pm.

CONFIRMED



Chairperson
Mayor Dan Gordon

5 December 2023

Date