



Minutes of the third meeting of the eighth triennium of Horizons Regional Council held at 10.00am on Tuesday, 23 November 2010, in the Tararua Room, Regional House, 11-15 Victoria Avenue, Palmerston North.

PRESENT Crs MC Guy (Chairman), JJ Barrow, LR Burnell, VJF Chettleburgh QSM ED, GL Cox, EB Gordon, GM McKellar, MW Plowman, PW Rieger QSO JP, CI Sheldon, RG Walker, and JJ White.

IN ATTENDANCE Chief Executive Mr MJ McCartney
Group Manager Corporate and Mr CA Grant
Governance
Committee Secretary Mrs JA Kennedy

ALSO PRESENT At various times during the meeting:
Mr A Cook (Group Manager Operations), Mr G Carlyon (Group Manager Regional Planning and Regulatory), Mrs C Rowe (Media and Communications Manager), Ms A Redgrave (Manager Transport Services), Mr T Collé (Finance Manager), and Mr J Beard (member of the public).

APOLOGIES

There were no apologies.

PUBLIC SPEAKING RIGHTS

There were no requests for public speaking rights.

LATE ITEMS

Several late items were advised. One was a letter of resignation from Garrick Murfitt as Chairman of MWRC Holdings Limited. The second item related to the appointment of a replacement director of MWRC Holdings Limited to be considered in the Public Excluded part of the meeting.

MEMBERS' CONFLICTS OF INTEREST

There were no conflicts of interest advised.

PETITIONS / DEPUTATIONS

There were no petitions / deputations advised.

CONFIRMATION OF MINUTES

10-43 Moved White/Cox

That the minutes of the meeting held on 2 November 2010, as circulated, be confirmed as a correct record.

CARRIED

Cr Chettleburgh commented about his representation on Heritage Park Trust.

The Chairman advised that Item 11, Terms of Reference of the Passenger Transport Committee would be brought forward and considered before Item 7, One Plan Update.

TERMS OF REFERENCE OF THE PASSENGER TRANSPORT COMMITTEE

Report No. 10-180

This item was to approve the revised Terms of Reference for the Passenger Transport Committee.

The Manager Transport Services (MTS) drew Members' attention to the amendments under paragraph 3 – Operating Objectives, items five and six. A further amendment was noted under paragraph 4 – Delegations, change the word Subcommittee to *Committee*.

10-44 **Moved** **Chettleburgh/Sheldon**

That the Council:

- a. **approves** the Terms of Reference for the Passenger Transport Committee with an amendment to paragraph 4 – Delegations, change the word Subcommittee to *Committee*.

CARRIED

ONE PLAN UPDATE

Report No. 10-177

This item updated Councillors on progress with the One Plan programme. Mr Carlyon, Group Manager Regional Planning and Regulatory (GMRP&R) introduced the item and circulated a list of all the appeals that had been currently served on Horizons in relation to the Proposed One Plan. The GMRP&R emphasised the value of the extended timeframe for appeals to be lodged. He said Horizons had had discussions with a number of submitters to clarify and discuss the scope of appeals. Members considered the item and asked for clarification about: the process and timeframes for dealing with appeals; the content of any discussions held with submitters; the engagement of independent expert advice; and the potential financial impact of appeals.

To ensure clarity and to provide a response to all Members questions, the Chief Executive suggested that a workshop, facilitated by an independent legal expert, be organised prior to the formal agenda item to be considered at the Strategy and Policy Committee meeting scheduled for 8 February 2011. Accordingly recommendation (b) was amended to reflect the discussion.

10-45 **Moved** **Guy/White**

That the Council:

- a. **receives** the update in Report No. 10-177;
- b. **directs** the Chief Executive to organise a workshop item on the One Plan for 2 February 2011, with relevant legal expertise/policy experts, and prepare a formal agenda item for consideration at a Strategy and Policy Committee meeting on 8 February 2011; and
- c. **directs** the Chief Executive to prepare a financial impact statement of the One Plan appeals process following the receipt and preparation of a summary of appeals to the One Plan.

CARRIED

STRATEGIC DIRECTIONS

Report No. 10-178

This information item was to update Council on the strategic directions ratified by the previous Council.

The Chief Executive (CE) explained the background and role of the strategic directions and referred to the sound guidance they had provided to Council business over the past three years. The CE said there would be an opportunity to revisit the Strategic Directions in greater detail later in 2011. He provided Members with a small card which summarised the core business of the organisation.

Councillors provided feedback on the strategic directions and discussion ensued about: the degree and role of leadership shown by Council and how that impacted on core business functions; the benefits of providing a balanced policy around economic growth and development; and the role and expectations of independent hearing commissioners. Cr Plowman believed that some content in the Strategic Directions was the function and role of territorial authorities.

In summing up, the Chairman asked that Council endorse the current Strategic Directions and suggested that a workshop be held late in 2011 for an in-depth look at Council's business functions.

The Chairman was asked to separate out the recommendations.

10-46 **Moved** **Chettleburgh/White**

That the Council:

- a. **receives** the information in Report No. 10-178.

CARRIED

10-47 **Moved** **Chettleburgh/White**

That the Council:

- b. **endorses** the Strategic Directions as provided in Annex A to Report No. 10-178;

Against: Cr Plowman

CARRIED

10-48 **Moved** **Chettleburgh/White**

That the Council:

- c. **requests** management to undertake the 2011-12 Annual Plan budgeting in line with the approved Strategic Directions.

Against: Cr Plowman

CARRIED

LAND AND WATER FORUM

Report No. 10-179

This briefing paper was to update Members on the outcome of the Land and Water Forum.

The Chief Executive (CE) outlined the background to the formation of the Land and Water Forum (LAWF), the makeup of membership, and how it was funded. Members considered the key findings and recommendations and provided their thoughts on the contents of the document. Discussion ensued and consideration was given to the preparation, content, and timing of a submission at the appropriate time. Ultimately the Chief Executive undertook to organise a workshop at a future date, to provide further discussion about Council's thoughts.

10-49

Moved

Sheldon/Walker

That the Council:

- a. **receives** the Chief Executives report on the Land and Water Forum;
- b. **prepares** a submission on the outcomes of the Land and Water Forum as it relates to Horizons interests at the appropriate stage in the process.

CARRIED

NEW NATIONAL REGULATIONS ON THE MEASUREMENT AND REPORTING OF WATER TAKES

Report No. 10-181

This report informed Members of the new national regulations on the measurement and reporting of water takes.

Mr Carlyon, Group Manager Regional Planning and Regulatory (GMRP&R) highlighted the involvement of Dr Roygard from Horizons as part of the expert working group, Water Metering Regulations Implementation Taskforce, in developing the regulations over the last three years. The GMRP&R referred to the attached brochure (Annex A) from the Ministry for the Environment which detailed how the regulations would work, and provided timeframes for when the regulations would come into effect.

Ms Raelene ~~Hurnell~~ **Hurdell**, Environmental Scientist-Water Quantity gave a presentation of the New National Regulations on Water Use Measurement and Reporting of Water Takes. In summary she reported that Horizons was in a good position to incorporate the regulations into its existing programme due to the water metering programme and the Watermatters system that have been developed over the last five years. Members asked questions of clarification, in particular around the telemetry programme.

10-50

Moved

Chettleburgh/Plowman

That the Council:

- a. **receives and acknowledges** the information in Report No. 10-181.

CARRIED

The meeting adjourned at 12.17pm

The meeting reconvened at 1.00pm

AFFIXING OF THE COMMON SEAL

Report No. 10-182

This paper reported on documents to which Horizons Regional Council's Common Seal had been affixed.

10-51

Moved

Rieger/White

That the Council **acknowledges** the affixing of the Common Seal to the following documents:

- *Grazing Lease Agreement –
Lessee Name: Easton Dairy Ltd
Lease Area: 112.9 ha
Lease Location: SH1 – ~~Whirikino~~ **Whirokino** Road*
- *Agreement between ~~Horowhenua~~ **Horizons** Regional Council & Manawatu District Council (MDC) whereby Horizons Regional Council will fund the acquisition of the land required for flood protection works in Feilding, with ownership transferring to MDC as an attachment to adjoining reserve land presently vested in MDC.*
- *Land Agreement – Porewa Flood Control Scheme.
This is a licence agreement for permission to enter private land to carry out inspections, maintenance and repairs to Detention Dam 54.
Size of Detention Dam – 0.65 ha
Land Location – 3287 SH1 Hunterville
Legal Description – Pt Lots 7 & 8 DP 1046 Blk IV Ongo Survey District
Lease Between – HRC and Chao Chien Liu*
- *Forestry Right and Term Loan Agreement between: RJ & KE McGregor
Location: Ahu Ahu, Wanganui District
Land: 243 ha*
- *Lease Agreement: Horizons Regional Council
Lessee: Kakariki Industrial Park Ltd
Lease Area: 6.43 ha
Lease Location: Kakariki Road*
- *Licence Agreement from Land Information NZ – Licence to occupy land – Tiraumea River at Ngaturi
Licence to Occupy for a period of five years.
Land area: 25 square meters
Annual Rental: \$100:00 plus GST/annum
Horizons Regional Council's Catchment Data Team has a slack-line cableway which is utilised for flow and sediment measurements installed on the land.*
- *Warrant Card – New Staff Member
Samuel Karaitiana Cashell
Environmental Protection Officer, Regional Planning and Regulatory*
- *Warrant Card – New Staff Member
Jessica Rita Hughes
Environmental Protection Officer, Regional Planning and Regulatory*

CARRIED

**LATE ITEM:
RESIGNATION FROM MWRC HOLDINGS LIMITED – MR GARRICK MURFITT**

A letter tendering the resignation as Chairman of MWRC Holdings Limited from Mr Garrick Murfitt was distributed to Members.

The Chairman undertook to write to Mr Murfitt and thank him for his services as Chairman of MWRC Holdings Limited.

10-55 Moved Burnell/Walker

That the Council:

- a. **accepts** the resignation of Mr Garrick Murfitt as a director of MWRC Holdings Limited.

CARRIED

10-56 Moved Guy/Gordon

that the public is to be excluded from this portion of the Council meeting as the general subject matter to be considered while the public is excluded, the reason for passing this resolution in relation to the matter, and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for passing of this resolution is as follows:

General subject of each matter to be considered	Reason for passing this resolution	Grounds under section 48 (1) for passing this resolution
PX1 Confirmation of Minutes of 2 November 2010	As disclosure would not be in the public interest because of the greater need to enable Council to carry on without prejudice or disadvantage commercial negotiations.	That the exclusion of the public from that part of the meeting is necessary to prevent the disclosure of information for which good reasons for withholding exist.
PX2 Late Item – Appointment of replacement Director to MWRC Holdings Limited	As disclosure would not be in the public interest because of the greater need to enable Council to carry on without prejudice or disadvantage commercial negotiations.	That the exclusion of the public from that part of the meeting is necessary to prevent the disclosure of information for which good reasons for withholding exist.
PX3 Council to consider whether any item in the Public Excluded minutes can be moved into the public domain, and define the extent of the release.		

CARRIED

The meeting adjourned to the Public Excluded part of the meeting at 1.51pm and resumed at 1.56pm.

MEMBERS' REPORTS AND QUESTIONS

The Chairman explained to new Members the process about Members' Reports and Questions.

Cr White spoke about her visit to Kitchener Park and asked that the Chairman and Chief Executive raise the issue with Mayor McKelvie, Herōwhenua **Manawatu** District Council at their next meeting. She attended a seminar on the Manawatu River where material from Russell Death and Mike Joy was presented. The seminar was promoted by the Royal Society of New Zealand. She attended an Integrated Freshwater Solutions Workshop as an observer, and attended the Environmental Network Manawatu Annual General Meeting. She mentioned an open invitation to visit the Wanganui Museum and said she would be interested in visiting as part of a group.

Cr Walker signed the International Safe Community Designation on 19 November, attended the tour of the southern part of the Region on 11-12 November, the Catchment Operations Committee meeting on 10 November, a Council meeting on 2 November, and a site visit to the Whanganui River where he had discussions about parking and finishing off of the stopbank. He had a conference call with the local Member of Parliament, the Chief Executive, and an agreed party regarding a dam, and received three phone calls regarding penalties on rates.

Cr Sheldon attended a seminar at Te Manawa on the Manawatu River, was an observer at an Integrated Freshwater Solutions Workshop, attended the public transport meetings on 1 and 4 November, a Council meeting on 2 November, Zone 3 meeting in Wanganui on 3 November, the Waitare Progressive Association meeting on 8 November, Catchment Operations Committee meeting on 10 November, the tour of the southern part of the Region on 11-12 November, a Tararua Growers' meeting in Levin on 11 November, attended the Local Government New Zealand New Elected members' Training on 18-19 November, and would be attending a barbecue for the launch of Sustainable Manawatu.

Cr Rieger spoke of a visit to Kitchener Park, and enjoyed one day of the tour of the southern part of the region on 12 November.

Cr Plowman attended the usual Council/Committee meetings, enjoyed the tour of the southern part of the region on 11-12 November, had a meeting with the Group Manager Operations in regard to issues at Kakahi, attended a meeting in regard to Treaty Settlements, and attended a meeting with the Animal Health Board in Wanganui.

Cr McKellar attended the usual Council/Committee meetings, attended two of the public meetings on the ABC Project boundary change, attended the Land and Water Forum, the Integrated Freshwater Solutions Workshop, and met with the Animal Health Board Chief Executive and Chairman. He talked to a ratepayer in regard to a toxic chemical spill.

Cr Gordon attended the usual Council/Committee meetings, enjoyed the tour of the southern part of the Region on 11-12 November, attended the Tutaenui and Rangitikei Scheme meetings, met with the New Zealand Transport Agency, and reminded Members of the Regional Transport training workshop organised for 25 November 2010.

Cr Cox said he had viewed the flood protection works in Wanganui on 10 November, attended the swearing in of the Mayor of Wanganui and Councillors, the Local Government New Elected Members' Training on 18-19 November, enjoyed the tour of the southern part of the Region and expressed thanks to the organising staff.

Cr Chettleburgh attended a meeting with New Zealand Transport Agency, and the tour of the southern part of the Region on 11-12 November. He said he would be attending the launch of the Manawatu Cycle Classic.

Cr Chettleburgh suggested that the whole of Council take a tour of Kitchener Park before any decisions on a way forward were made.

Cr Burnell attended the usual Council/Committee meetings, and was unfortunately unable to attend the tour of the southern part of the Region (unwell).

Cr Barrow dealt with a compliance complaint issue in Eketahuna, met with the Mayor of Tararua, took a number of enquiries from local farmers in regard to fencing of streams, attended the Local Government New Zealand New Elected Members' Training on 11-12 November, the tour of the southern part of the Region, and the usual Council/Committee meetings.

LATE ITEM
CHANGE OF DIRECTORS IN MWRC HOLDINGS LIMITED
Report No. 10-184

In the Public Excluded part of the meeting Resolution PX 10-06 recommended that resolution PX 10-05 be moved to the public part of the meeting.

Recommendation (a), to accept the resignation of Mr Garrick Murfitt as a director of MWRC Holdings Limited, had been dealt with, and accepted, earlier in the public part of the meeting (Resolution 10-55).

PX 10-05

Moved

Gordon/Walker

That the Council:

- b. **approves** the appointment of Murray Guy as a director of MWRC Holdings Limited; and
- c. **authorises** the Finance Manager to update the Companies Office with the above changes.

Abstain: Cr Guy
CARRIED

The meeting closed at 2.23pm.

Confirmed

CHIEF EXECUTIVE

CHAIRMAN