



**MINUTES OF A MEETING OF THE ASSET MANAGEMENT AND
BIOSECURITY COMMITTEE**

Unconfirmed

Date: Thursday 12 March 2009

Time: 9.00am

Venue: Council Chamber
Hawke's Bay Regional Council
159 Dalton Street
NAPIER

Present: K Rose - Chairman
T Gilbertson
N Kirton
L Remmerswaal
C Scott
E von Dadelszen
H Hiha
M Apatu

In Attendance: A Newman – Chief Executive
M Adye – Group Manager Asset Management
N Olsen – Drainage Manager Operations
G Clode – Manager Engineering
C Leckie – Biosecurity Manager
M Drury – Minute Secretary

Chairman Rose welcomed everyone to the meeting.

1. APOLOGIES

Apologies were received from Councillors Dick and McGregor.

**Scott/von Dadelszen
CARRIED**

2. CONFLICT OF INTEREST DECLARATIONS

Mr Apatu declared a conflict of interest in Agenda Item 11, Mr Hiha declared a conflict of interest in Agenda Item 7 and Councillor Gilbertson declared a conflict of interest in Agenda item 11.

3. CONFIRMATION OF MINUTES OF THE MEETING HELD ON WEDNESDAY 12 NOVEMBER 2008

Minutes of the meeting held on Wednesday, 12 November 2008, a copy having been circulated prior to the meeting, were taken as read and confirmed.

**von Dadelszen/Rose
CARRIED**

4. MATTERS ARISING FROM MINUTES OF MEETINGS HELD ON WEDNESDAY 12 NOVEMBER 2008

There were no matters arising from the Minutes.

5. ACTION ITEMS FROM ASSET MANAGEMENT AND BIOSECURITY MEETINGS

Resolution:

1. That the Asset Management and Biosecurity Committee receive the report "Action items".

**Scott/von Dadelszen
CARRIED**

6. CONSIDERATION OF GENERAL BUSINESS

There were no items of general business.

7. WHARERANGI – TURIRAU AREA

Mr Hiha declared a Conflict of Interest in this item due to his interest in land in the area, and he took no part in the discussion or voting on the item.

Mr Adye advised that following requests for advice and assistance with flood control and drainage problems from landowners in the Wharerangi/Turirau, staff have been working with residents in the area over the past two years to determine their willingness to have Council maintain the Wharerangi and upper Turirau Streams under a formal Scheme funded through targeted rates.

Mr Adye outlined the proposed scheme structure and noted that narrative on this scheme had not been included in the Draft 2009/10 10 year plan as the Scheme impacted on a very small part of the region and it is proposed that a special consultative process occur directly with the affected landowners. Estimated costs and rating income associated with the proposed Scheme have however been included under the Napier Meeanee Scheme area. If Council agrees to the establishment of this Scheme, Mr Adye advised that Council was required to adopt a statement of proposal in accordance with Section 84 of the Local Government Act 2002 and undertake a special consultative process.

Mr Olsen advised that since a public meeting held on 24 July 2008 to gauge support for carrying out works that would help reduce or eliminate flooding and drainage problems in the area, good progress had been made. A quarterly newsletter is sent to approximately 80 landowners in the area which covers about 360ha.

There was a discussion on the exact boundary for the proposed Scheme with Mr Olsen confirming that it was not in the Napier boundary area but in Hastings District. Hastings District Council had expressed a willingness to contribute funds towards the Scheme.

Staff were congratulated for gaining the support of landowners in the Wharerangi/Turirau area and working towards a successful outcome in regard to the flood problems in the area.

Resolution:

That the Committee recommend Council:

1. Agree in principle to the establishment of a Wharerangi/Turirau scheme area as an extension of the current Napier/Meeanee Drainage Catchment Area scheme.
2. Instruct staff to prepare the necessary Statement of Proposal in accordance with the Local Government Act 2002, and present that proposal for Council adoption in sufficient time to allow for the necessary period of submissions, consideration of those submissions, and a final decision on the establishment of the scheme by Council prior to 30 June 2009.

**Scott/Remmerswaal
CARRIED**

8. ASSET MANAGEMENT PLANS

Mr Adye advised the Committee that staff were in the process of reviewing and updating Council's Asset Management Plans (AMPs) for flood control and drainage schemes. The assets associated with these schemes included stopbanks, pumping stations, drainage channels and live tree edge protection, as well as a number of structures. Their total depreciated replacement value is approximately \$130 million.

Mr Adye then summarised the updated Heretaunga and Upper Tukituki Flood Control Scheme AMPs and key programmed works for the next ten years. This includes a focus on a multi value approach adopted by Council during the 2008 year.

The Asset Management Plans being considered under this item have been audited by Audit NZ but a report on that audit had not yet been received.

Issues raised by Councillors included:

- Wetland areas associated with the Schemes – Mr Adye advised that a number of Council's wetland areas were on Scheme land. As from 1 July 2009 the Scheme will be responsible for their ongoing maintenance.
- Grazing of berm areas – Mr Adye advised that stock had access to water on a very short length of scheme land. Stock were the most cost effective way of maintaining a short grass swathe on the berms and stopbanks. Stock are kept from gaining access to the rivers by fencing along the stopbank side of live tree edge protection where that is present, and some electric fencing in other areas.
- Grazing leases were not tendered because there was a need for a good working relationship between Council staff and graziers, and graziers were required to be flexible in areas grazed due to the need to work in with Council operations. In addition a significant number of stock were lost each year by the graziers.

Mr Clode advised that a lidar survey was undertaken in 2002 however there may be benefits in re-flying some of the areas to gain a regional cover. The funding for this would come from the depreciation reserve.

Concern was expressed about the lack of an integrated approach to the catchment areas, and it was felt there was a requirement to look at a 100 year plan rather than a 10 year plan with more effective riparian methods being put in place along the river banks.

Resolution:

That the Committee recommended that Council:

- 1.1. Agrees that the decisions to be made are not significant under the criteria contained in Council's adopted policy on significance and that Council can exercise its discretion under Sections 79(1)(a) and 82(3) of the Local Government Act 2002 and make decisions on this issue without conferring directly with the community and persons likely to be affected by or to have an interest in the decision due to the nature and significance of the issue to be considered and decided.
- 1.2. Adopts the Upper Tukituki and Heretaunga Plains Flood Control Scheme Asset Management Plans subject to changes being made associated with recommendations from Audit NZ.

**Gilbertson/von Dadelszen
CARRIED**

9. TECHNICAL GUIDELINES FOR WATERWAYS

Mr Clode advised the Committee that staff had the technical guidelines developed by consultant Earl Shaver of Aqua Terra International Ltd to provide a non-statutory description of best practice when carrying out work that affected the region's waterways and to assist Consents staff in their decision making process. To support each model, staff had produced design rainfall-duration-frequency data for the most densely populated areas of the region. A process was also in place to ensure the technical guidelines were kept up to date.

The Committee discussed the value of the technical guidelines and noted that Guidelines on Culvert Design may be added at a later date although there were already good design documents on culvert design available.

The Committee agreed this was a good example of adopting good practice in a non regulatory sense and complimented staff on an excellent job.

Resolution:

1. Agree that the decisions to be made are not significant under the criteria contained in Council's adopted policy on significance and that Council can exercise its discretion under Sections 79(1)(a) and 82(3) of the Local Government Act 2002 and make decisions on this issue without conferring directly with the community and persons likely to be affected by or to have an interest in the decision due to the nature and significance of the issue to be considered and decided.
2. Adopt the following seven modules of Technical Guidelines for Waterways as a suitable best practical option for works affecting the region's waterways:
 - 2.1 Erosion and Sediment Control
 - 2.2 Stormwater Management Design
 - 2.3 Low Impact Design Guidance
 - 2.4 Industrial Stormwater Design Guidance
 - 2.5 Waterway Works

- 2.6 Small Dam Design
- 2.7 Forest Harvesting Guidelines

**von Dadelszen/Scott
CARRIED**

The meeting adjourned at 10.05am and reconvened at 10.25am.

13. PRESENTATION ON SYNOTT HALL

Mr Derek Williams gave a power point presentation on the interesting building features of Synott Hall.

11. STRATEGIC PARTNERSHIPS

Councillor Gilbertson and Mr Apatu declared Conflicts of Interest in this item and took no part in the discussion nor voted.

Councillor Gilbertson left the meeting at 10.45am

Mr Adye reminded the Committee that Council had adopted a Strategic Partnership Policy at its meeting on 6 August 2008 and since that meeting staff had been working in conjunction with a consultant and a wide range of community organisations to meet the requirements of Council's resolution.

Mr Newland of Newland Directions presented his report which recommended that funding be provided in excess of the amount provided in Council's draft 10 year plan and did not include allowance for a number of the smaller amounts of financial assistance provided by Council. Therefore Council would need to consider how best to allocate the provision. It was also proposed that each of the recommended commitments would be for a 3 year period and that the major contributions would be subject to a partnership agreement which would set out specific outputs including specific recognition of the role of Council in the activities undertaken by the recipients.

The Committee discussed the organisations, the proposed funding amounts and partnership outcomes as set out in Table 3 of the agenda item. Concern was expressed that funding for the Faraday Centre had been lost, along with Te Mata Park Trust, Kellogg's Rural Leadership and Creative Hawke's Bay. It was also noted that Sustaining Hawke's Bay Trust would become self sustaining at the end of the three year time frame.

It was agreed to adjourn discussions on this item until late in the meeting.

Councillor Gilbertson rejoined the meeting at 11.55am

10. ANIMAL HEALTH BOARD (AHB) FUNDING NEGOTIATIONS

Mr Leckie updated Council on the progress to date with AHB funding deed negotiations, which were a result of the current funding agreement expiring on 30 June 2009. Mr Leckie advised that in order for a funding agreement between Council and AHB for a period following 30 June 2009 to be completed Council was requested to delegate authority to the Council Chief Executive.

Resolution:

That the Committee recommended that Council:

1. Agrees that the decisions to be made are not significant under the criteria contained in Council's adopted policy on significance and that Council can exercise its discretion under Sections 79(1)(a) and 82(3) of the Local Government Act 2002 and make decisions on this issue without conferring directly with the community and persons likely to be affected by or to have an

interest in the decision due to the nature and significance of the issue to be considered and decided.

2. Delegates authority to the Chief Executive to commit Council to making a contribution to the Animal Health Board Bovine Tuberculosis vector management programme in Hawke's Bay:

- 2.1 Of no more than \$610,000.

- 2.2 That is aligned to Council's contract period for the provision of vector management services to Animal Health Board in Hawke's Bay.

**von Dadelszen/Gilbertson
CARRIED**

12. REGIONAL GOAT MANAGEMENT

Mr Leckie updated the Committee on staff discussions in order to progress towards the development of a regional strategy for feral goat management in Hawke's Bay.

Resolution:

1. That the Committee receives the report on Regional Goat Management.

**Scott/Kirton
CARRIED**

14. GENERAL BUSINESS

There were no items of general business raised.

15. ARAMOANA PROPERTY PURCHASE

Mr Adye advised that at its meeting on 22 October 2008 Council agreed in public excluded session to become the sole purchaser of the Aramoana Woolshed property. It was agreed at that meeting that the following resolution could be released to inform the public of Council's decision:

"Agree to become the sole purchaser of the Aramoana Woolshed property subject to satisfactory resolution that the property can be utilised as an education facility and that agreement can be reached with the vendor and other parties to a lease agreement for the property to a Trust or other organisation which would be responsible for the operation and management of the property and building, including all maintenance, for a period of 30 years."

The discussion associated with this purchase focused on the purchase of an area of land adjoining the Woolshed property.

Council's resolution required further negotiation with the vendor. This negotiation has now been completed and a decision on how to progress the issue is now sought from Council.

Resolution:

That the Council exclude the public from this section of the meeting being Agenda Item 15 Aramoana Property Purchase, with the general subject of the item to be considered while the public is excluded; the reasons for passing the resolution and the specific grounds under Section 48 (1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution being as follows:

**GENERAL SUBJECT OF THE
ITEM TO BE CONSIDERED**

Possible purchase of the Aramoana Woolshed property and other property in its vicinity.

**REASON FOR PASSING THIS
RESOLUTION**

7(2)(c)(i) Protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied

7(2)(i) Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)

**FOUNDATIONS UNDER SECTION
48(1) FOR THE PASSING OF
THIS RESOLUTION**

The Council is specified, in the First Schedule to this Act, as a body to which the Act applies.

**Gilbertson/Remmerswaal
CARRIED**

The Committee moved into Public Excluded session at 12.00pm and out of Public excluded session at 1.25pm

11. STRATEGIC PARTNERSHIPS

As previously noted, Councillor Gilbertson and Mr Apatu declared Conflicts of Interest in this item and took no part in the discussion nor voted.

Councillor Gilbertson left the meeting at 1.25pm

The Committee continued to discuss the proposed partnership outcomes and agreed that Heritage Trails would strategically be better positioned under Venture Hawke's Bay and Kellogg's Rural leadership would be funded through appropriate existing Council budgets.

Following further discussion on other organisations which may have an opportunity to form strategic relationships with Council in the future, the Committee agreed that staff should investigate the viability of entering into strategic relationships with Creative Hawke's Bay and Te Mata Park Trust.

Resolution:

The Committee recommended that Council:

1. Agree that the decisions to be made are not significant under the criteria contained in Council's adopted policy on significance and that Council can exercise its discretion under Sections 79(1)(a) and 82(3) of the Local Government Act 2002 and make decisions on this issue without conferring directly with the community and persons likely to be affected by or to have an interest in the decision due to the nature and significance of the issue to be considered and decided.

**Scott/von Dadelszen
CARRIED**

2. Allocate the funding provision provided in Council's 10 year Plan as follows:

	Organisation	Amount	Proposed Partnership Outcomes
2.1	Sustaining Hawke's Bay Trust	\$30,000	Development and delivery of educational work programmes targeting sustainability in consultation with Council. The Trust becomes a self sustaining operation by the end of the three year period
2.2	EcoEd	\$30,000	Providing programmes and experiences for the natural indigenous environment to schools and the public.
2.3	Hawke's Bay Cultural Trust	\$30,000	Provisional on a wider discussion and plan for the HB Museum, potentially utilising funds from the proposed capital budget for projects of major regional significance.
2.4	Hawke's Bay Coast Guard	\$5,000	Maintaining a coastguard facility for the benefit of Hawke's Bay public

3. Instruct staff to prepare agreements with Sustaining Hawke's Bay Trust and EcoEd which set out clearly the outcomes expected by Council for the contributions provided, and how Council's partnership with that organisation will be recognised.

**Scott/von Dadelszen
CARRIED**

4. Instruct staff to investigate the viability of entering into a strategic partnership with Te Mata Park Trust and Creative Hawke's Bay.

**Kirton/von Dadelszen
CARRIED**

Councillor Gilbertson returned to the meeting at 1.35pm

Closure:

There being no further business the Chairman declared the meeting closed at 1.38pm.

Signed as a true and correct record.

DATE:

CHAIRMAN: