



MINUTES OF A MEETING OF THE REGIONAL COUNCIL

Unconfirmed

- Date:** Wednesday 9, June – 9.00am
Thursday 10 June – 9.00am
Friday 11 June – 9.00am
Thursday 17 June – 2.00pm
Monday 21 June 2010 – 2.00pm
- Venue:** Council Chamber
Hawke's Bay Regional Council
159 Dalton Street
NAPIER
- Present:** A Dick - Chairman
T Gilbertson
N Kirton
E McGregor
L Remmerswaal
K Rose
C Scott
E von Dadelszen
F Wilson
- In Attendance:** A Newman – Chief Executive
P Drury – Group Manager Corporate Services
M Adye – Group Manager Asset Management
D Lew – Group Manager Resource Management
L Lambert – Group Manager External Relations
B Corbett – Group Manager Water Initiatives
M Mohi – Chairman – Maori Committee
C Gilbertson – Administration Manager

1. WELCOME/PRAYER/APOLOGIES

The Chairman welcomed everyone to the meeting and called on Cr Wilson to deliver the Council's prayer. The Chairman advised it may be necessary to hold a further meeting day to consider and deliberate on all submissions.

Cr Wilson noted he would be absent from 12.30pm on 9 June 2010 only.

Resolution:

That the apology from Cr Wilson for 9 June 2010 from 12.30pm be received.

**Scott/McGregor
CARRIED**

2. CONFLICT OF INTEREST DECLARATIONS

Councillor Scott declared an interest in submission 48 and said there was a potential for a conflict of interest with regulation duties in relation to any hearing that may take place and it was her wish to declare conflict with any hard engineering options or probability of consent application.

Councillors von Dadelszen and McGregor also declared an interest in submission 48.

Councillor McGregor advised that although advice had been received from the Office of the Auditor General that he could take part in discussions on S36 charges, he will remove himself from deliberations and discussions on this issue. Councillor Gilbertson took a contrary view and said he would remain for these discussions and decisions.

3. CONSIDERATION OF GENERAL BUSINESS

There were no items of general business raised.

4. SUBMISSIONS ON DRAFT ANNUAL PLAN 2010/11

Council then proceeded to hear verbal submissions:

3. Stuart Roper & John King – Trustees – Nina EJ Brathwaite Trust

The submitters spoke about Enviroschools and requested Council reinstate their funding support for this programme. The submitters advised they would be prepared to offer funding to assist this programme also and that funding could be for beyond the three year period, they said they were not seeking recognition for any contribution they would make.

18. Kristin Price – The Enviroschools Foundation

The submitter requested Council continue to support the regional co-ordination of Enviroschools programme and continue to provide funding for an Enviroschools facilitator. They noted that only HBRC and Manawatu-Wanganui has no other partners and there was the potential for possible partnerships to be established, which could include Hawke's Bay District Health Board, Kindergarten Association, also strengthen relationships with Territorial Authorities.

The submitter said that the Enviroschools Foundation would continue providing services and undertaking a support role, which included sharing planning and strategies, regional co-ordination roles, national mentoring and leadership role, invest in Maori aspect of programme, resource development, professional development.

9. Christine Morrison

The submitter requested Council reconsider its decision not to continue funding the Enviroschools programme in Hawke's Bay. The submitter said the programme supports schools to stay focused on environment; focus on sustainability; encourages schools to draw upon individuals and groups in HB; provides a

wonderful vehicle for proving clean and healthy environment and supports people making more sustainable behavioural attitudes.

20. Girvan Roberts

The submitter requested Council continue to support the regional co-ordination of Enviroschools programme and continue to provide funding for an Enviroschools facilitator. Education is important tool for behaviour change.

The submitter said her role as Enviroschools Facilitator looks at how something is done, how the activities relate to community wellbeings, make links with experts, contributes to a collective and collaborative regional approach. Councils around New Zealand support the programme.

14. Ann Wilson-Hunt

The submitter supports HBRC continuing to fund Enviroschools programme for next 12 months so they can be supported in their goal to improve the environment around their school and neighbourhood. They have been involved with the Enviroschools programme since April 2007.

10. Anne Wilson-Hunt – Chairperson Ebbett Park School Board of Trustees

The submitter spoke to her submission in relation to funding for Enviroschools funding; the air quality plan change, which the submitter has been pleased to see come in and to be able to stop the fires from 4pm to 6am in the morning to decrease the amount of smoke into the air; Pouhokio Stream – the north bank of the stream and the issue that residents who have slowly encroached onto the public reserve by building structures; and thanked Council for their work with Pekapeka and other wetland developments.

21. Ian Cairns – Environmental Monitoring and Action Project

The submitter currently co-ordinates the Environmental Monitoring and Action Project (Emap) project and seeks a contribution from Council for the continuation of this programme. The project largely undertakes river studies and school children undertake studies as part of this project. The submitter is seeking further funding for studies on the Tukituki River.

26. Douglas Lloyd Jenkins - Napier City Council / Hawke's Bay Museum and Art Gallery

The submitter requested an increase in funding for the Regional Archives digitisation of Daily Telegraph Negatives Project from \$30,000 to \$60,000pa. HBRC is the only partner that has come onboard for the archiving project.

It was noted that HB Museum and Art Gallery is the official repository in the area, and the Council has an ongoing commitment to this.

28. Megan Harris/Chairman HB Wine Country Tourism Association

Megan Harris and Sam Orton presented their verbal submission and urged Council maintain the Regional Tourism Organisation (RTO) function going forward. The submitters noted the funding regime for Venture Hawke's Bay (VHB) had changed and supported the targeted rate proposed. The submitter commented that the Regional Events Strategy had been a difficult area to make progress in, and getting industry to co-operate was quite difficult, but now progress is being made. In regard to the Wine Country brand it is recognized that at times this brand doesn't need to be used in full context opportunities to be explored now have a good process in place to approve use of the brand though a protocol put in place.

55. Derek Williams – Joint Submission Ian Skins & G Petherick

Mr Petherick spoke about the reduction in fish being caught on the Tukituki river and the effect this has on his business as a fishing guide.

Mr Skins spoke about his perception of the reduction in the water quality of the Tukituki river and that they can see a dramatic deterioration of river water quality in the past few years. The submitters are asking Council to control the farm run-off into the river tributaries.

56. Derek Williams

The submitter presented his verbal submission and presented a collage of birds and boats supported by songs for Council's information.

The meeting adjourned at 12.30pm and reconvened at 1.15pm

Cr Wilson left the meeting at 12.30pm

50. Diane Charteris

The submitter commented on key points from her submission including sustainable land use and better protection and management of productive soils and resources; economic growth vs the environment; water, waste water and commented on the formation of a holding company.

Cr Wilson returned to the meeting at 1.30pm

31. June Graham

The submitter said she did not support the holding company and questioned whether enough consultation had taken place; commented on the Ahuriri Lagoon and suggested HBRC take the initiative and cooperate with Department of Conservation and Napier City Council to update or develop a management plan for this.

22. Peter Shaw/Neil Edmondson – Hawke's Bay Hockey

The submitters are seeking funding for a third artificial hockey surface at Park Island. Hockey is a user-pays sport, every player pays for each game – approximately \$4 children, \$6 adults. Napier City Council has approved a grant of \$500,000 for Hawke's Bay Hockey. The submitter advised that use of the fields is made up of 11% adults and 89% school kids with games held mid week for school children and adult hockey on Saturday and some on Sunday. There is also an Academy running for under 18 year olds.

6. Chris Ryan

The submitter requested that Council continue to fund environmental education through the Enviroschools programme. He also questioned whether the strategic partnerships Council has are appropriate and whether any funding could be redirected to Enviroschools from this area.

35. Judy Mills

The submitter congratulated Council for their breakfast speaker series and commented that she is opposed to the formation of the proposed holding company and had many questions in relation to this.

32. Mac Kirkwood – Karamu Enhancement Group

The submitter updated Council on what the Karamu Enhancement Group (KEG) had done in the past year, which included planting on the Karamu and weeding programme put into place. He also commented on the involvement of Maori around the Council table and the relationship they have with Council. He said he was heartened by Council's writings and actions that he has read from Council minutes and reports and acknowledged his submissions may have been a bit harsh previously.

The meeting adjourned at 2.55pm and reconvened at 3.10pm

33. HB Province of Federated Farmers – Kevin Mitchell

The submitter outlined the importance of agriculture to the economy and the issues that farmers have faced recently with the downturn in the economy. He said that Federated Farmers view is that rural ratepayers are charged more because of the land based rating regime that Council has and suggests Council consider using capital value to be more equitable.

The submitter supports the work Council does in the Biosecurity area and hopes this work continues.

The submitter commended the work Council is doing with water storage and the feasibility project.

57. Lawrence Yule, Wayne Bradshaw, Ross McLeod – Hastings District Council

The submitters commented on Venture Hawke's Bay and in particular the funding of this entity, how the rating system captures and benefits those that pay rates to ensure a fair allocation of the costs across the regional community. They asked that Council look at who are the Venture Hawke's Bay customers to see who should be targeted and asked that Council make the rating mechanism as fair as possible.

Water charges proposal – the submitters support the proposal to undertake more investigations into water quantity and quality monitoring, and their preference is that proposed charges be implemented using zone-based methodology.

The submitters said there might be an opportunity for Council to look at their whole rating regime as Hastings District Council are undertaking a full review of their rating systems.

Council then resolved to continue the meeting past six hours.

Resolution:

That pursuant to Model Standing Orders 3.3.7, Council agrees to continue the meeting past the six-hour limit.

**Wilson/Scott
CARRIED**

4. GARRITY LAND COMPANY LIMITED APPEAL

Mrs Drury said the purpose of this report was to seek Council authorisation to settle the Garrity Land Company Limited consent application which had been appealed. Mrs Drury said the resource application was to take water for irrigation from Well No 2015 and the application was declined by a Hearing Panel due to the adverse effects the proposed take may have on the fully allocated Tutaekuri/Waimate stream management zone. The parties then agreed to mediation with a court appointed mediator. It was advised that the applicant brought new information to this mediation which Council's

groundwater expert did not consider to fully justify the applicant's position but did warrant further investigative work being undertaken. The results of this work were inconclusive.

Mrs Drury advised that it is considered that granting a short term consent was the best option. The short term consent would be up to 5 years to allow the applicant to irrigate while the Council undertake a programme and detailed study of the hydrological of the Moemotu valley which will allow an informed recommendation to be made with regard to the effects of taking water from this well.

A question was asked about whether there was the potential to limit the volume and mediate that volume with the applicant. Staff replied that the difficulty would be that they can't demonstrate the connection between what has been taken from the well or the Waimate Stream.

Resolution:

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. That Council gives staff delegation to work through the mediation process and prepare a consent memorandum for the Environment Court which recommends granting resource consent to take water from well no. 2015 for a period of up to five years.

**Scott/von Dadelszen
CARRIED 8/1**

Cr Remmerswaal voted against the motion

5. CENTRAL HAWKE'S BAY WASTE WATER

Mr Newman updated the Council on the development of the design and resource consenting process for a land treatment option for Waipukurau and Waipawa wastewater treatment. He said that agreement to proceed with the establishment of forests onto land purchased by this Council needs to be given. Mr Newman said it is preferable to undertake planting to establish the forest as early as possible and wanted to start establishing this ahead of the consent as the quicker the trees are planted the quicker they will grow.

Following discussion, it was agreed that this matter be left to lie on the table to deal with on Thursday, 10 June.

The meeting adjourned at 4.25pm on Wednesday, 9 June 2010.

The meeting reconvened at 9am on Thursday, 10 June 2010

Present: A Dick - Chairman
T Gilbertson
N Kirton
E McGregor
L Remmerswaal
K Rose
C Scott
E von Dadelszen
F Wilson

Notices:

The Chairman welcomed everyone back to the meeting and the Council recommenced hearing verbal submissions.

6. SUBMISSIONS ON THE DRAFT ANNUAL PLAN 2010/11

Mr Drury said that the paper outlined the process to be undertaken to hear and consider submissions received on the draft annual plan for 2010/11 and it was now appropriate to move the first two recommendations from this paper to allow Councillors to discuss and debate the issues raised by the submitters.

1. That Council:
 - 1.1. Agrees that the decisions to be made on issues submitted on the draft Annual Plan 2010/11 are made after the provisions included in Section 83 and 84 of the Local Government Act 2002 have been followed.
 - 1.2. Receives and consider the verbal and written submissions.

**Scott/von Dadelszen
CARRIED**

44. Tom Belford

The submitter commented that he supports the regional election campaign being undertaken. He also commented on the water investigations and monitoring programme and pleased to see Council is doing work in this area.

In relation to the funding shown in the draft Plan for Venture Hawke's Bay, the submitter acknowledged that correct amount was \$1.2M, but noted that this amount is very difficult to find in the plan and only buried in part 3 as a footnote, and suggested this needs to be made more clear in the final Plan.

The submitter advised that on balance his view is the holding company is a good idea. More process stipulations need to be addressed, ie. what will be reported in the open arena and public excluded sessions.

He questioned whether the reporting regime the Port currently has is the most appropriate reporting mechanism given its done in public excluded session and questioned whether the holding company would be reporting on a similar basis.

37. Colin Stone and Kevin Murphy – Sports Hawke's Bay

Mr Stone provided Councillors with copies of The Regional Economic Impact of Sport in Hawke's Bay and Regional Sport and Active Recreation Strategic Direction. The submitter said the Strategy is not appropriately resourced and the region has failed to seek opportunities that Sport Tourism could bring and no co-

ordinated approach for events in Hawke's Bay can be put in place due to lack of resource.

The submitter seeks a regional rate for sports services of \$2 per rateable property to provide an allocation of approximately \$134,000 per annum.

1. David Renouf

The submitter questioned the use of dexcel table 1 to determine dairy effluent application rates and requested this be independently reviewed so that it can be used with complete confidence that this Land Management tool is robust.

49. District Health Board – Dr Kevin Snee/Dr Nicholas Jones

The submitter spoke about contaminated land and where a change of use may mean that people may be exposed and that rather than prioritising on use when the hail list was compiled priority of use be on change of use where sensitive persons may be exposed to contaminated soil.

The submitter said he would like to see the health impacts included on the transportation modelling being undertaken for safety and impacts on health risk factors like physical activity.

The meeting adjourned at 10.23am and reconvened at 10.35am

53. Audrey Jones

The submitter is requesting further sealing work be undertaken on SH38 (between Wairoa and Lake Waikaremoana) due to the impacts of the dust on health of property owners in this area. The submitter is asking that 160 metres more sealing be undertaken and that pressure be put on NZTA through the Regional Transport Committee.

46. Dianne Vesty – HB Fruitgrowers' Inc & HB Vegetable Growers' Assn

The submitter highlighted key areas of her submission including water charges and suggested establishing a long term reserve fund for water studies, telemetering devices, etc; comment on economic development and suggested Council look at the model used in Tauranga and said this could be used in Hawke's Bay; consultation on S36 water charges could have been improved and HB Fruitgrowers and HB Vegetable Growers could have been included in targeted consultation.

39. Brian Fisher

The submitter requested funding for undertaking a economic and engineering feasibility study for a rail trail project on the Napier-Gisborne rail line. The submitter anticipates a study could cost in the order of \$40,000 - \$60,000.

23. Debby Leahy, Tim Nicholls, Chris Herries – Weka Point Management Committee

The submitter is seeking funding for stage 1 of the Weka Point campsite project to be located at Puketiriri Road, in the form of either labour materials, cash, sponsorship options.

Other organisations are being targeted for funding, NZ Army is assisting with Labour, community workers are clearing the site. No physical works will be undertaken until funding has been confirmed. The only commitment to date is to an engineer who has been engaged to look at the design of a new swing bridge.

42. Philip Ward

The submitter highlighted issues raised in his report in particular the proposed Holding Company and issues he has with the consultation undertaken on this and would like to see further consultation. Although the submitter sees some merit to the establishment of a Holding Company he outlined certain provisos to this, including showing proven tax advantages and investments being restricted to 'utilities'. The submitter suggests there should be an opportunity for ratepayers to attend the Holding Company AGM and see its Annual Reports.

47. Ru Collin

The submitter supports the formation of a holding company and suggested Council produce a document outlining what the company is about, its expected outcomes etc.

In relation to Venture Hawke's Bay (VHB) the submitter said that the horticulture section really struggled with this organisation and suggested Council look at priority 1 entity that works in Bay of Plenty and tabled some info on this entity.

The submitter said that he finds it difficult to trace financials through the Council's plans.

5. CENTRAL HAWKE'S BAY WASTE WATER - CONTINUED

The Chairman advised that this matter had been left to lie on the table from the previous day and was now open for discussion and debate by Council.

In response to a question to the Chief Executive, he advised that this investment stands on its own and Council had gone out of its way to obtain more land than was needed and the reason for undertaking forestry planting now was to get it ahead of the process of taking effluent out of the river and criticism had been given that this hadn't been done quick enough in the past. The Chief Executive advised that firstly an agreement needed to be secured with Central Hawke's Bay District Council for an easement on their land and regional Council land then private partnership arrangements with the landowner could be done. He acknowledged that two thirds of the land was owned by the Regional Council and 30% owned privately.

Resolution:

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. Agrees to proceed with the establishment of forests on land purchased by Council for the treatment of waste water from the urban areas of Waipukurau and Waipawa, in advance of Central Hawke's Bay District Council obtaining the necessary resource consents for the treatment system.

**Rose/Gilbertson
CARRIED**

The meeting adjourned at 12.15 and reconvened at 1.15pm

48. Keith Newman – Walking on Water Inc

Councillors Scott and McGregor declared a conflict of interest and left the room at 1.16pm

The submitter spoke about the issues faced at Haumoana, Te Awanga, Clifton and Cape Kidnappers and advised he was representing 850 home owners and businesses at the Cape Coast (defined as Haumoana, Te Awanga, Clifton and Cape Kidnappers).

Cr von Dodelszen declared a conflict of interest and left the room at 1.23pm

The submitter then outlined progress that had been made on the coastal engineering proposal since last year and asked for funding to financially support the resource consent process and said the WoW group would prefer to go direct to the Environment Court.

The submitter said the group would like to continue to work with HBRC further and asked that costs be shared between Councils to fund the resource consent process and that WOW members would put money into the construction solution.

16. Margaret Gwynn

The submitter made comment about two issues raised in her submission, the first she requested Council reinstate the funding for Enviroschools; the second related to the proposed Holding Company, and commented that public meetings have now been held and thanked Council for this. The submitter was concerned about the tight timeframe for this proposal, and asked that Council consider this more slowly. She commented that there was no opportunity for subsequent submissions and that this type of proposal demands a full submission and consultation process and requested Council considers this as there are still unanswered questions.

25. Tony Robinson – HB Helicopter Rescue Trust

The submitter requested funding assistance from the Council for the fitout of a rescue helicopter and advised that \$230,000 is still outstanding to complete the project. Applications have been made to the Lotteries Board and it is hoped this is successful, they made a request for \$150,00 but don't expect to receive the full amount. The second part of the submission related to a request to increase the annual contributions from \$2000 a year to \$10,000.

54. Paul McArdle – Bike On NZ

The submitter commented on three points from his submission: Bikes In Schools, would like HBRC to assist with funding and design of the limestone track at a cost of \$3000; Police on Bikes and asked that Council provide funding for the purchase of bikes at a cost of \$500 per bike; and Rotary Pathways he would like Council to contribute funding towards marketing the Pathways.

36. Pauline Tangiora

The submitter commented on the part of her submission that relates to the Transfer of Shares to a Holding Company and requested more information on this and questioned why more consultation has not been undertaken on this.

Transport in rural areas, the submitter asked for assistance with the provision of a community van, it was suggested she also approach the Lotteries Board.

Mangawhio Catchment – the submitter would like a scientist to come back to this area, this needs to be addressed and drains should be stopped from going into the Mangawhio Catchment. The Maori committee chairman will go with HBRC scientist to look at this.

She also requested rubbish bins be placed by waterways.

8. MEXTED, WILLIAMS AND MALHERBE APPEAL

Mrs Drury advised that the decision made by a Hearing Panel on the resource consent applications lodged by Mexted, Williams and Malherbe had been appealed and sought Council authorisation to attend Environment Court mediation.

Resolution:

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. Gives staff delegation to attend Environment Court mediation and requires staff to seek further Council approval for either a mediated settlement via consent memorandum or, alternatively authorise staff to defend the Hearing Panel's decision.

**Scott/von Dadelszen
CARRIED**

The meeting adjourned at 3.10pm and reconvened at 3.20pm

The Council then recommenced considering submissions.

Enviro Schools

Councillors discussed funding support for the Enviro Schools programme and commented that environmental education was still struggling nationally and questioned whether the Enviro Schools programme currently in place goes far enough. The thought was at this stage it does not. Council said it would like to know more about the facts around school curriculums and would like at some stage in the future to see a report to rationalise and report on the Enviro Schools issue. This report should be given to the Environmental Management Committee. Council then made the following resolutions which approved funding support for the Enviro Schools programme of an allocation of \$14,000 subject to the partner support that had been outlined from the submitters Stuart Roper and John King, Trustees of the Nina EJ Braithwaite Trust. All submitters that raised points on EnviroSchools will be informed of this decision.

Resolution:

1. Approves support for the EnviroSchools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Braithwaite Trust.

Remmerswaal/Rose
CARRIED 8/1

2. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

Kirton/von Dadelszen
CARRIED

3. Stuart Roper & John King, Trustees of the Nina EJ Brathwaite Trust

Resolution:

That the Council:

1. Receives the submission from Mr Stuart Roper & John King, Trustees of the Nina EJ Braithwaite Trust.
2. Approves support for the EnviroSchools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

Remmerswaal/Rose
CARRIED 8/1

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

Kirton/von Dadelszen
CARRIED

4. Mrs Lucia Hamilton

Resolution:

That the Council:

1. Receives the submission from Mrs Lucia Hamilton.
2. Approves support for the EnviroSchools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

Remmerswaal/Rose
CARRIED 8/1

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

Kirton/von Dadelszen
CARRIED

5. Lena Kenny

Resolution:

That the Council:

1. Receives the submission from Mr Lena Kenny

2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

**Remmerswaal/Rose
CARRIED 8/1**

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Kirton/von Dadelszen
CARRIED**

6. Chris L J Ryan

Resolution:

That the Council:

1. Receives the submission from Chris L J Ryan.
2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

**Remmerswaal/Rose
CARRIED 8/1**

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Kirton/von Dadelszen
CARRIED**

7. Valerie Moratti

Resolution:

That the Council:

1. Receives the submission from Valerie Moratti.
2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

**Remmerswaal/Rose
CARRIED 8/1**

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Kirton/von Dadelszen
CARRIED**

8. Jenny Prebble, Principal, Pukehou School

Resolution:

That the Council:

1. Receives the submission from Jenny Prebble, Principal, Pukehou School.

2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

**Remmerswaal/Rose
CARRIED 8/1**

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Kirton/von Dadelszen
CARRIED**

9. Christine Morrison

Resolution:

That the Council:

1. Receives the submission from Christine Morrison.
2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

**Remmerswaal/Rose
CARRIED 8/1**

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Kirton/von Dadelszen
CARRIED**

10. Anne Wilson-Hunt

Resolution:

That the Council:

1. Receives the submission from Anne Wilson-Hunt.
2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

**Remmerswaal/Rose
CARRIED 8/1**

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Kirton/von Dadelszen
CARRIED**

11. Multiple Submitters, Pukehou School

Resolution:

That the Council:

1. Receives the submission from Multiple Submitters, Pukehou School

2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

**Remmerswaal/Rose
CARRIED 8/1**

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Kirton/von Dadelszen
CARRIED**

12. Bronwyn Cole

Resolution:

That the Council:

1. Receives the submission from Bronwyn Cole
2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

**Remmerswaal/Rose
CARRIED 8/1**

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Kirton/von Dadelszen
CARRIED**

13. Gavin Kenny

Resolution:

That the Council:

1. Receives the submission from Gavin Kenny.
2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

**Remmerswaal/Rose
CARRIED 8/1**

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Kirton/von Dadelszen
CARRIED**

14. Anne Wilson-Hunt, Ebbett Park School Board of Trustees

Resolution:

That the Council:

1. Receives the submission from Anne Wilson-Hunt, Ebbett Park School Board of Trustees

2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

**Remmerswaal/Rose
CARRIED 8/1**

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Kirton/von Dadelszen
CARRIED**

15. Jane Sutton, Marewa School

Resolution:

That the Council:

1. Receives the submission from Jane Sutton, Marewa School.
2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

**Remmerswaal/Rose
CARRIED 8/1**

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Kirton/von Dadelszen
CARRIED**

16. Margaret Gwynn

Resolution:

That the Council:

1. Receives the submission from Margaret Gwynn.
2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

**Remmerswaal/Rose
CARRIED 8/1**

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Kirton/von Dadelszen
CARRIED**

17. Q W Roberts

Resolution:

That the Council:

1. Receives the submission from Q W Roberts.
2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

Remmerswaal/Rose
CARRIED 8/1

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

Kirton/von Dadelszen
CARRIED

18. Heidi Mardon, Enviroschools Foundation

Resolution:

That the Council:

1. Receives the submission from Heidi Mardon, Enviroschools Foundation.
2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

Remmerswaal/Rose
CARRIED 8/1

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

Kirton/von Dadelszen
CARRIED

19. Mrs Annette Roberts

Resolution:

That the Council:

1. Receives the submission from Mrs Annette Roberts.
2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

Remmerswaal/Rose
CARRIED 8/1

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

Kirton/von Dadelszen
CARRIED

20. Girvan Roberts

Resolution:

That the Council:

1. Receives the submission from Girvan Roberts.
2. Approves support for the Enviroschools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

Remmerswaal/Rose
CARRIED 8/1

3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Kirton/von Dadelszen
CARRIED**

21. Ian Cairns, Environmental Monitoring and Action Project

In discussing the submission, Councillors said there was merit in focusing on the Tukituki and the monitoring regime and this picks up science investigations that supports the work being done by Council.

Resolution:

That the Council:

1. Receives the submission from Ian Cairns, Environmental Monitoring and Action Project.
2. Council allocated \$8,000 to funding of EMAP activities, subject to a report from staff as to the most appropriate activity.
3. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Gilbertson/Scott
CARRIED**

22. Peter Shaw, Hawke's Bay Hockey

Council commented that there is an already established policy on grants and Council contributes \$5-6 million towards community projects and as this does not sit within current Council policy it could not be considered until funds in the reserve have been replenished. There is a need for a co-ordinated approach for these sorts of facilities but this fund is fully committed at this stage. It was acknowledged that some organisations lacked awareness of Council's policy and there may need to be some further communication between Councils on this. The suggestion was also made that the organisation be given an indication of when they should come back to this Council for a further request.

Resolution:

That the Council:

1. Receives the submission from Peter Shaw, Hawke's Bay Hockey.
2. Makes no change to the Annual Plan 2010/11.

**Scott/McGregor
CARRIED 8/1**

Against – Cr Remmerswaal

For – Cr Dick, Scott, Kirton, von Dadelszen, Rose, Gilbertson, McGregor, Wilson

23. Debbie Leahy, Weka Point Management Committee

The Council agreed to allocate \$30,000 to this project but wanted to ensure the organisation continued to own the property and therefore put a caveat on it in case in the future the property was on sold.

Resolution:

That the Council:

1. Receives the submission from Debbie Leahy, Weka Point Management Committee.
2. Allocates \$30,000 from Open Spaces fund, subject to the property being continued to be owned by Scouting NZ.

**Rose/Kirton
CARRIED 8/1**

Council then resolved to continue the meeting past six hours.

Resolution:

That pursuant to Model Standing Orders 3.3.7, Council agrees to continue the meeting past the six-hour limit.

**Wilson/Gilbertson
CARRIED**

8. VENTURE HAWKE'S BAY

<u>GENERAL SUBJECT OF THE ITEM TO BE CONSIDERED</u>	<u>REASON FOR PASSING THIS RESOLUTION</u>	<u>GROUND UNDER SECTION 48(1) FOR THE PASSING OF THIS RESOLUTION</u>
Venture Hawke's Bay	7(2)(a) That the public conduct of this agenda item would be likely to result in the disclosure of information where the withholding of the information is necessary to protect the privacy of natural persons.	The Council is specified, in the First Schedule to this Act, as a body to which the Act applies.

The Council moved into public excluded session at 4.05pm

**Gilbertson/Kirton
CARRIED**

Cr Gilbertson declared a conflict of interest for items being discussed at the meeting on Friday, 12 June.

The meeting adjourned at 4.55pm on Thursday, 10 June.

The meeting reconvened at 9am on Friday, 11 June 2010

Present:
C Scott (Chairman)
N Kirton
E McGregor (part)
L Remmerswaal
K Rose
E von Dadelszen
F Wilson

Notices:

Cr Gilbertson had previously declared a conflict of interest in the water charges proposal submissions so was not in attendance for this day.

Councillor Scott reminded Council that as Chairman Dick had a previous engagement he would not in attendance for the morning of Friday, 11 June.

An apology for lateness was received from Councillor von Dadelszen.

Mr Mohi noted he would be absent from 12.15pm.

6.B INTERNAL SUBMISSION ON THE ANNUAL PLAN 2010/11

Council then commenced discussing the internal submission.

GROUPS OF ACTIVITIES

Environment Management

Project 414 – Water Demand Study

Resolution:

That Council approves the carry forward in Project 414 (cost code 908) of \$20,000 from 2009/10 to 2010/11 to cover costs associated with the development of the Regional Water Values Study.

**Wilson/Rose
CARRIED**

Project 440 – Land Monitoring

Resolution:

That Council approves the carry forward in Project 440 (cost code 908) of \$50,000 from 2009/10 to 2010/11 to provide for expert modelling to derive catchment nutrient limits for the Taharua Catchment and \$25,000 (cost code 920) from 2009/10 to 2010/11 for soil quality testing for the State of the Environment Programme.

**Rose/Kirton
CARRIED**

Project 441 – Air Quality

Resolution:

That Council approves the carry forward in Project 441 (cost code 920) of \$17,800 from 2009/10 to 2010/11 to provide for Analysis and reporting on source apportionment of air quality from the Meeanee air quality monitoring station.

**Rose/McGregor
CARRIED**

Cr von Dadelszen arrived at 9.05pm

Project 495 – Water Information Services

Resolution:

That Council approves the following amendment to Table 2a – Monitoring Water Measuring Device charges in the Resource Management Charges Schedule for the 2010/11 budget:

TABLE 2a Monitoring Water Measuring Devices	Estimated Annual Charge (excl GST)
Sampling time (sampling analysis will be at cost – see Table 4)	\$87
Water use returns & Audits – Telemetered, Web/Text entry Each additional water measuring device	\$170\$175 \$25\$30
Water use returns & Audits – Fax/Email/Standard Mail Each additional water measuring device	\$210\$215 \$63
Where water measuring devices do not meet Council's approved devices criteria or are not install by an approved installer, a full compliance audit will be undertaken.	\$305
Non exercised consent	\$75\$80

An additional charge will only be made where extra compliance monitoring is required as a result of non-compliance with consent conditions.

**McGregor/Kirton
CARRIED**

Transport

Project 397 – Regional Land Transport Strategy

The Heretaunga Plains Transportation Study:

Resolution:

That Council approves the increase in Project 397 (cost code 908) of \$225,000 for 2010/11 to cover costs associated with the second year of the Heretaunga Plains Transportation Study (\$300,000 less HBRC share of \$75,000 already included in budget).

That Council approves the increase in revenue in Project 397 (cost code 429) of \$225,000 to reflect the revenue to be collected from the other partners in relation to the Heretaunga Plains Transportation Study.

**Rose/von Dadelszen
CARRIED**

Heretaunga Plains Transportation Study – Carry Forward

Resolution:

That Council approves the carry forward in Project 397 (cost code 908) of \$129,344.83 from 2009/10 to 2010/11 to cover costs associated with the Heretaunga Plains Transportation Study.

That Council approves the carry forward in Project 397 (cost code 429) of \$121,260.79 from 2009/10 to 2010/11 to reflect the revenue related to the Heretaunga Plains Transportation Study.

**Wilson/von Dadelszen
CARRIED**

Regional Land Transport Strategy - Survey

Resolution:

That Council approves the carry forward in Project 397 (cost code 916) of \$25,000 from 2009/10 to 2010/11 to cover costs associated with the review of the Regional Land Transport Strategy.

**von Dadelszen/Wilson
CARRIED**

Strategic Direction

Project 374 – Strategic Partnership

Resolution:

That Council approves the carry forward in Project 374 (cost code 02910) of \$35,000 from 2009/10 to 2010/11 to fund the provision of insulation and clean heat for low income, special needs homes in Hastings.

**Rose/von Dadelszen
CARRIED**

Project 377 – Specific Regional Projects

Hawke's Bay Cultural Trust Earthquake Exhibition in Napier Museum:

Resolution:

That Council approves the carry forward in Project 377 (cost code 910) of \$88,000 from 2009/10 to 2010/11 for the funding of further upgrades to the Museum display planned as part of the new Museum building project.

**von Dadelszen/McGregor
CARRIED**

Storage and Retrieval of Regional Archives:

Resolution:

That Council approves the carry forward in Project 377 (cost code 910) of \$390,000 from 2009/10 to 2010/11 to assist with the funding of the development of the Napier Museum and Art Gallery which will incorporate a facility for the storage and retrieval of regional archives.

**Kirton/Rose
CARRIED**

Project 385 – Investment Strategies

Resolution:

That Council approves the carry forward in Project 385 (cost code 908) of \$52,000 from 2009/10 to 2010/11 to provide funding for the continued consultancy input required to complete the interface between Council and the Holding Company and subsidiaries and to also carry forward in Project 385 (cost code 908) \$30,000 from 2009/10 to 2010/11 to provide funding for the evaluation of Council's Napier leasehold portfolio.

**Wilson/von Dadelszen
CARRIED**

Social and Cultural Wellbeing:

Project 200 – Community Representation

Resolution:

That Council approves the carry forward in Project 200 (cost code 908) of \$52,000 from 2009/10 to 2010/11 to provide funding for the efficiency and reorganisation study to be undertaken by this Council on local government within the region.

**von Dadelszen/Wilson
CARRIED**

Council discussed the commemorative book and suggested this be revisited and identify what the Council is trying to achieve with this. It may be that it is a record of this Council. The idea was to produce a catalogue, with photos. It was noted that this still needs to be scoped by Mr Lloyd-Jenkins.

Resolution:

That Council approves the carry forward in Project 200 (cost code 908) of \$20,000 from 2009/10 to 2010/11 to provide funding for the compiling of a book to commemorate the 150 years of the local government in Hawke's Bay.

**Scott/von Dadelszen
CARRIED 4/3**

Division:

**For – McGregor, Remmerswaal, Scott, von Dadelszen
Against – Wilson, Rose, Kirton**

Project 262 – Peka Peka Wetlands

Resolution:

That Council approves the carry forward of expenditure in Project 262 (cost code 909) of \$242,000 and a carry forward of grant payments from the Lotteries Commission of \$211,000 (revenue code 354) from 2009/10 to 2010/11 to provide for the funding required to complete bridges, boardwalks, pathway and panels during the summer of 2010 for the Peka Peka Wetland development.

**Rose/Wilson
CARRIED**

COUNCIL'S POLICIES/RESOURCE MANAGEMENT CHARGES

Resource Management Charges – Hearings

Resolution:

That the Resource Management charges included in the Draft Annual Plan 2010/11 be amended to include under "Hearings", part 3 pages 27 & 28 of the Plan, the following additional points:

"The following charges shall be payable by the applicant except for those costs incurred under s 100A of the Act:

- The cost of the decision writer to attend the hearing and deliberations, and the decision writing time. Where the decision writer is an independent commissioner sitting as a panel member, the commissioner's time to attend the hearing and deliberations will be charged at actual cost. However, the additional cost of using an independent consultant to write the decision will not be charged to the applicant. That is, the cost of the decision writing time will be charged to the applicant at the same rate as if a Council senior consent officer were undertaking the work.
- Where the decision writer is an external consultant not sitting as a panel member any additional cost of the consultant's time to attend the hearing and deliberations,

and to write the decision will not be charged to the applicant. That is, the consultant's time will be charged to the applicant at the same rate as if a Council senior consent officer were undertaking the work."

von Dadelszen/Rose
CARRIED

6a. SUBMISSIONS ON THE DRAFT ANNUAL PLAN 2010/11

The Council then recommenced hearing from verbal submissions

Enforcing his declaration of a Conflict of Interest, made at the beginning of the meeting, Cr McGregor removed himself from the Council table and took no part in the discussion or decisions relating to submissions on the water charges proposal.

46. Ru Collin – Twyford Community Water User's Group

The submitter advised he was representing the Twyford Community Water User's Group and their preference would be for targeted rate, so long as the rates charged were transparent.

The submitter requested Council put funding aside, in a reserve fund, to ensure it had adequate resource available to undertake science work.

The submitter confirmed that he would be supportive of charges on a zone based ratio.

52. Matthew Lawson

The submitter said in his view the Council was limiting its options by providing only two options for funding of aquifer research and said this limited the approach and asked whether Council has considered a combination of the two. The submitter requested Council not adopt either option and undertake consultation on a wide range of alternative funding mechanisms or, combinations of mechanisms to adequately reflect the intent on S36 of the RMA and special consultation procedure under the LGA.

77. Ray Knowles

The submitter said that in his view the current system for charging is unfair to small consent holders. His concern is with the methodology of charging and he would prefer a pro-rata type formula rather than dividing it evenly across the all parties.

The meeting adjourned at 10.25am and reconvened at 10.45am

56. Neil Taylor

The submitter appreciated the information given to him in the staff report on his submission but wanted to further comment on two matters, he questioned whether the requirements of legislation have been followed, in particular LGA section 101 – part 3, and was not sure Council had covered all the sections in this part, the second query related to sections of S36 of RMA, part 4 in particular C and D.

The submitter advised he was supportive of a stepped approach being implemented, but requested that during the first year he requested Council address the omission that he suggests has been made.

66. Ms Bloomfield and Ms Bull - Brownrigg Agriculture Ltd

The submitter commented that the issue they have is how the figures have been derived and what total water science costs would be and questioned whether some of the activities to be undertaken were actually monitoring and research programmes. They commented they prefer a zone based approach, with no fixed charge component. The submitter said they can't ascertain the make-up of the contributing programmes and how the costs are divided up.

75. Mr Hugh Ritchie - HB Province of Federated Farmers

The submitter commented that of the options for a zonal vs regional charging regime, they would prefer the regional approach as this would be a better way to charge consistently across the board.

The submitter has an area of concern about how the charges are monitored and what value there is going back to shareholders and suggests that some sort of Audit Committee be established to review the benefit to consent holders with a reporting back process put in place.

The submitter said there should be more detail on 35/65 split and how that was calculated.

70. Xan Harding – HB Winegrower's Association Ltd

The submitter commended Council for its strategic planning and attention to water as a priority. The submitter then commented on the process, that in his view, was deficient and included that Council should have consulted with industry, rather than just offer two cost options; information provided has been insufficient and incomplete; suggested Council should have a water users group to consult with industry. In absence of good information it is difficult to consider which option would be the best.

He said he was concerned there was an open-ended approach for funding additional strategic research – the submitter requests there is an end date for the spend of \$800,000 each year.

He said the Council should promote charging based on usage not consented volume.

Cr Kirton left the meeting at 12.12pm

46. Diane Vesty – Twyford Community Water Users Group

The submitter requested Council establish a reserve fund for water science costs and if money was put into this annually then option one of a regional approach would be most appropriate. Intergenerational benefits from this regime would be huge, with long term benefits being greater than short term.

The submitter also asked Council to provide timelines for conducting studies and total estimated cost of its projects. She also asked that Council consider a bulk purchase of telemetry equipment to ensure it could be purchased at a good cost.

The meeting adjourned at 12.25pm and reconvened at 1.00pm

15. Members Ruataniwha Water User's Committee

The submitter commented on the fixed and variable charges proposal and commented that there needed to be a balance to try to achieve the best outcome for what will be excessive charges for water users. The submitter highlighted one consent holders charges that would be about \$14,000 and said that if there was a region wide approach this cost would be spread out. If a region approach was taken there would be a cost of approx \$130 – 200 for the rest of the consent holders if all charges were spread.

The submitter said that under a fixed charge regime 15% of all consent holders would pay 50% (\$440,000) of the total cost. The submitter noted a lot of intellectual property will be gained that is paid for by the 15% that are paying 50% of the cost.

The submitter suggested that fixed charged move to 50% and variable move to 50% or \$500 limit on the amount paid. They do not support a volume based approach as individuals would 'sit' on their allocation and water would not be used efficiently.

The submitter said there are a lot of fixed costs and compliance costs which are faced and making the best use of business money is not in the compliance zone, it leaves more limited money to be spent on individual businesses. The submitter supports all takes being metered.

43. Ian Littlejohn –Force Five Ltd

The submitter doesn't agree to paying more charges and said it was unfair that more charges are being imposed. His view was that the charges should be paid for by general ratepayers only. The submitter said that water is a community resource and the costs and benefits should be shared by everyone, if they are for the benefit of the community.

41. Jeremy Stevenson-Wright, Neil Jelly – Genesis Power Limited

The submitter supports a fair allocation of costs and this regime was usually applied to large hydro-scale schemes.

He suggested Council implement a Bespoke approach as has been done in Environmental Waikato and Horizons that recognizes that one size fits all doesn't and is not based on water volume or discharge.

He said he is supportive of SOE monitoring costs. He also requested that a separate agreement put in place for the Waikaremoana scheme.

The Council then recommenced considering submissions.

27. Gary C Campbell

Resolution:

That the Council:

1. Receives the submission from Gary C Campbell.
2. Makes no change to the Annual Plan 2010/11.
3. After considering submissions that the Council supports subject to the facility proceeding as one of regional significance, funding the velodrome at the regional sports park to the amount of \$2.5M from the sale of land non investment account and loan funding.

**Scott/Rose
CARRIED 7/1**

Division:

**For: Scott, Rose, von Dadelszen, Gilbertson, McGregor, Wilson, Dick
Against: Remmerswaal**

28. Megan Harris on behalf of HB Wine Country Tourism Association Inc.

Resolution:

That the Council:

1. Receives the submission from Megan Harris on behalf of HB Wine Country Tourism Association Inc.
2. Makes no change to the Annual Plan 2010/11.

**Kirton/von Dadelszen
CARRIED**

29. Jill Griffin, Napier Motel Association

Resolution:

That the Council:

1. Receives the submission from Jill Griffin, Napier Motel Association.
2. Makes no change to the Annual Plan 2010/11.

**Kirton/Rose
CARRIED**

Cr Kirton returned to the meeting at 2.20pm

10. Anne Wilson-Hunt - Continued

4. Apart from the funding allocation for EnviroSchools, to make no change to the Annual Plan 2010/11.

**von Dadelszen/Rose
CARRIED**

30. Wayne T Taylor

It was noted that in the response to the submitter his spelling of committee would be noted and also advise that disrespectful language will not be tolerated in future.

Resolution:

That the Council:

1. Receives the submission from Mr Wayne T Taylor.
2. Makes no change to the Annual Plan 2010/11.

**Kirton/Wilson
CARRIED 5/1**

32. Mac Kirkwood, Karamu Enhancement Group

Resolution:

That the Council:

1. Receives the submission from Mac Kirkwood, Karamu Enhancement Group.
2. Makes no change to the Annual Plan 2010/11.

**Rose/von Dadelszen
CARRIED**

33. Brigid Buckley and Alec Olsen on behalf of Federated Farmers of New Zealand

Resolution:

That the Council:

1. Receives the submission from Brigid Buckley and Alec Olsen on behalf of Federated Farmers of New Zealand.
2. Makes no change to the Annual Plan 2010/11.

**Wilson/Kirton
CARRIED**

34. Glenda Hooper and Peter Berry

Resolution:

That the Council:

1. Receives the submission from Glenda Hooper and Peter Berry.
2. Makes no change to the Annual Plan 2010/11.

**Rose/Remmerswaal
CARRIED**

3. After considering submissions that the Council supports subject to the facility proceeding as one of regional significance, funding the velodrome at the regional sports park to the amount of \$2.5M from the sale of land non investment account and loan funding.

**Scott/Rose
CARRIED 7/1
Division:**

**For: Scott, Rose, von Dadelszen, Gilbertson, McGregor, Wilson, Dick
Against: Remmerswaal**

Cr Alan Dick returned to the meeting at 2.26pm

38. Malcolm Ballantine

Resolution:

That the Council:

1. Receives the submission from Mr Malcolm Ballantine.
2. Makes no change to the Annual Plan 2010/11.

**Kirton/Wilson
CARRIED**

41. Benjamin Reddiex on behalf of Department of Conservation

Resolution:

That the Council:

1. Receives the submission from Mr Benjamin Reddiex on behalf of Department of Conservation.
2. Makes no change to the Annual Plan 2010/11.

**von Dadelszen/Wilson
CARRIED**

The Council then recommenced hearing verbal submissions.

23. Vernon Piwari – Wazzmacs Ltd

The submitter asked what the tangible benefits were that the extra charges would give consent holders.

27. Mike Glazebrook

The submitter expressed his concern with the allocation of costs and said he listened to Ruataniwha group and if some of their recommendations were taken up then probably would address some of the issues he has. Their recommendations were sensible and well thought through.

The submitter advised he would prefer the zone based charges and said that a cap would be unfair there is a need to recognize the size of the water take, the smoothing option that the Ruataniwha User Group proposed would be the best way to go.

The Council then considered more submissions.

45. William McCook, TB Free NZ

Resolution:

That the Council:

1. Receives the submission from Mr McCook.
2. Makes no change to the Annual Plan 2010/11.

**Rose/von Dadelszen
CARRIED**

46. Dianne Vesty, Executive Officer, on behalf of HB Fruitgrowers' Assn and HB Vegetable Growers' Assn

Resolution:

That the Council:

1. Receives the submission from Dianne Vesty, Executive Officer, on behalf of HB Fruitgrowers' Assn and HB Vegetable Growers' Assn.
2. Makes no change to the Annual Plan 2010/11.

**von Dadelszen/Kirton
CARRIED**

49. Kevin Snee, CEO Hawke's Bay District Health Board

Resolution:

That the Council:

1. Receives the submission from Kevin Snee, CEO Hawke's Bay District Health Board.
2. Makes no change to the Annual Plan 2010/11.

**Rose/Wilson
CARRIED**

3. After considering submissions that the Council supports, subject to the facility proceeding as one of regional significance, funding the velodrome at the regional sports park to the amount of \$2.5M from the sale of land non investment account and loan funding,.

**Scott/Rose
CARRIED 7/1**

Division:

For: Scott, Rose, von Dadelszen, Gilbertson, McGregor, Wilson, Dick

Against: Remmerswaal

The meeting adjourned at 3.00pm and reconvened at 3.15pm

The Council then recommenced hearing verbal submissions

71. Mike Connor – Ngaruroro Irrigation Society Inc

The submitter spoke to his submission and the further information that had been provided to Council, in particular the relevance and rationale behind the surface water/ground water split in relation to charging, advising they seek a fair as system as possible.

The submitter advised that irrigators are paying about 20% more in their rates already because the market recognises the current consent which is shown in inflated sales of properties.

The submitter was looking for accountability and said it was difficult to know what the benefits were under the regional approach.

The meeting adjourned at 4.00pm on Friday, 11 June.

The meeting reconvened at 2.00pm on Thursday, 17 June 2010

Present: AJ Dick - Chairman
T Gilbertson
E McGregor
L Remmerswaal
K Rose
C Scott
E von Dadelszen
F Wilson
M Mohi

Notices:

The Chairman welcomed everyone back to the meeting and noted the apology from Cr Kirton and apology for lateness from Cr Scott.

Resolution:

That Council receives the apology from Councillor Kirton.

**Remmerswaal/Wilson
CARRIED**

Declarations of Conflict of Interest

A suggestion was outlined to Cr Remmerswaal that she consider declaring an interest in relation to the Walking on Water Submission – No 43, Cr Remmerswaal responded that she did have close connections to the group but no financial interest and no interest greater than the public so would remain at the meeting.

Councillors McGregor, von Dadelszen and Gilbertson re-declared their earlier conflict of interest statement in relation to any submissions on S36 water charges.

Councillors von Dadelszen and Scott re-declared their conflicts of interest in relation to Submission 43.

Cr Scott arrived at 2.15pm

6. SUBMISSIONS ON THE DRAFT ANNUAL Plan 2010/11 - CONTINUED

Velodrome

Councillors then discussed funding support for the Velodrome and said that this project is still subject to it being one of regional significance.

Resolution:

After considering submissions that the Council supports, subject to the facility proceeding as one of regional significance, funding the velodrome at the regional sports park to the amount of \$2.5M from the sale of land non investment account and loan funding.

**Scott/Rose
CARRIED 7/1**

Division:

**For: Scott, Rose, von Dadelszen, Gilbertson, McGregor, Wilson, Dick
Against: Remmerswaal**

Museum & Art Gallery

Resolution:

After considering submissions that the Council supports, funding the museum and art gallery to the amount of \$2.5M from the sale of land non investment account and loan funding.

**McGregor/Wilson
CARRIED**

1. Mr David W Renouf

The submitter will be asked to refer his issue to the Dairy Liaison committee.

Resolution:

That the Council:

1. Receives the submission from Mr David Renouf.
2. Makes no change to the Annual Plan 2010/11 and notes that staff have contacted the submitter and arranged to discuss the issues in more detail directly with Mr Renouf and the matter be referred to the Dairy Liaison committee.

**Gilbertson/Rose
CARRIED**

2. Mr Steve Tierney, Executive Officer, Enviro-Challenge Charitable Trust

Councillor Remmerswaal asked that Council consider funding this Trust to an amount of \$15,000 and moved this as a recommendation, the motion lapsed due to lack of seconder.

Resolution:

That the Council:

1. Receives the submission from Mr Steve Tierney.
2. Makes no change to the Annual Plan 2010/11.

**Rose/von Dadelszen
CARRIED**

24. Denise Eaglesome

It was noted that this project is still on Wairoa District Council's agenda but no decision made at this stage, the Chairman noted that Wairoa DC will probably seek assistance from this Council for funding. It was suggest the group should be able to find funding from other institutional funding providers as it has already some funding secured from Wairoa District Council. In the letter to the submitter some in-kind contribution will be suggested, ie earthworks, advice, planting etc.

Resolution:

That the Council:

1. Receives the submission from Denise Eaglesome.
2. Advises the submitter that the Council would be pleased to consider in-kind assistance.

**Wilson/Gilbertson
CARRIED**

Submissions in relation to the Establishment of a Holding company

In relation to the holding company it was agreed that this matter will be held over until the matter is decided.

**von Dadelszen/Gilbertson
CARRIED**

16. Margaret Gwynn – further discussion on this submission

Resolution:

4. Makes no change to the Annual Plan 2010/11.
5. In relation to the holding company it was agreed that this matter will be held over until the matter is decided.

**Scott/McGregor
CARRIED**

26. Neil Fergus, Douglas Lloyd-Jenkins – Napier City Council/Hawke's Bay Museum and Art Gallery

The Council discussed the increase requested by Mr Douglas Lloyd-Jenkins for an increase in funding from \$30,000 to \$60,000 and Mr Drury reminded councillors that the increase to \$60,000 was made a few years ago to specifically provide funding for the digitalisation of Port files. Upon completion of this, the allocation was reduced to \$30,000. It was acknowledged there may have been an oversight with informing the Hawke's Bay Museum and Art Gallery that this decrease was occurring. It was acknowledged that a regional archiving strategy will be compiled.

Resolution:

That the Council:

1. Receives the submission from Neil Fergus, Douglas Lloyd-Jenkins – Napier City Council/Hawke's Bay Museum and Art Gallery.
2. Agrees to increase the funding from \$30,000 to \$60,000 to the Hawke's Bay Museum and Art Gallery, regional archives project, such additional funding to provided for under Project 374, Strategic Partnerships, and funded by general funding.

**Scott/Dick
LOST 4/5**

THE CHAIRMAN USED HIS CASTING VOTE

3. Makes no change to the Annual Plan 2010/11.

**Rose/Remmerswaal
CARRIED**

31. Miss June Graham

The submitter will be advised that this is not in the Regional Council's jurisdiction and a Plan change is being worked on for water.

Resolution:

That the Council:

1. Receives the submission from Miss June Graham.
2. Makes no change to the Annual Plan 2010/11.
3. In relation to the holding company it was agreed that this matter will be held over until the matter is decided.

**von Dadelszen/Gilbertson
CARRIED**

35. Judy Mills

Resolution:

That the Council:

1. Receives the submission from Judy Mills.
2. Makes no change to the Annual Plan 2010/11.
3. In relation to the holding company it was agreed that this matter will be held over until the matter is decided.

**Scott/von Dadelszen
CARRIED**

4. After considering submissions that the Council supports, subject to the facility proceeding as one of regional significance, funding the velodrome at the regional sports park to the amount of \$2.5M from the sale of land non investment account and loan funding.

**Scott/Rose
CARRIED 7/1**

Division:

**For: Scott, Rose, von Dadelszen, Gilbertson, McGregor, Wilson, Dick
Against: Remmerswaal**

5. After considering submissions that the Council supports, subject to the facility proceeding as one of regional significance, funding the velodrome at the regional sports park to the amount of \$2.5M from the sale of land non investment account and loan funding.

**Scott/Rose
CARRIED 7/1**

Division:

**For: Scott, Rose, von Dadelszen, Gilbertson, McGregor, Wilson, Dick
Against: Remmerswaal**

6. After considering submissions that the Council supports, funding the museum and art gallery to the amount of \$2.5M from the sale of land non investment account and loan funding.

**McGregor/Wilson
CARRIED**

36. Pauline Tangiora, Mahia

The submitter will be advised that there was a public meeting on the Annual Plan held in Wairoa.

Resolution:

That the Council:

1. Receives the submission from Pauline Tangiora, Mahia.

2. Makes no change to the Annual Plan 2010/11.
3. In relation to the holding company it was agreed that this matter will be held over until the matter is decided.

**Wilson/Scott
CARRIED**

37. Colin Stone, Sport Hawke's Bay

It was noted that Sport's Hawke's Bay have a key role in an events strategy being developed by Venture Hawke's Bay. However it may be premature until Venture Hawke's Bay has undertaken the events strategy to talk about a regional rate. There was concern expressed about implementing a regional rate and what precedence this could set. It was noted that if something of this magnitude was going to be implemented then all ratepayers should be able to have a say in it.

Resolution:

That the Council:

1. Receives the submission from Mr Colin Stone, Sport Hawke's Bay.
2. Makes no change to the Annual Plan 2010/11.

**Rose/Scott
CARRIED**

39. Brian Fisher

Resolution:

That the Council:

1. Receives the submission from Mr Brian Fisher.
2. Makes no change to the Annual Plan 2010/11.

**McGregor/Rose
CARRIED**

40. Hiro Hamilton, Ngati Peehi hapu, Aranui Marae

Resolution:

That the Council:

1. Receives the submission from Hiro Hamilton, Ngati Peehi hapu, Aranui Marae.
2. Makes no change to the Annual Plan 2010/11.

**Rose/Scott
CARRIED**

42. Philip M Ward

The submitter will be advised of the Venture Hawke's Bay rating and the refocussing for this. He will also be told that before Council finally adopts this it will be coming to a Council meeting.

Resolution:

That the Council:

1. Receives the submission from Mr Philip M Ward.
2. Makes no change to the Annual Plan 2010/11.
3. Sports park resolution.
4. In regard to Economic Development rate Council has resolved to consider fine-tuning of the rating incidence over the next 12 months.

5. In relation to the holding company it was agreed that this matter will be held over until the matter is decided.

**Scott/von Dadelszen
CARRIED**

43. HB Chamber of Commerce

Resolution:

That the Council:

1. Receives the submission from HB Chamber of Commerce.
2. Makes no change to the Annual Plan 2010/11.
3. In regard to Economic Development rate Council has resolved to consider fine-tuning of the rating incidence over the next 12 months.
4. In relation to the holding company it was agreed that this matter will be held over until the matter is decided.

**Scott/Rose
CARRIED**

5. Confirms the 65% Public: 35% Private split.

**Scott/Rose
CARRIED**

6. Confirms that the section 36 charges to consent holders are to apply on a zone basis (with (3))

**Rose/von Dadelszen
CARRIED 5/1**

Division:

**For: Crs Remmerswaal, Scott, Rose, von Dadelszen, Dick
Against – Wilson**

7. Confirms provision of a facility whereby qualifying consent holders can elect to the payment of their s36 charges over 2-5 years.

**Scott/Rose
CARRIED**

8. Confirms the 20% Fixed:80% Variable charge split.

**von Dadelszen/Scott
CARRIED**

9. Confirms the availability of funding (\$439,000) from the Sale of Land (Non Investment Account) to be used to offset the s36 charges allocated to consent holders. This funding is to be distributed uniformly (20%) over the 5 year period 2010/11 – 2014/15.

**Dick/Rose
CARRIED**

10. Confirms that consents relating to the discharge of primary or secondary treated effluent and which originate from a single residential dwelling be excluded from the s36 charging proposal.

**Rose/Scott
CARRIED**

11. Confirms that Surface Water Depleting consents be treated as a hybrid for charging purposes (75% GW / 25% SW).

**Scott/Dick
CARRIED**

12. Confirms that consented volume or deemed consented volume (as opposed to actual use) be affirmed as the appropriate charging measure.

**Scott/Wilson
CARRIED**

13. Confirms that a separate Hydro Water Take consent category be established alongside the existing GW/SW take and discharge categories.

**Rose/von Dadelszen
CARRIED**

14. Confirms that consultation is to be facilitated by means of water user groups (zone based).

**Rose/von Dadelszen
CARRIED**

15. That a forum that meets at least annually be arranged allowing all water user sectors and groups to be consulted and informed and have an input into Councils water strategy.

**Scott/Wilson
CARRIED**

16. Confirms that the irrigation component of Damfill consents will be discounted by staff in a manner that reflects the lower environmental impacts associated with these takes. The discount implemented by staff will be within a 25-50% range

**Scott/Wilson
CARRIED**

Division 5/1

**For: Wilson, Scott, Rose, von Dadelszen, Dick
Against: Remmerswaal**

44. Tom Belford

The submitter will be thanked for his comments around the photos and bios.

Resolution:

That the Council:

1. Receives the submission from Mr Tom Belford.
2. Makes no change to the Annual Plan 2010/11.
3. In regard to Economic Development rate Council has resolved to consider fine-tuning of the rating incidence over the next 12 months.

**Scott/von Dadelszen
CARRIED**

47. Ru Collin

The submitter will be advised that Council will look at the presentation of its Annual Plan to make sure it is more readable and changes are being made to the financials and groups of activities for the final Plan.

Resolution:

That the Council:

1. Receives the submission from Mr Ru Collin.
2. Makes no change to the Annual Plan 2010/11.
3. In relation to the holding company it was agreed that this matter will be held over until the matter is decided.

**Rose/Scott
CARRIED**

48. Keith Newman, WoW (Walking on Water) Incorporated

Conflicts of Interest were declared by Councillors Scott and McGregor and they neither spoke nor voted on the submission.

The submitter will be advised that once the report comes in from Dave Sergeant about the process and likelihood of them achieving resource consent and costs of that then the Regional Council should step back and assert its role as regulator. It was noted that the Council would be compromised if it gave funding to this consent process. In response to their request for seed funding for a booklet, the submitter will be advised that the Council supports the Heritage Trail project and there are already groups that Council support. They will also be informed that it would not be appropriate for Council to be part of their joint committee. A note will also be made about Cape Coast and the relationships so far to date has been positive and strong and possibly this has been underestimated at times.

Resolution:

That the Council:

1. Receives the submission from Keith Newman, WoW.
2. Makes no change to the Annual Plan 2010/11.

**Dick/Rose
CARRIED 5/1**

**For – Wilson, Gilbertson, Rose, von Dadelszen, Dick
Against – Cr Remmerswaal**

The meeting adjourned at 3.40pm and reconvened at 3.50pm

50. Diane Charteris

Resolution:

That the Council:

1. Receives the submission from Diane Charteris.
2. Makes no change to the Annual Plan 2010/11.
3. In relation to the holding company it was agreed that this matter will be held over until the matter is decided.

**Scott/Wilson
CARRIED**

4. Approves support for the EnviroSchools programme and an allocation of \$14,000 to project 395 to provide funding for the programme, subject to partner support of \$21,000 for three years from the Nina EJ Brathwaite Trust.

**Remmerswaal/Rose
CARRIED 8/1**

5. That staff report to Environmental Management Committee on opportunities for co-ordination and rationalisation of environmental education programmes, both those provided by Council and also other agencies.

**Kirton/von Dadelszen
CARRIED**

6. Confirms the 65% Public: 35% Private split.
**Scott/Rose
CARRIED**
7. Confirms that the section 36 charges to consent holders are to apply on a zone basis (with (3))
**Rose/von Dadelszen
CARRIED 5/1
Division:
For: Crs Remmerswaal, Scott, Rose, von Dadelszen, Dick
Against – Wilson**
8. Confirms provision of a facility whereby qualifying consent holders can elect to the payment of their s36 charges over 2-5 years.
**Scott/Rose
CARRIED**
9. Confirms the 20% Fixed:80% Variable charge split.
**von Dadelszen/Scott
CARRIED**
10. Confirms the availability of funding (\$439,000) from the Sale of Land (Non Investment Account) to be used to offset the s36 charges allocated to consent holders. This funding is to be distributed uniformly (20%) over the 5 year period 2010/11 – 2014/15.
**Dick/Rose
CARRIED**
11. Confirms that consents relating to the discharge of primary or secondary treated effluent and which originate from a single residential dwelling be excluded from the s36 charging proposal.
**Rose/Scott
CARRIED**
12. Confirms that Surface Water Depleting consents be treated as a hybrid for charging purposes (75% GW / 25% SW).
**Scott/Dick
CARRIED**
13. Confirms that consented volume or deemed consented volume (as opposed to actual use) be affirmed as the appropriate charging measure
**Scott/Wilson
CARRIED**
14. Confirms that a separate Hydro Water Take consent category be established alongside the existing GW/SW take and discharge categories.
**Rose/von Dadelszen
CARRIED**
15. Confirms that consultation is to be facilitated by means of water user groups (zone based).
**Rose/von Dadelszen
CARRIED**

16. That a forum that meets at least annually be arranged allowing all water user sectors and groups to be consulted and informed and have an input into Councils water strategy.

**Scott/Wilson
CARRIED**

17. Confirms that the irrigation component of Damfill consents will be discounted by staff in a manner that reflects the lower environmental impacts associated with these takes. The discount implemented by staff will be within a 25-50% range

**Scott/Wilson
CARRIED
Division 5/1**

**For: Wilson, Scott, Rose, von Dadelszen, Dick
Against: Remmerswaal**

51. Allan Tuck, Aggregate and Quarry Association, Roothing NZ and NZ Contractors Federation

Resolution:

That the Council:

1. Receives the submission from Allan Tuck, Aggregate and Quarry Association, Roothing NZ and NZ Contractors Federation.
2. Makes no change to the Annual Plan 2010/11.

**Scott/Gilbertson
CARRIED**

52. Joanne Tressler, JNJ Farms Ltd

Resolution:

That the Council:

1. Receives the submission from Joanne Tressler, JNJ Farms Ltd.
2. Makes no change to the Annual Plan 2010/11.
3. Refers the submission to the Regional Transport Committee.

**Wilson/Gilbertson
CARRIED**

53. Audrey Jones

Resolution:

That the Council:

1. Receives the submission from Audrey Jones
2. Makes no change to the Annual Plan 2010/11.
3. Refers the submission to the Regional Transport Committee.

**Wilson/Gilbertson
CARRIED**

54. Paul McArdle, Bike On NZ

Resolution:

That the Council:

1. Receives the submission from Paul McArdle, Bike On NZ.
2. Makes no change to the Annual Plan 2010/11.

3. Refers the submission to the RoadSafe Governance Group and Regional Transport Committee.

**Gilbertson/Wilson
CARRIED**

55. Derek Williams, Ian Skins and Grant Petherick

It was noted that further response from staff is required to the submitter on some of the issues raised. The Chief Executive said he would write in detail to the submitters and provide more information on the CHB wastewater and hydrology issues and fishing intensity issues that will include standard practice for any dead trout. This letter will be circulated to Council and media.

Resolution:

That the Council:

1. Receives the submission from Derek Williams, Ian Skins and Grant Petherick.
2. Makes no change to the Annual Plan 2010/11.

**Rose/Wilson
CARRIED**

56. Derek Williams

In response to the issues raised by the submitter on land change for the wastewater plan changes still being drafted and will be publicly notified in the 2011/12 financial year. There will be the potential at that time for public submissions.

Resolution:

That the Council:

1. Receives the submission from Mr Derek Williams.
2. Makes no change to the Annual Plan 2010/11.

**Gilbertson/Rose
CARRIED**

57. Ross McLeod, Chief Executive, Hastings District Council (HDC)

Resolution:

That the Council:

1. Receives the submission from Ross McLeod, Chief Executive, Hastings District Council.
2. Makes no change to the Annual Plan 2010/11.
3. After considering submissions that the Council supports, subject to the facility proceeding as one of regional significance, funding the velodrome at the regional sports park to the amount of \$2.5M from the sale of land non investment account and loan funding.

**Scott/Rose
CARRIED 7/1
Division:**

**For: Scott, Rose, von Dadelszen, Gilbertson, McGregor, Wilson
Against: Remmerswaal**

4. After considering submissions that the Council supports, funding the museum and art gallery to the amount of \$2.5M from the sale of land non investment account and loan funding.
**McGregor/Wilson
CARRIED**
5. In regard to Economic Development rate Council has resolved to consider fine-tuning of the rating incidence over the next 12 months.
**Scott/von Dadelszen
CARRIED**
6. Confirms the 65% Public: 35% Private split.
**Scott/Rose
CARRIED**
7. Confirms that the section 36 charges to consent holders are to apply on a zone basis (with (3))
**Rose/von Dadelszen
CARRIED 5/1
Division:
For: Crs Remmerswaal, Scott, Rose, von Dadelszen, Dick
Against – Wilson**
8. Confirms provision of a facility whereby qualifying consent holders can elect to the payment of their s36 charges over 2-5 years.
**Scott/Rose
CARRIED**
9. Confirms the 20% Fixed:80% Variable charge split.
**von Dadelszen/Scott
CARRIED**
10. Confirms the availability of funding (\$439,000) from the Sale of Land (Non Investment Account) to be used to offset the s36 charges allocated to consent holders. This funding is to be distributed uniformly (20%) over the 5 year period 2010/11 – 2014/15.
**Dick/Rose
CARRIED**
11. Confirms that consents relating to the discharge of primary or secondary treated effluent and which originate from a single residential dwelling be excluded from the s36 charging proposal.
**Rose/Scott
CARRIED**
12. Confirms that Surface Water Depleting consents be treated as a hybrid for charging purposes (75% GW / 25% SW).
**Scott/Dick
CARRIED**
13. Confirms that consented volume or deemed consented volume (as opposed to actual use) be affirmed as the appropriate charging measure
**Scott/Wilson
CARRIED**

14. Confirms that a separate Hydro Water Take consent category be established alongside the existing GW/SW take and discharge categories.

**Rose/von Dadelszen
CARRIED**

15. Confirms that consultation is to be facilitated by means of water user groups (zone based).

**Rose/von Dadelszen
CARRIED**

16. That a forum that meets at least annually be arranged allowing all water user sectors and groups to be consulted and informed and have an input into Councils water strategy.

**Scott/Wilson
CARRIED**

17. Confirms that the irrigation component of Damfill consents will be discounted by staff in a manner that reflects the lower environmental impacts associated with these takes. The discount implemented by staff will be within a 25-50% range

**Scott/Wilson
CARRIED
Division 5/1**

**For: Wilson, Scott, Rose, von Dadelszen, Dick
Against: Remmerswaal
von Dadelszen/McGregor
CARRIED**

Council recommenced considering the internal submission:

Project 374 – Assistance for Rugby World Cup

The Chairman said that Council does not have much choice other than provide a loan to Venture Hawke's Bay for their project in relation to the Rugby World Cup and there is a personnel and contract cost involved in this. There was an expectation that this would be funded from the revenue line in Venture Hawke's Bay's budget but this funding is not there and cannot be budgeted for in the future. The Councillors were informed that a report is due from Peter Mooney and Ross Bramwell on the Rugby World Cup and this would be coming to Council. The Council then agreed to provide a loan facility to Venture Hawke's Bay at a preferred interest rate for \$130,000 to ensure the Rugby World Cup project was able to continue by Venture Hawke's Bay.

Resolution:

1. That Council approves a loan to Venture Hawke's Bay for \$130,000 at a preferred interest rate.

**Scott/Wilson
CARRIED 5/4 – CASTING VOTE**

Additional item to Internal Submission on the Annual Plan 2010/11

Proposed Building Extension to Works Group – Guppy Road

Mr Drury and Mr Newman outlined the additional items to seek further funding for a proposed building extension to the Works Group Guppy Road building. The reason this has come about is the proposal to relocate Venture Hawke's Bay staff to the Dalton Street building and relocate the Biosecurity team to the new extension being built at Guppy Road. This is a very cost effective solution as current rental paid for Venture Hawke's Bay is approximately \$110,000 per year. The Chief Executive advised that he had taken out considerable personnel cost by bringing the staff into the Dalton Street building. The issue was debated and there was comment about the funding source and reversal of the \$590,000 back into cash operating balances to minimise any rating impact. The Council then agreed to approve a loan of \$340,000 and ask that building plans and costs be resubmitted to Council.

Resolution:

That Council:

1. Approves the increase in the capital provision for land and buildings from \$200,000 to \$400,000 to provide sufficient funding for the proposed building extension at Council's Operations Group at Guppy Road, and funding for building alterations in the Council's Dalton Street and Central Hawke's Bay offices.
2. Approves loan funding of \$340,000 towards the cost of the building extensions required at Council's Operational Group at Guppy Road subject to final approval of building plans and actual as opposed to estimated costs.

**Rose/Scott
CARRIED 5/3**

Division:

**Against: Remmerswaal, McGregor, Gilbertson
For: von Dadelszen, Rose, Scott, Wilson, Dick**

Council recommended considering submissions:

25. Tony Robinson, HB Helicopter Rescue Trust

The Councillors discussed the funding request and agreed to provide \$100,000 to the upgrade of the helicopter as a one-off assistance cost. They acknowledged the service this provides for life and death situations.

It was also agreed that Council would increase its sponsorship level from \$2,000 to \$10,000 per annum and noted that this a bit like an insurance policy for our staff. It was noted however that Council's core business is not buying or fitting out helicopters and it shows the underfunding in the health system.

Resolution:

That the Council:

1. Receives the submission from Mr Tony Robinson, HB Helicopter Rescue Trust.
2. Increases the annual sponsorship to the HB Helicopter Rescue Trust from \$2,000 to \$10,000 funded through Council's general funding.

**Remmerswaal/Rose
CARRIED**

3. Approves funding assistance of \$100,000 towards the Phase 2 upgrade of the helicopter owned by the HB Helicopter Rescue Trust, funding to be from the sale of land non-investment account.

**Scott/Wilson
CARRIED 6/2**

SECTION 36 DELIBERATIONS

Darryl Lew and Grant Pechey provided Council with a presentation on the S36 water charges and covered issues raised in the submissions. They noted that water management charges total \$435,664 and need to be met by charges or provided for through general rating. If it was recovered from rates the total rates increase would be 5.81%. The proposed recommendations from staff were that a zone based approach be implemented but with some changes to smooth cost spikes.

Staff confirmed that Council's decisions on this matter are still subject to appeal to the Environment Court. They recommended that Council confirms the 65% public and 35% private split.

Following the presentation it was agreed that deliberations on the S36 water charges would be adjourned until the meeting reconvened on Monday, 21 June.

The meeting adjourned at 5.50pm on Thursday, 17 June.

The meeting reconvened at 2.00pm on Monday, 21 June 2010

In attendance: AJ Dick - Chairman
T Gilbertson
L Remmerswaal
K Rose
C Scott
E von Dadelszen
F Wilson

Notices: The Chairman welcomed everyone back to the meeting and noted the apology from Mr Mike Mohi and the previous Conflict of Interest declaration by Cr McGregor who did not attend this section of the meeting.

That the apology from Mr Mohi be received.

**Wilson/Scott
CARRIED**

WATER CHARGES SUBMISSIONS

The decisions listed below relate to all submitters who made submissions in relation to water charges, including W1 – W78.

Resolution:

1. Confirms the 65% Public: 35% Private split.

**Scott/Rose
CARRIED**

In passing this resolution it was noted that this scenario recognises the extent of the benefit obtained by these groups provides benefits to everyone, and while Councillors noted it would have been good to have funded all the charges by general rates, in reality this was not able to be done. The vast majority of ratepayers understand what Council is trying to achieve with 65 – 35 split. There was a small concern that the message had not reached all general ratepayers, but it was acknowledged that Council did a good job with consent holders in terms of consultation.

It was noted that to date the general ratepayer has been funding this work, and now work is being ramped up to get better quality science and knowledge information, if there was no contribution from consent holders there would have been a 5.81% general rate rise contribution.

2. Confirms that the section 36 charges to consent holders are to apply on a zone basis (with (3))

**Rose/von Dadelszen
CARRIED 5/1**

Division:

**For: Crs Remmerswaal, Scott, Rose, von Dadelszen, Dick
Against – Wilson**

In passing this resolution the Council agreed that this had been well and truly canvassed through its Annual Plan consultation process.

It was noted that the zone based approach appeared to be more favourable, and having the ability to smooth any peaks indicates that zone based is a better approach.

There was general agreement that costs have to lie where they fall with the S36 charges.

3. Confirms provision of a facility whereby qualifying consent holders can elect to distribute the payment of their s36 charges over 2-5 years.

**Scott/Rose
CARRIED**

In passing resolution 3 Council expressed a genuine effort to address the peak charges anomalies by introducing smoothing and some of the main sector stakeholders have had their concerns met by doing this.

4. Confirms the 20% Fixed:80% Variable charge split.

**von Dadelszen/Scott
CARRIED**

In passing this resolution it was acknowledged there were conflicting submissions on this, and Council needs to be clear to submitters about their reasons for this as there is a component of commonality that justifies a fixed component.

5. Confirms the availability of funding (\$439,000) from the Sale of Land (Non Investment Account) to be used to offset the s36 charges allocated to consent holders. This funding is to be distributed uniformly (20%) over the 5 year period 2010/11 – 2014/15.

**Dick/Rose
CARRIED**

In passing the resolution Council said that there had been requests from submitters for a fund to be established to smooth charges over a longer period than 5 years, to get more intergenerational equity. Given the amount of funding, a distribution over 5 years was seen to make more sense. In the replies to submitters they will be advised that this is revised when the 10 Year Plan is reviewed.

6. Confirms that consents relating to the discharge of primary or secondary treated effluent and which originate from a single residential dwelling be excluded from the s36 charging proposal.

**Rose/Scott
CARRIED**

7. Confirms that Surface Water Depleting consents be treated as a hybrid for charging purposes (75% GW / 25% SW).

**Scott/Dick
CARRIED**

In passing this resolution Council agreed that this weighting favours consent holders. It was noted there had been confusion by submitters on the description of the 400m zone. The uncertainty and complexity associated with the distinction between what constitutes surface water depleting vs ground water will be recognised through this weighting. It was hoped the information gained through science investigations will clarify the situation.

8. Confirms that consented volume or deemed consented volume (as opposed to actual use) be affirmed as the appropriate charging measure

**Scott/Wilson
CARRIED**

In passing resolution 8 it was noted that in the replies to submitters the letter should outline that Council cannot charge for water, the charge relates to work required to cater for the consent.

9. Confirms that a separate Hydro Water Take consent category be established alongside the existing GW/SW take and discharge categories.

**Rose/von Dadelszen
CARRIED**

Council noted that this resolution takes note of the issues raised by Genesis in their submission and was a good outcome.

10. Confirms that consultation is to be facilitated by means of water user groups (zone based).

**Rose/von Dadelszen
CARRIED**

When discussing this resolution Mrs Lambert said the proposal for having an advisory group of water users was based around zone or region base decision. So there will be a user group for the work carried out in the zone and will be a base to start communication with groups in their zones. The Chief Executive suggested there be a symposium around the whole water programme.

11. That a forum that meets at least annually be arranged allowing all water user sectors and groups to be consulted and informed and have an input into Councils water strategy.

**Scott/Wilson
CARRIED**

12. Confirms that the irrigation component of Damfill consents will be discounted by staff in a manner that reflects the lower environmental impacts associated with these takes. The discount implemented by staff will be within a 25-50% range

**Scott/Wilson
CARRIED
Division 5/1**

**For: Wilson, Scott, Rose, von Dadelszen, Dick
Against: Remmerswaal**

In passing the final resolution Council said they were very pleased that staff listened to the submitters and it was noted that Council is trying to encourage water storage because of its lesser impact on the low flows.

Resolution 13 was resolved as part of the Water Charges submissions at 30 June 2010 Council meeting:

13. Confirms that the irrigation component of damfill consents with low flow cessation conditions will be subject to a 25% discount.

**von Dadelszen/Kirton
CARRIED**

2 abstentions due to previous declarations of conflict of interest

Cr Rose left the meeting at 3.12pm

Other issues that arose from submitters in relation to Water Charges were discussed, these included:

- Reduction in general rate
- That compliance can't be reduced
- Consents be increased to 10 years
- That subdivisions be accepted
- A graduated shift from consented to actual volumes
- That Bay View be added to Esk
- Charges be only introduced at times of renewal
- Distinguish between commercial / lifestyle and Community facilities
- Illegal/non consented takes
- Permitted takes be included. Plan change revisited
- Sports Parks not be charged.
- State of the Environment (SoE) no further s92.

Resolution:

Make no change to the Annual Plan 2010/11 in relation to the 12 issues identified above.

**Scott/von Dadelszen
CARRIED**

Closure:

In closing the meeting the Chairman thanked staff and Councillors for the input and declared the meeting closed at 3.20pm on Monday, 21 June.

Signed as a true and correct record.

DATE:

CHAIRMAN: