



**Mackenzie**

DISTRICT COUNCIL

# **MINUTES**

**Extraordinary Council Meeting**

**5 July 2022**

**MINUTES OF MACKENZIE DISTRICT COUNCIL  
EXTRAORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS, FAIRLIE  
ON TUESDAY, 5 JULY 2022 AT 9.30AM**

**PRESENT:** Mayor Graham Smith, Deputy Mayor James Leslie, Cr Anne Munro, Cr Stuart Barwood, Cr Murray Cox, Cr Matt Murphy

**IN ATTENDANCE:** Angela Oosthuizen (Chief Executive), David Adamson (Acting General Manager Operations), Chris Clarke (IT and Engagement Manager), Arlene Goss (Governance Advisor), Aaron Hakkaart (Planning Manager), Rachael Willox (Planner), Kylie Hall, Liz White, TeWera King, Louise Taylor (consultants).

## **1 OPENING**

The Mayor opened the meeting and TeWera King provided a karakia.

## **2 APOLOGIES**

An apology was received from Cr Emily Bradbury.

## **3 DECLARATIONS OF INTEREST**

There were no declarations of interest.

## **4 REPORTS**

### **4.1 DISTRICT PLAN REVIEW STAGE 1 NOTIFICATION (PLAN CHANGE 20)**

The purpose of this report was for Council to adopt the suite of documents related to Stage 1 of the Mackenzie District Plan Review and approve Plan Change 20 for formal notification, pursuant to Clause 5 of the First Schedule of the Resource Management Act 1991 (the Act).

Discussion of this report included the following matters:

Does the outcome of plan change 18 have any effect on this? It is unlikely that the outcome of plan change 18 will have any effect, because they are looking to achieve the same thing.

At what date does stage 1 become operative? It won't have immediate effect as it needs to go through a hearings process. David Adamson explained the process.

There will be transitional provisions that will explain how to transition to the new regime. The objectives in the District Plan will have some weight when people submit applications, but will not have full legal effect until they go through appeal.

TeWera King took the councillors through the opening chapter and the intent. He read and translated the Māori words, and agreed to provide an English translation for the document.

Discussion then took place on the chapters proposed in the report. Cr Barwood requested a split of land types related to conservation land and farm land.

The other chapters were discussed and questions asked by the councillors.

Cr Leslie did not think the definition of a braided river bed was broad enough and would create problems in the future. He said this was a tricky area and Council needed to be careful. Kylie Hall

said this would be an issue and they didn't want to step on Ecan's toes. Louise Taylor said at stage 1 they were using the term 'river' in its broad sense. They needed to use the definition as defined in the Act and national planning standard. This was on the radar for stage three and it may be necessary to add further information then.

It was noted that some good feedback had been received from the Department of Conservation, but no response from Forest and Bird or the Environmental Protection Society.

The Mayor asked about provisions for boating on Lake Tekapo under activities on lakes. This has been mentioned under cultural values. Mana whenua wanted boats to stay away from the island due to cultural values and protection of the shore line. The Mayor asked for more detail to be added regarding this. This was a minor change that would be delegated to the chief executive.

#### **RESOLUTION 2022/41**

Moved: Mayor Graham Smith

Seconded: Cr Stuart Barwood

1. That the report on Plan Change 20 be received.

**CARRIED**

#### **RESOLUTION 2022/42**

Moved: Cr Anne Munro

Seconded: Cr Murray Cox

2. That the Council adopt the suite of documents attached to this report relating to Stage 1 of the Mackenzie District Council Plan Review.
3. That the Council approve Plan Change 20 for formal notification pursuant to Clause 5 of the First Schedule of the Resource Management Act 1991.
4. That the Council delegates to the Chief Executive the power to make minor amendments/non-substantive changes to the provisions of proposed Plan Change 20 prior to formal notification pursuant to Clause 5 of the First Schedule of the Resource Management Act 1991.

**CARRIED**

## **4.2 DISTRICT PLAN REVIEW HEARINGS PANEL**

The purpose of this report was for Council to appoint the hearings panel for the Mackenzie District Plan Review.

David Adamson said Jane Taylor has recently notified of medical issues and has had to withdraw from the chair position. He suggested removing her name from the recommendation and moving Rob van Voothusyen to the position of chair. Louise Taylor went through Mr van Voothusyen's C.V. with the councillors. He works as a professional hearings commissioner and is highly qualified.

This would reduce the panel by one member, but this would not be an issue. It would still give the process more commissioners than needed. If someone else needed to step down there was the ability to bring someone new in later.

Cr Barwood suggested the Mayor also be delegated the power alongside the chief executive to select commissioners. This was agreed and the recommendation changed.

The Mayor thanked everyone who has helped get this project to this stage.

**RESOLUTION 2022/43**

Moved: Cr Stuart Barwood

Seconded: Cr Matt Murphy

1. That the report on the District Plan Review Hearings Panel be received.

**CARRIED**

**RESOLUTION 2022/44**

Moved: Cr Murray Cox

Seconded: Cr Stuart Barwood

2. That the Council appoint Rob van Voothusyen as commissioner and Chair of the Mackenzie District Plan hearings panel.
3. That the Council appoint Raewyn Solomon and Megen Mckay (to “job share”) as iwi commissioners on the Mackenzie District Plan hearings panel.
4. That the Council appoint Ros Day and Andrew Willis as commissioners for the Mackenzie District Plan Review.
5. That the Council delegate to the Chief Executive and the Mayor the power to select which of these commissioners from the hearings panel (Recommendations 3 and 4) will sit on each of the hearings (or groups of hearings).
6. That the Council delegate to the commissioners the power to hear the submissions/further submissions and evidence and make a decision on behalf of Council on the Mackenzie District Plan Review pursuant to Section 34A(1) of the Resource Management Act 1991.

**CARRIED**

**4.3 BETTER OFF FUNDING PROJECTS**

The purpose of this report was to inform Council regarding the Better Off funding opportunities and to confirm which projects council wished to proceed with in its application.

David Adamson said he would like to get an application in sooner rather than later, as a final decision on this funding would be made by the government on September 30.

There were some issues and Mr Adamson had outlined these in the report, including legal advice. This would be addressed in the application.

Discussion took place on individual projects and how these could set up future activity under Te Manahuna Ki Uta/Destination Mackenzie, and future Long Term Plans.

Cr Cox questioned the focus of the chosen projects and whether it should have been more about social wellbeing than producing plans.

The chief executive noted the risks to this funding included a change in government. Discussion took place on whether it would be better to wait for the second funding round. This was not agreed.

Cr Leslie said these projects were related to council's position on Three Waters. He did not have any objection to Three Waters but was part of a council that does. These projects were worthwhile and we should just get onto it.

The Mayor said Council was not opposed to Three Waters, only to the entity model that was being pushed onto us. He said Council should apply for the funding, even though as Mayor he had been very vocal in his opposition to Three Waters.

David Adamson said staff would still be supplying information to DIA, but he was not allowed to use any of this funding on additional staff support in order to do this.

The chief executive said Council could continue to oppose the model, and continue to supply information to DIA, at the speed the current staff resources allowed.

The Mayor said there were two questions: should we apply for the funding and are these the best projects? He asked if councillors were happy with the list of projects and they gave their views.

Having these plans in place would make Council shovel-ready when other funding came up in future. Council had missed out on cycleway funding because it wasn't organised.

If any of the projects were turned down for funding, there were other projects that could be put forward instead.

Cr Cox said if Council committed to these projects, they needed to follow through to outcomes.

#### **RESOLUTION 2022/45**

Moved: Mayor Graham Smith

Seconded: Cr Matt Murphy

1. That the report on Better Off Funding Projects be received.

**CARRIED**

#### **RESOLUTION 2022/46**

Moved: Mayor Graham Smith

Seconded: Cr Matt Murphy

2. That Council instructs staff to make an application for Better Off Funding incorporating the legal advice received to ensure that Council can participate in the Three Waters Reform debate and does not restrict Council by any means.

**CARRIED**

*Cr Barwood asked for his vote against this resolution to be recorded.*

#### **RESOLUTION 2022/47**

Moved: Cr Matt Murphy

Seconded: Deputy Mayor James Leslie

3. That Council confirms the application shall contain the following projects and allocations

- (a) Visual Cultural Presence – Pou whenua and cultural artwork, interpretation and digital application Allocation \$400,000
- (b) Mackenzie Branding Feasibility Assessment (Food, Art, culture) Allocation \$140,000
- (c) Climate Change Footprint and Plan Allocation \$150,000
- (d) Rural integrated Spatial Plan Allocation \$300,000
- (e) Cycle Trail Development Allocation \$300,000
- (f) Simpson Lane/ Tekapo lakeside drive properties Development Allocation \$160,000
- (g) Tekapo Boat Ramp Allocation \$100,000

**CARRIED**

*Cr Barwood abstained.*

**The Meeting closed with a karakia from the chief executive at 11.16am.**

**The minutes of this meeting were confirmed at the Ordinary Meeting of the Mackenzie District Council held on 1 January 2030.**

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**CHAIRPERSON**