



MINUTES Ordinary Meeting



Date: 21 February 2022, 10.30am
Venue: Taranaki Regional Council, 47 Cloten Road, Stratford
Document: 2999381

Present	Councillors	D N MacLeod	Chairman
		M P Joyce	Deputy Chairman <i>zoom</i>
		M J Cloke	<i>zoom</i>
		D L Lean	<i>zoom</i>
		M J McDonald	<i>zoom</i>
		D H McIntyre	<i>zoom</i>
		E D Van Der Leden	<i>zoom</i>
		N W Walker	<i>zoom</i>
		C S Williamson	<i>zoom</i>
		C L Littlewood	<i>zoom</i>
M G Davey	<i>zoom</i>		

Attending	Mr	S J Ruru	Chief Executive
	Mr	M J Nield	Director – Corporate Services
	Mr	D R Harrison	Director - Operations
	Mr	A D McLay	Director – Resource Management
	Ms	A J Matthews	Director – Environment Quality
	Miss	L Davidson	Executive Assistant
	Miss	R S Sweeney	Governance Administrator
	Ms	K Holland	Communications Advisor <i>zoom</i>
	Mr	P Zimmer	Land Search & Rescue
	One member of the media, Mr C Ashworth, Te Korimako Radio.		

Apologies

Notification of Late Items

1. Deputation - Land Search & Rescue

- 1.1 Members of Land Search & Rescue gave a deputation to the Council regarding additional funding.
- 1.2 Mr P Zimmer, Land Search & Rescue read a previous submission provided in regards to the Emergency Services Grant Fund.

2. Emergency Services Grant

- 2.1 Chairman, D N MacLeod, brought the item forward due to the Deputation - Land Search & Rescue to allow for a continuous conversation.
- 2.2 Mr S J Ruru, Chief Executive, spoke to the memorandum to seek a decision from the Council as to whether it wishes to investigate the establishment of an Emergency Services Fund as proposed by Land Search and Rescue NZ as part of their submission to the 2021 Long Term Plan.

Resolved

That the Taranaki Regional Council:

- a) receives the Memorandum entitled *Emergency Services Grant Fund*
- b) determines that it does not wish to further investigate the proposal to establish an Emergency Services Grant Fund
- c) determines that this decision be recognised as not significant in terms of section 76 of the *Local Government Act 2022*
- d) determines that it has complied with the decision-making provisions of *the Local Government Act 2002* to the extent necessary in relation to this decision; and in accordance with section 79 of the Act, determines that it does not require further information, further assessment of options or further analysis of costs and benefits, or advantages and disadvantages prior to making a decision on this matter.

Williamson/Littlewood

3. Confirmation of Ordinary Minutes - 14 December 2021

Resolved

That the Taranaki Regional Council:

- a) takes as read and confirms the minutes and resolutions of the Ordinary meeting of the Taranaki Regional Council held in the Taranaki Regional Council chambers, 47 Cloten Road, Stratford on Tuesday 14 December 2021 at 10.30am.

Walker/Littlewood

Matters arising

3.1 Representation Review Hearing

- Mr M J Nield, Director - Corporate Services, provided an update on the Representation Review Hearings being held by the Local Government Commission, and advised that a hearing had been held for New Plymouth District Council with no formal decision currently made. It is expected the

Council's decision timeframes would be aligned with the New Plymouth District Council decision.

4. Consents and Regulatory Committee Minutes – 1 February 2022

Resolved

That the Taranaki Regional Council:

- a) receives the minutes of the Consents and Regulatory Committee meeting of the Taranaki Regional Council held in the Taranaki Regional Council Chambers, 47 Cloten Road, Stratford on Tuesday 1 February 2022 at 9.30am.
- b) adopts the recommendations therein.

Lean/Davey

Matters arising

There were no matters arising.

5. Policy and Planning Committee Minutes – 1 February 2022

Resolved

That the Taranaki Regional Council:

- a) receives the minutes of the Policy and Planning Committee meeting of the Taranaki Regional Council held in the Taranaki Regional Council Chambers, 47 Cloten Road, Stratford on Tuesday 1 February 2022 at 10.30am
- b) adopts the recommendations therein.

Littlewood/McDonald

Matters arising

5.1 Future of Local Government

- Mr S J Ruru, Chief Executive, provided an update on the amendments made to the Future of Local Government Panel paper, noting the general consensus of those recommendations will be reflected the revised paper, which will be circulated to Councillors on 25 February 2022.

6. Executive, Audit and Risk Committee – 14 February 2022

Resolved

That the Taranaki Regional Council:

- a) receives the minutes of the Executive, Audit and Risk Committee meeting of the Taranaki Regional Council held in the Taranaki Regional Council Chambers, 47 Cloten Road, Stratford on Monday 14 February 2022 at 10am
- b) adopts the recommendations therein.

Walker/Van Der Leden

Matters arising

6.1 Riparian Planting Review after Cyclone Dovi

- Councillor M J Cloke expanded on the request made for a review of the riparian planting after the extreme weather event that was Cyclone Dovi. The scope of the review to include planting regime, suitable areas and the species of plants used.
- Mr D R Harrison, Director – Operations, advised that industry best practice is used for these works, a number of historical sites have been identified as needing rectification. All learnings from historic events were being utilised with future planning of riparian planting and culverts along with comprehensive training is provided to Land Management Officers including field days and onsite training on appropriate planting.
- Councillor M J Cloke moved a motion requesting that councillors receive a terms of reference document that outlines the scope, timing and costs of the intended review, along with information on third-parties that would be able to conduct the work.

Resolved

That the Taranaki Regional Council:

- c) confirms that a terms of reference which details the scope, timing and costs of a review of the riparian planting regime be developed for consideration by Council.
Cloke/Davey

7. February, March & April 2022 Meeting Dates

- 7.1 The meeting dates for the next round of meetings were attached for Members information.

8. Waitara River Committee

- 8.1 Mr S J Ruru, Chief Executive, spoke to the memorandum to seek a decision on the approach to be used to appoint Waitara River Committee members.

Resolved

That the Taranaki Regional Council:

- a) receives and notes the memorandum *Waitara River Committee Establishment* dated 14 February 2022
- b) notes the *New Plymouth District Council (Waitara Lands) Act 2018* requires the Council to constitute a Waitara River Committee for the purposes of allocating funds that are payable under the Act
- c) notes that the functions of the Waitara River Committee may be performed only in relation to matters that are within the role and responsibilities of the Council under the *Local Government Act 2002* or any other enactment

- d) notes that the *New Plymouth District Council (Waitara Lands) Act 2018* requires the Council to take all reasonable steps to enter an agreement with the Waitara River Authorities to constitute the Waitara River Committee
- e) notes that the Maniapoto Maori Trust Board has resolved that it does not seek to participate in settlement redress mechanisms in place for the Waitara River
- f) notes that it is the responsibility of the Waitara River Committee to establish the Waitara River subcommittee
- g) determines that its first preference for forming the Waitara River Committee is:
- for the identification of potential nominees to be determined by a Waitara River Committee Selection Panel based upon a skills matrix to be developed jointly between all of the Waitara River Authorities, Te Kōwhatu Tū Moana Trust and the Council
 - that the Waitara River Committee Selection Panel consist of appointees identified by the Waitara River Authorities, Te Kōwhatu Tū Moana Trust and the Council
 - that the final appointments would be made by way of resolutions passed unanimously by each of the Waitara River Authorities, Te Kōwhatu Tū Moana Trust and the Council
- ~~h) determines that its second preference for forming the Waitara River Committee is:~~
- ~~• for the identification of potential nominees to be determined by a Waitara River Committee Selection Panel based upon a skills matrix to be developed jointly by the Council and those of the Waitara River Authorities and Te Kōwhatu Tū Moana Trust that are prepared to commit to a collective skills based appointment process~~
 - ~~• that the Waitara River Committee Selection Panel consist of appointees identified by those of the Waitara River Authorities, Te Kōwhatu Tū Moana Trust and the Council that have committed to the use of a collective skills based approach~~
 - ~~• that the final appointments would be made by way of resolutions passed by each of the participating Waitara River Authorities, Te Kōwhatu Tū Moana Trust and the Council~~
 - ~~• that the role of nominating authorities who do not decide to participate in the collective skills based approach be resolved as part of the agreement to be negotiated between the parties prior to commencement of the recruitment process.~~
- i) delegates authority to the Chief Executive to negotiate an agreement relating to establishment of the Waitara River Committee in accordance with the provisions of *New Plymouth District Council (Waitara Lands) Act 2018* and its preferences in regard to how the committee might be formed as indicated in this resolution
- j) determines that upon completion of the negotiations with the Waitara River Authorities and Te Kōwhatu Tū Moana Trust that the Chief Executive be required to report back to Council with a copy of the proposed agreement for approval
- k) notes that the Ngāti Maru (Taranaki) Claims Settlement Bill contains a number of provisions relating to the operation of the Waitara River Committee, the utilisation of the funds for which the committee is to be responsible, and the relationship that Council has with the Waitara River Authorities

- l) determines that this decision be recognised as not significant in terms of section 76 of the Local Government Act 2002
- m) determines that it has complied with the decision-making provisions of the Local Government Act 2002 to the extent necessary in relation to this decision; and in accordance with section 79 of the Act, determines that it does not require further information, further assessment of options or further analysis of costs and benefits, or advantages and disadvantages prior to making a decision on this matter.

MacLeod/Williamson

9. 2022/2023 Annual Plan and Estimates

- 9.1 Mr M J Nield, Director – Corporate Services, spoke to the memorandum to consider the option and then to adopt an approach for the preparation and adoption of the *2022/2023 Annual Plan*.

Resolved

That the Taranaki Regional Council:

- a) receives and notes this memorandum on the preparation and adoption of the 2022/2023 Annual Plan
- b) notes the requirements of section 95 of the *Local Government Act 2022* in the preparation of the 2022/2023 Annual Plan Ordinary Meeting – 2022/2023 Annual Plan and Estimates
- c) confirms that there are no significant or material differences proposed for the 2022/2023 Annual Plan from the content of the 2021/2031 Long-Term Plan
- d) approves the preparation and adoption of the 2022/2023 Annual Plan without any further public engagement or consultation in accordance with section 95 (2A) of the *Local Government Act 2002*.

or

- ~~e) approves the preparation of a 2022/2023 Annual Plan Statement of Proposal and an associated consultation document, with a consultation process to be undertaken in accordance with section 95 (2) of the Local Government Act 2002~~
- f) notes the preparation and adoption of administrative charges under section 36 of the *Resource Management Act 1991* will require the use of the *Local Government Act 2002* special consultative process
- g) notes the approach and timetable to be undertaken dependent upon whether the decision is to undertake further public engagement and consultation
- h) determines that this decision be recognised as not significant in terms of section 76 of the *Local Government Act 2002*
- i) determines that it has complied with the decision-making provisions of the *Local Government Act 2002* to the extent necessary in relation to this decision; and in accordance with section 79 of the Act, determines that it does not require further information, further assessment of options or further analysis of costs and benefits, or advantages and disadvantages prior to making a decision on this matter.

Littlewood /Joyce

10. General Business

10.1 Obituaries

Councillors D H McIntyre and M J Cloke noted the sad passing of Michael Watson, reporter for The Taranaki Daily News.

11. Public Excluded

In accordance with section 48(1) of the Local Government Official Information and Meetings Act 1987, resolves that the public is excluded from the following part of the proceedings of the Ordinary Meeting on Monday 21 February 2022 for the following reason/s:

Item 11 - Public Excluded Ordinary Minutes - 14 December 2021

THAT the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.

Item 12 - Public Excluded Executive, Audit and Risk Minutes - 14 February 2022

THAT the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.

Cloke/Lean

There being no further business, Chairman D N MacLeod, declared the Ordinary Meeting of the Taranaki Regional Council closed at 11.45am.

Confirmed

Chairperson: _____

D N MacLeod

5 April 2022