

# **Minutes of 529<sup>th</sup> meeting of the Canterbury Regional Council held in the Council Chamber, 200 Tuam Street, Christchurch, on Thursday, 8 July 2021 at 10.32am**

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## **Present**

Chair Jenny Hughey, Deputy Chair Peter Scott, Councillors Phil Clearwater Grant Edge, Megan Hands, Ian Mackenzie, Claire McKay, Nicole Marshall, Elizabeth McKenzie, Craig Pauling, Lan Pham, Vicky Southworth and John Sunckell.

Councillor Tane Apanui – via MS Teams

Tumu Taiao: Yvette Couch-Lewis and Iaeen Cranwell

## Management and officers present

Stefanie Rixecker (Chief Executive), David Perenara-O'Connell (Acting Director Strategy & Planning), Tafflyn Bradford-James (Director Communication and Engagement), Katherine Harbrow (Director Operations), Catherine Schache (General Counsel), Catherine McMillian (Chief Financial Officer) and Louise McDonald (Senior Committee Advisor).

Report Writers and other staff were also present.

### 1. **Mihi/Karakia Timatanga – Opening**

Chair Hughey welcomed everyone to the meeting. Tumu Taiao laean Cranwell gave a mihi whakatau noting Matariki and the new season ahead. Cr Peter Scott gave a karakia.

### 2. **Apologies**

There were no apologies.

### 3. **Conflicts of interest**

No conflicts of interest were declared.

### 4. **Public Forum, Deputations and Petitions**

#### **Public Forum**

**Roger Bray** spoke to his written submission on the Ashburton flooding event of 30 May 2021. His submission concluded with the following recommendations:

1. *That a community debrief of the flooding emergency be carried out to identify areas where improvements could be made. This, I envisage, would cover the civil defence aspects and particularly with respect to situations where the waters were no longer contained within the river system.*
2. *That council review their policy regarding development on the floodplain to ensure damage from flooding is minimised in the event floodwaters escape the river system i.e., floor height of buildings.*
3. *That council consider the river system in its entirety for flood protection. This would provide for either equality of protection or a greater community funded restoration of land and infrastructure should a disaster occur. The rationale here is floodwaters that cannot be contained within the river system, can only be shifted from one group of landowners to another. Present policy has provided some landowners advantages while disadvantaging another group of landowners. I suggest that council should consider levelling the playing field by assisting in the restoration of land and infrastructure after a flood event.*
4. *That Environment Canterbury investigate why the proposal to remove 320,000cu meters from the North Branch of the Ashburton River and deposit it in the designated sites along the river stopbanks, did not proceed. I also seek Environment Canterbury clarify the position regarding the targeted rate for shingle extraction that has been collected for the past 20 years.*

**Resolved:**

**That the Council:**

1. receives the submission from Roger Bray and;
2. refers the matter to the Chief Executive to reply.

Cr Scott/Cr Mackenzie  
CARRIED

**Ines Stäger and Nicky Snoyink** of Forest & Bird spoke to a PowerPoint presentation “*Introduced Browsers and Forest Collapse*”. The presentation included photos of the damage from grazing pests on the vegetation in areas like the Tasman Smith Scenic Reserve in South Canterbury. Suggested solutions to the problem included excluding stock and browsing animals; appropriate fencing of the Scenic Reserve; and predator control. They recommended that Council members:

1. read the Forest & Bird report ‘[\*Climate change and introduced browsers\*](#)’ especially for climate strategy development.
2. consider how integrated pest management could occur to restore and protect native vegetation in areas especially like the reserves mentioned
3. support research and development of new browser control methods for eradication.
4. Seek alignment between Biosecurity Act the Wild Animal Control Act
5. Consider a review of the Regional Pest Management Plan.

**Resolved**

**That the Council:**

1. receives the submission from Ines Stäger and Nicky Snoyink;
2. refers the matter to the Chief Executive to reply.

Cr Pham/Cr Edge  
CARRIED

5. **Minutes**

*Refer pages 9 to 45 of the agenda.*

**17 June 2021**

**Resolved**

**That the Council:**

1. confirms and adopts as a true and correct record the minutes of the meeting held on 17 June 2021.

Chair Hughey/Cr Scott  
CARRIED

6. **Matters Arising**

**Item 8.1 Adoption of the Long-Term Plan 2021-31**

Catherine McMillan advised that Auditor’s Report had been received and was included in the Long-Term Plan document (pages 205 to 206).



## **7. Committee Reports**

### **7.1 Standing Committees**

#### **7.1.1 Regulation Hearing Committee**

*Refer pages 47 to 50 of the agenda.*

Tumu Taiao Couch-Lewis presented this item.

Cr Pham clarified that the comment in the 3<sup>rd</sup> paragraph of item 7.1 (page 49 of the agenda referred to the Councillors request to have visibility over staff decisions.

**Resolved**

**That the Council:**

- 1. receives the unconfirmed minutes of the Regulation Hearing Committee meeting held on 17 June 2021.**

Cr Pham/Cr McKay  
CARRIED

#### **7.1.2 Canterbury Water Management Strategy Regional Committee**

*Refer pages 51 to 55 of the agenda.*

Cr Pauling introduced this item noting that this was the last gathering of the former committee. He acknowledged Cr McKay's role on the Committee and confirmed that Cr Pham would be the Council's representative on the new Committee.

Cr Pham expressed the Council's appreciation for the community input in the Canterbury Water Management Strategy Regional Committee over the last 10 years.

**Resolved**

**That the Council:**

- 1. receives the notes from a workshop of the Canterbury Water Management Strategy Regional Committee held on 15 June 2021, noting Cr Pham's attendance.**

Cr Pauling/Cr McKay  
CARRIED

### **7.2 Joint Committees**

#### **7.2.1 Canterbury Civil Defence and Emergency Management Group Joint Committee**

*Refer pages 56 to 58 of the agenda.*

Cr Sunckell presented this item.

**Resolved**

**That the Council:**

- 1. receives the unconfirmed minutes of the Canterbury Civil Defence Emergency Management Group Joint Committee meeting held on 18 June 2021.**

Cr Sunckell/Cr Marshal  
CARRIED

## 8. **Matters for Council Decision**

### 8.1 **Chapter 6 Canterbury Regional Policy Statement Change-Minister's Decision**

*Refer pages 59 to 65 of the agenda.*

Tammy Phillips with Andrew Parrish presented this report.

#### **Resolved**

#### **That the Council:**

1. **resolves to publicly notify:**
  - a. **the Minister for the Environment's decision to approve Proposed Change 1 to Chapter 6 of the Canterbury Regional Policy Statement in accordance with clause 90(2) of Schedule 1 of the Resource Management Act 1991; and**
  - b. **that Proposed Change 1 to Chapter 6 of the Canterbury Regional Policy Statement is to become operative on 28 July 2021 in accordance with clause 20 of Schedule 1 of the Resource Management Act 1991.**

Cr Hands/Cr Clearwater  
CARRIED

### 8.2 **Code of Conduct Review**

*Refer pages 66 to 67 of the agenda plus the tabled document.*

Chair Hughey introduced this item and thanked staff for their work on this review.

A revised Code of Conduct had been circulated to Councillors prior to the meeting and was tabled at the meeting (replacing the document on pages 68 to 92 on the agenda). This version had been updated to reflected changes made following discussions with the Chair and members.

A correction was noted to page 3 of the circulated document - the third paragraph to read: *'Environment Canterbury also has a core set of values that underpins everything we do. They are a promise of how we will go about delivering on our vision. These values are:...'*

#### **Resolved**

#### **That the Council:**

1. **receives the tabled Members Code of Conduct document; and**
2. **adopts the tabled Members Code of Conduct as amended with all marked up alterations accepted.**

Chair Hughey/Cr Pham  
CARRIED

### 8.3 **Councillor Reimbursement Policy**

*Refer pages 109 to 122 of the agenda.*

Cr Scott introduced this report and advised that a group had been set up to work with the General Counsel to undertake a further review the Environment Canterbury

Councillors' Expenses, Allowances and Reimbursements Policy of Crs Hands, Marshall, McKay, McKenzie, and Scott.

**Resolved**

**That the Council:**

1. **adopts the Environment Canterbury Councillors' Expenses, Allowances and Reimbursements Policy as attached at Attachment 1 (with tracked changes accepted).**

Cr Scott/Cr McKenzie  
CARRIED

**8.4 2021 Council and Committee Meetings Schedule**

*Refer pages 123 to 125 of the agenda.*

**Resolved**

**That the Council:**

1. **affirm and endorse the updated Council and Committee schedule for 2021.**

Chair Hughey/Cr McKay  
CARRIED

**8.5 Climate Emergency Update**

*Refer pages 126 to 127 of the agenda.*

Councillors McKenzie and Southworth presented this report.

A request was made for information on how the impacts that were outside the scope of the Climate Change Impact Report (paragraph 8 of the report) would be evaluated.

**Resolved**

**That the Council:**

1. **receives the update on the climate change work programme.**

Cr McKenzie/Cr Southworth  
CARRIED

**8.6 Unbudgeted Capex Item – Council Approval**

*Refer pages 128 to 130 of the agenda.*

Catherine McMillian introduced this item and explained that this matter would have usually gone to the Performance, Audit and Risk Committee but needed to be approved for the 30 June 2021 financial year.

**Resolved**

**That the Council:**

1. **Approves expenditure of \$10,690 (excl. GST) for a Mobile (Trailer) wash-down unit including a 600L tank, water blaster and petrol motor as at 30 June 2021.**

Cr Scott/Cr Sunckell  
CARRIED



**Attendance:** Cr Hands left at 11.51am

Item 10 was then considered

## 10. Other Business

### 10.1 Late Item – Waka Kotahi NZ Transport Agency

*Refer paper circulated separately.*

This report was not included on the main agenda because the issue it addressed arose after the agenda was prepared. The reason why discussion on the matter could not be delayed was that a decision was required in July to align with contract negotiations and the next Council meeting was not scheduled until 5 August 2021.

**Resolved**

**That the Council:**

1. **receive and consider at the Council meeting on 8 July 2021 the report *Waka Kotahi NZ Transport Agency*.**
2. **that the report be considered with the public excluded on the following grounds:**  
*Enable the Council holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) – Section 7(2)(i) Local Government Official Information Act 1987.*

Chair Hughey/Cr Scott  
CARRIED

## 8. Exclusion of the Public

*Refer page 131 of the agenda.*

**Resolved**

1. **That the public be excluded from the following part of the proceedings of this meeting, namely:**
  1. Council minutes
  2. Canterbury Water Management Strategy Zone Committee Refresh 2021 Appointments
  3. Planning Matter

The general subject of the matters to be considered while the public is excluded, the reason for passing this resolution and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

Item	Report	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
1. 2. 3.	Council minutes Canterbury Water Management Strategy Zone Committee Refresh 2021 Appointments Planning Matter	Good reason to withhold exists under section 7	Section 48(1)(a)

This resolution is made in reliance on section 48(1) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section

7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceeding of the meeting in public are as follows:

Item	
1	Enable the Council holding the information to carry on, without prejudice or disadvantage commercial activities – Section 7(2)(h)
2	Protect the privacy of natural persons – Section 7(2)(a)
3	Maintain legal professional privilege - Section 7(2)(g)

**2. That appropriate officers remain to provide advice to the Council**

Chair Hughey/Cr Scott  
CARRIED

The meeting went into public excluded session from 11.53am to 1.10pm

**11. Notices of Motion**

There were no notices of motion.

**12. Questions**

There were no questions.

**13. Next meeting**

The next meeting was scheduled for Thursday 5 August 2021

**13 Mihi / Karakia whakamutunga – closing**

The Chair thanked everyone for their participation and invited Cr Pham to close the meeting with a karakia.

The meeting closed at 1.12pm

**CONFIRMED**

Date 5/8/2021

Chair 