

Minutes of the 537th Council meeting of the Canterbury Regional Council (under COVID-19 Alert Level 2 restrictions) on Thursday, 9 December 2021 at 10.32am

Contents

1. Mihi/Karakia Timatanga – Opening
2. Apologies
3. Conflicts of Interest
4. Public Forum, Deputations, and Petitions
5. Minutes
6. Matters Arising
12. Notices of Motion
7. Committee Reports
 - 7.1 Standing Committees
 - 7.1.1 Audit, Finance and Risk Committee
 - 7.1.2 Regional and Strategic Leadership Committee
 - 7.1.3 Regulation Hearing Committee
8. Matters for Council Decision
 - 8.1 Submission on proposed produce stewardship regulations for tyres and large batteries
 - 8.2 Climate Change Emergency Update
9. Exclusion of the Public from Part of the Council Meeting
10. Public Excluded Business to be Transferred into the Open
11. Other Business
12. Notices of Motion
13. Questions
15. Next Meeting
14. Mihi/Karakia Whakamutunga – Closing

Present

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

Tumu Taiao Yvette Couch-Lewis

Management and officers present

Stefanie Rixecker (Chief Executive), David Perenara-O'Connell* (Te Pou Herenga), Giles Southwell (Director Finance and Corporate Services), Katherine Harbrow (Director Operations), Katherine Trought (Director Strategy and Planning), Tafflyn Bradford-James* (Director Communications and Engagement), Tim Davie (Director Science), Catherine McMillian (General Manager Governance), Catherine Schache (General Counsel), Jesse Burgess (Senior

Strategy Manager), Christina Eaglin (Committee Advisor), and Petrea Downey (Committee Advisor).

** attended virtually via MS Teams*

Report writers and supporting staff were also in attendance.

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

Cr Craig Pauling opened the meeting with a mihi whakatau, followed by a karakia.

The Chair advised that the meeting was being recorded and that the recording would be made available on the Canterbury Regional Council website.

2. **Apologies**

Apologies were received by Cr Tane Apanui, Tumu Taiao Iaeon Cranwell and Cr Megan Hands.

3. **Conflicts of Interest**

No conflicts of interest were declared.

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

- 4.1 Cathy Lum-Webb, Cass Bay resident tabled papers (<https://www.ecan.govt.nz/get-involved/council-and-committee-meetings/>) regarding the Cass Bay #28 Bus. She advised in her opinion that the current bus route #28 is not fit for purpose for the Rāpaki community in particular the students who commute to Cashmere High School.

RESOLVED:

That the Council:

- 1. receives the Public Forum matter from Cathy Lum-Webb, Cass Bay resident on Cass Bay #28 bus**
- 2. refers the matter to the Chief Executive.**

Cr Clearwater/Cr Pauling
CARRIED

- 4.2 Ngahuaia Freed who is representing herself, addressed Council about the value of a good bus network, and spoke about the reasons why, in her opinion, the current bus network is not fit for purpose.

RESOLVED:

That the Council:

- 1. receives the Public Forum matter from Ngahuaia Freed, on how she uses the buses and the importance of a good network for her**
- 2. refers the matter to the Chief Executive.**

5. Minutes

5.1 Council meeting – 25 November 2021

Refer to pages 7-18 of the agenda.

Staff Recommendation:

1. confirms and adopts, as a true and correct record the minutes of the meeting held on 25 November 2021.

An amendment to the staff recommendation was moved for typographical and minor corrections.

1. **confirms and adopts, with minor corrections as discussed, as a true and correct record the minutes of the meeting held on 25 November 2021.**
 - **Agenda item 8.1 Taking Responsibility for Our Waste – Consultation document, first resolution: remove the word ‘Elizbeth’ and replace with the word ‘Elizabeth’**
 - **Agenda item 8.2 Emissions Reduction Plan discussion submission, second resolution (2e): remove seconded ‘Cr Elizabeth McKenzie’ and replace with seconded ‘Cr Ian Mackenzie’**
 - **Agenda item 8.2 Emissions Reduction Plan discussion submission, second resolution (2f): remove ‘Against: 1’. And, add ‘f’ as follows: ‘A division was called [Standing Order 19.5], voting on ‘f’ which was as follows:’. [No changes were made to the voting outcome.]**

RESOLVED

That the Council:

1. **confirms and adopts, with minor corrections as discussed, as a true and correct record the minutes of the meeting held on 25 November 2021.**
 - **Agenda item 8.1 Taking Responsibility for Our Waste – Consultation document, first resolution: remove the word ‘Elizbeth’ and replace with the word ‘Elizabeth’**
 - **Agenda item 8.2 Emissions Reduction Plan discussion submission, second resolution (2e): remove seconded ‘Cr Elizabeth McKenzie’ and replace with seconded ‘Cr Ian Mackenzie’**
 - **Agenda item 8.2 Emissions Reduction Plan discussion submission, second resolution (2f): remove ‘Against: 1’. And, add ‘f’ as follows: ‘A division was called [Standing Order 19.5], voting on ‘f’ which was as follows:’. [No changes were made to the voting outcome.]**

Cr Scott/Cr McKenzie
CARRIED

6. Matters Arising

Dr Stefanie Rixecker provided updates on three items:

1. A response is being prepared by staff that addresses the concerns raised by Ben Manson and Harry Millar at the 30 September 2021 Council meeting.
2. Also from the 30 September 2021 Council meeting, Jay Graybill and Angela Christensen from Central South Island Fish and Game expressed concerns regarding the rapid degradation of Ōtuwharekai/Ashburton Lakes. A Mana to Mana hui has taken place, led by Rūnanga and Environment Canterbury, bringing Crown agencies and local government leaders together to address the health of the lakes.
3. Giles Southwell and Stefanie Rixecker met with Nathaniel Herz-Edinger and Sue Malloy from the Living Wage Movement Aotearoa who spoke at the 21 October 2021 Council meeting regarding the difference that the living wage can contribute to people's financial circumstances. The Council will receive a briefing on matters related to the Living Wage in early 2022.

The Chair changed the order of business to discuss item 12 Notices of Motion.

12. **Notices of Motion**

Refer to pages 1-2 of the tabled agenda.

Cr Vicky Southworth tabled the 12.1 Notice of Motion paper (<https://www.ecan.govt.nz/get-involved/council-and-committee-meetings/>).

Key Points:

- It was advised that this notice of motion was supported to accelerate the delivery of the first part of PT Futures.
- There were concerns raised that PT Futures doesn't include Greater Christchurch.

RESOLVED:

That the Council:

1. **notes that the Foundations and Rest of Network component of Public Transport (PT) Futures has been endorsed by local Councils and approved by Waka Kotahi Board**
2. **notes the ongoing work with the Mass Rapid Transit (MRT) business case**
3. **requests the Chair, in partnership with the Mayor of Christchurch City Council, to approach the Minister of Transport to accelerate upgrading Christchurch city's bus network.**

Cr Southworth/Cr Clearwater
CARRIED

7. **Committee Reports**

7.1 **Standing Committees**

7.1.1 **Audit, Finance and Risk Committee**

Refer to pages 20-33 of the agenda.

Staff Recommendation:

1. receives and confirms as correct record of the minutes of the Audit, Finance and Risk Committee meeting held Thursday, 18 November 2021
2. receives the summary of the financial reports for the period ending 30 September 2021
3. notes the resolutions made by the Committee under delegated authority (refer to the Committee's Terms of Reference, Clause 4).

An amendment was moved for minor corrections.

1. **receives and confirms, with the following amendments substituting with the words below, as correct record of the minutes of the Audit, Finance and Risk Committee meeting held Thursday, 18 November 2021: (Page 27 of the agenda, item 7.6):**

RESOLVED

That the Audit, Finance and Risk Committee:

1. notes the information in the Portfolio Performance Report (First Quarter) 1 July 2021 – 30 September 2021
2. notes that minor amendments to the Portfolio Performance Report (First Quarter) 1 July to 30 September 2021 prior to its publication may be approved by the Chief Executive of Environment Canterbury.

RESOLVED:

That the Council:

1. **receives and confirms, with the following amendments substituting with the words below, as correct record of the minutes of the Audit, Finance and Risk Committee meeting held Thursday, 18 November 2021: (Page 27 of the agenda, item 7.6):**

RESOLVED

That the Audit, Finance and Risk Committee:

1. notes the information in the Portfolio Performance Report (First Quarter) 1 July 2021 – 30 September 2021
2. notes that minor amendments to the Portfolio Performance Report (First Quarter) 1 July to 30 September 2021 prior to its publication may be approved by the Chief Executive of Environment Canterbury.
2. receives the summary of the financial reports for the period ending 30 September 2021
3. notes the resolutions made by the Committee under delegated authority (refer to the Committee's Terms of Reference, Clause 4).

Cr Sunckell/Cr Marshall
CARRIED

7.1.2 Regional and Strategic Leadership Committee
Refer to pages 34-39 of the agenda.

It was noted on page 39 of the agenda, item 6.5, first bullet point that the codesign framework was progressing with a paper in place to Te Rōpū Tuia hui on 10 December 2021.

RESOLVED

That the Council:

- 1. receives the unconfirmed minutes of the Regional and Strategic Leadership Committee meeting held 4 November 2021**
- 2. notes the resolutions made by the Committee under delegated authority (refer to the Committee's Terms of Reference, Clause C).**

Cr Scott/Cr Edge
CARRIED

7.1.3 Regulation Hearing Committee *Refer to pages 40-45 of the agenda.*

RESOLVED

That the Council:

- 1. receives the unconfirmed minutes of the Regulation Hearing Committee meeting held on 11 November 2021.**

Cr Marshall/Cr Pham
CARRIED

8. Matters for Council Decision

8.1 Submission on proposed product stewardship regulations for tyres and large batteries

Refer to pages 46-107 of the agenda.

This item was presented by Toshi Hodliffe.

Key Points:

- The draft submission with the newly amended paragraph ties together different aspects of the wider network.
- Electric vehicles are still needed; however, reducing or minimizing the number of electric vehicles and replacing them with something more useful and carbon efficient may be a better option when considering waste reduction.

Staff Recommendation:

1. approves the attached submission to the Ministry for Environment on proposed product stewardship regulations: Tyres and large batteries
2. delegates to the Chief Executive the amendment of any minor or clerical errors in the submission, prior to submitting it to the Ministry for the Environment.

An amendment to the staff recommendation was moved by Cr McKenzie and seconded by Cr Southworth.

1. approves the attached submission with the amendments discussed and shown below to the Ministry for Environment on proposed product stewardship regulations: Tyres and large batteries
3. amendments to the submission were agreed as below:
(Page 105, insert the below new paragraph between points 7. and 8.)
'However, government should be promoting well-designed mass transit systems, in particular rail, and the transfer of freight to rail and coastal shipping, as far more effective climate solutions without giving rise to substantial volumes of waste batteries and tyres, unlike a shift to private electric cars and trucks. Avoiding or minimising the generation of waste is the most important part of managing waste and working towards a circular economy.'

RESOLVED

That the Council:

1. approves the attached submission with the amendments discussed and shown below to the Ministry for Environment on proposed product stewardship regulations: Tyres and large batteries
2. delegates to the Chief Executive the amendment of any minor or clerical errors in the submission, prior to submitting it to the Ministry for the Environment.
3. amendments to the submission were agreed as below:
(Page 105, insert the below new paragraph between points 7. and 8.)
'However, government should be promoting well-designed mass transit systems, in particular rail, and the transfer of freight to rail and coastal shipping, as far more effective climate solutions without giving rise to substantial volumes of waste batteries and tyres, unlike a shift to private electric cars and trucks. Avoiding or minimising the generation of waste is the most important part of managing waste and working towards a circular economy.'

Cr McKenzie/Cr Southworth
CARRIED

8.2 Climate Emergency Update

Refer to pages 108-112 of the agenda.

This item was presented by Jesse Burgess and Luke Carey.

Key Points:

- There was support for a climate change response and broadening the conversation.
- Some concerns were raised around funding increases in regarding rates and levies and its impact.

Staff Recommendation:

1. receives the update on the climate change work programme and Environment Canterbury.

An amendment to the staff recommendation was moved by Cr Clearwater and seconded by Cr Edge.

2. requests staff to include in the draft 2022/23 Annual Plan consultation process, question(s) around a future levy to be used for Climate Action. Such a rate could be used in the future to implement:
 - Reduction in carbon emissions by decarbonizing transport and supporting transport mode change projects
 - Climate change adaptation projects
 - Climate change resilience projects

RESOLVED

That the Council:

1. receives the update on the climate change work programme and Environment Canterbury.
2. requests staff to include in the draft 2022/23 Annual Plan consultation process, question(s) around a future levy to be used for Climate Action. Such a rate could be used in the future to implement:
 - Reduction in carbon emissions by decarbonizing transport and supporting transport mode change projects
 - Climate change adaptation projects
 - Climate change resilience projects

Cr Clearwater/Cr Edge
CARRIED

Crs Mackenzie, McKay and Sunckell abstained from voting on this item.

9. **Exclusion of the Public from Part of the Council Meeting**

Refer to page 113 of the agenda.

RESOLVED

That the public be excluded from the following part of the proceedings of this meeting, namely:

1. **Public Excluded Minutes – Council – 25 November 2021**
2. **Public Excluded Minutes – Audit, Finance and Risk Committee – 18 November 2021**
3. **CWMS Regional Committee – Community Representative Appointments**

1. 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 No.	Report	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
1	Public Excluded Minutes - Council - 25 November 2021	Good reason exists under section 7	Section 48(1)(a)
2	Public Excluded Minutes - Audit, Finance and Risk Committee – 18 November 2021		

3	CWMS Regional Committee – Community Representative Appointments		
---	---	--	--

2. 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 No.	
1	Enable the Committee holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations – Section 7(2)(i)
2	
3	Protect the privacy of natural persons – Section 7(2)(a)

That appropriate officers remained to provide advice to the Council.

Chair Hughey/Cr Pham
CARRIED

The meeting went into public excluded session from 1.06pm to 1.18pm.

10. **Public Excluded Business to be Transferred into the Open**

No items were required for Public Excluded release.

11. **Other Business**

There was no extraordinary or urgent business.

13. **Questions**

There were no questions.

The Chair changed the order of business to discuss item 15 Next meeting.

15. **Next Meeting**

The next Council meeting will be held on Thursday, 16 December 2021.

14. **Mihi/Karakia Whakamutunga – Closing**

Cr Craig Pauling closed the meeting with a karakia whakamutunga.

The meeting closed at 1.19pm.

CONFIRMED:

Chair Jenny Hughey

Councillor, Environment Canterbury