

MINUTES

TITLE: Golden Bay Community Board
DATE: 8th September 2009
TIME: 9.05 am
VENUE: Fire Station Rooms, Collingwood

PRESENT: J Bell (Chairperson), C McLellan (Deputy Chair), Board members K Brookes and L Gamby

IN ATTENDANCE: Mayor Kempthorne, B Wilkes (Parks & Reserves Manager), N Heyes (Minute Secretary) and members of the Press and Public

1. APOLOGIES

**Moved Board members McLellan/Brookes
GB09/09/01**

**THAT the apologies received from Crs Riley and Borlase be accepted.
CARRIED**

**Moved Board members Gamby/McLellan
GB09/09/02**

**THAT Mayor Kempthorne be granted speaking rights.
CARRIED**

2. PUBLIC FORUM

Wally Kalis – asked why the bicycle signs on SH60 are not the international ones. He said in Europe the yellow background with the black cycle symbol means no bikes are allowed. He also commented that the cycle lane on the bridge out of town where cyclists have to cross the road is dangerous.

Mr Kalis raised the matter of the amalgamation petition; he said that Tasman District Council appears to be against it and that some people say it would cost a lot of money. Mr Kalis asked why it would be so expensive and why in the long run it would not be cheaper as there would be less administration.

The Chairperson said he was not aware that the cycle signs are different from the international signs. He said the Board is to compile a list of items to go to the NZTA / Tasman District Council Liaison meeting and will seek an answer regarding the signage.

With regard to amalgamation, Mr Bell said the Board has been seeking the facts regarding amalgamation and would like a study to be done that would provide information on the issues that Mr Kalis raised. He said the Board has submitted to Council on that matter for the last 3 years.

Denny Gillooly – asked about the trailer parking at the Collingwood boat ramp. He said it is rumoured that nothing is to happen as it is considered there is no need for a trailer park. He said last weekend there were 15 trailers and only 9 parks available – some were parked in the camp and some on William Street. He said that not long ago there were 24 trailers. Mr Gillooly said he would like to see the trailer park going ahead in Collingwood. He tabled photographs of the trailers that he had taken.

Mayor Kempthorne commented that there has been a hold-up with the consent process but there is no intention of putting it off; it is being progressed and will be completed.

The Chairperson endorsed the Mayor's comments.

The Chairperson welcomed Beryl Wilkes (Parks and Reserves Manager) as the Board's administration support person. Ms Wilkes agreed that the trailer park application is being worked through.

In answer to a question, Warren Iggo reported there are 24 trailer parks planned.

Victoria Davis – asked if the Board has seen the plans for the cycleway from Pohara to Takaka. She said they do not appear to be available but there is a specific figure in the budget and asked whether it is to widen the road to accommodate more vehicles associated with marine farming and transport from Port Tarakohe, or for a cycleway. Ms Davis asked where the figure of \$337,000 came from.

Mayor Kempthorne asked the Board to follow the matter up with Engineering Services.

Ms Davis said she does not want the road widening to go ahead if it is not for a cycleway. She considered a sealed strip alongside the road to be appropriate; she considered that a kerb and channel was not required.

Ms Davis said she wants to see Golden Bay governed by Golden Bay; there has been a gross increase in her rates since amalgamation with Tasman District Council and she did not consider that Tasman District Council has served Golden Bay well over the years.

With regard to delegation, Ms Davis said the Board knows best what is needed in the Bay.

The Chairperson explained that the Board has put through various proposals regarding the road widening at Pohara including an off-road cycleway. He said the Board has still not received the final LTCCP; he said he will check the figures when the document arrives.

Mayor Kempthorne explained that the NZ Transport Agency has announced changes in funding and it has pulled most of the funding for cycleways and public transport while Tasman District Council has increased its funding.

Franca Morani said she looks forward to more local governance; she considered that Golden Bay should be governed by Golden Bay.

Warren Iggo – said when he first came to Golden Bay there was the amalgamation between Takaka and Collingwood, then 20 years ago there was the forced amalgamation with Tasman District Council, and now we are on the brink of another amalgamation. He considered the pan charges in Collingwood to be ‘horrific’. In addition to their own water charges, Collingwood people are now paying for the upgrading of fire wells in Takaka and will also be paying a targeted rate to finish the streetscaping in Collingwood.

With regard to the trailer parking Mr Iggo said it has been worked on for 18 years. He tabled photographs of the trailers. He asked why they would need to have to have kerb and channelling around the trailer park.

Rosamund Arthur – asked about the drainage on Swiftsure Street; she said they were told they would be contacted but have heard nothing and that was 6 weeks ago.

BJ White – agreed with Ms Arthur; he said the current matter of drainage on Swiftsure Street has been going on for over a year but nothing has been done to rectify it. Mr White said he is still awaiting bird signage at Pakawau.

Mayor Kempthorne said he had a meeting with Mr White and his lawyer and thought the issue of stormwater was to be addressed by the lawyer; he considered either Mr White or his lawyer needs to get back to him.

To clarify matters, the Chairperson reported that there have been meetings at the site and Engineering Services were to get back to individual property owners; he asked whether that has been happening and was told it was not.

Mayor Kempthorne said it is a staff problem and he will work with the Board Chairperson to facilitate it.

Mr Bell said he would follow up on what was agreed at the meeting on 7 July.

With regard to bird signage at Pakawau, Ms Wilkes reported that Janet Bathgate (who has done a number of the DOC signs), would be starting work on the designs for signs for Golden Bay next month.

Penny Griffith - said that Mr Cuthbertson’s August report to Engineering Services stated that further stormwater proposals are being developed but that they have heard nothing further. Ms Griffith said she has done some GPS work on the slope of Swiftsure Street for Engineering; they had thought the slope on the upper section of Swiftsure Street was greater than it is. Ms Griffith said they were happy to have the information.

Ms Griffith also spoke about the Abel Tasman commemoration flyer. She and Grahame Anderson are to meet with Council's Mike Tasman-Jones; they hope to get more publicity around the 350th anniversary of the death of Abel Tasman, also the date of discovery of NZ and his first meeting with Maori.

Ms Griffith raised concerns that the Headingly Centre may revisit the matter of funding from Tasman District Council. She was pleased to note that the LTCCP now includes a 'needs assessment' before Facilities funding is given.

Mayor Kempthorne said the Headingly Centre's website is nothing to do with Council; he said Council is going through a needs analysis for a facility for Richmond. He did not know the detail about that, but it is in the near future. Mayor Kempthorne said that at this stage there is no commitment from Council to the Headingly Centre.

The Chairperson pointed out that even if the proposed \$750,000 TDC contribution had been made there still would have been a large shortfall.

Paddy Brennan – wants everyone to sign the petition regarding amalgamation and that more power for community boards would better meet her needs. She expressed her lack of satisfaction with Council's decision on making motocross exempt from the Noise Regulations. Ms Brennan said while there are exemptions for certain intermittent rural activities such as crop dusting, bird scaring etc, she did not consider motocross to be a productive rural noise. Ms Brennan said that motocross noise has stopped them from carrying out their rural activities and cited a problem of trying to move sheep during a motocross meeting. She conceded that while it does not happen every day, it is "very, very noisy" and that there is no such exemption in Nelson City for motocross noise – in fact there is a \$750 fine for such noise. The motocross noise from the Harwood property in Packard Road has occurred since 2005. Ms Brennan said there is a 2-day Top of the South race where over 100 bikes compete. They live on the hillside above the track and the limestone cliffs amplify the noise. She said the noise of four bikes measured 67db and 55 db is the limit. Ms Brennan spoke about the Code of Practice and listed some of the terms, pointing out that it is a voluntary code only and that if the terms are broken there is no penalty. She commended Council's Rose Biss for the report she prepared for the Council on the Draft Variation on Recreational Motorcycling, however none of her recommendations were adopted.

Ms Brennan said she had phoned Mayor Kempthorne and Cr Borlase, and had also written to Council's Environment & Planning Manager, Dennis Bush-King who had responded and had also sent a copy of his response to one of Ms Brennan's neighbours saying that at this stage Council did not want to make any changes; she considered that sending a copy of the reply to her to a neighbour compromised her privacy and was not helpful to the neighbour.

Ms Brennan said she was upset that Council has approved a loan of \$310,500 for a feasibility study into a motor sports facility at Tapawera, and that she would welcome a change of governance.

The Chairperson acknowledged that when the quiet enjoyment of someone's home is intruded on by others' activities it makes life very difficult. He commented that the matter of recreational motorcycling went through the submission process and asked

Mayor Kempthorne whether proper consideration to meaningful noise control can now be given to this issue. He said that we need to determine how motocross came to be regarded as an 'exempt intermittent productive rural activity'.

Mayor Kempthorne acknowledged that Ms Brennan's concerns are very real; he said he has not been to the site but understands it is extremely unpleasant. He said the matter went through the Resource Management process and Council was asked whether the rules in the TRMP could be changed to give some controls; Council decided not to change the rules. Mayor Kempthorne said it was very controversial on both sides. He said the voluntary code was worked on and it could have been put into the plan, however it was considered that that path would cause more problems than benefits. He said the Code was worked on to try and make it reasonable and when the decision was made in a public meeting both sides were represented – it was a very controversial decision.

Mayor Kempthorne explained the Motor Sports feasibility item where the site at Tapawera could be used for motor sports and boy racers. He explained the resolution to approve all the loan items in the Plan at one time as a matter of expediency and that the items would still have to come back to Council before going ahead. He said there was no certainty that the Motor Sports feasibility would happen.

With regard to a particularly noisy motocross event on 4th July 2009, Ms Brennan said the organisers had not done anything outside of the protocol.

In response to Mayor Kempthorne suggesting that all parties get together to see if there is some modifying thing that can be done to improve the situation, Ms Brennan said she would like to see motocross not being exempt from the rural rules. She said she is angry with Council, not Mr Harwood who was not doing anything wrong. She said Council is not measuring the db level of the noise.

It was pointed out that the Motor Sports facility at Tapawera is not going to sort out this present problem.

Board member McLellan left the meeting at 10.22am.

In response to a previous comment by the Mayor, a member of the public did not agree that people move to Golden Bay and other rural areas to ride motorbikes.

Mayor Kempthorne was unsure as to why the exemption was made for motocross; he suggested that aspect would be best addressed with the Compliance staff.

Ms Brennan tabled a copy of her presentation.

Sara Chapman – read and tabled a report from the Collingwood Volunteer Fire Brigade to the Board regarding Civil Defence being its priority project for 2009-10 and is launching its fundraising appeal that week for Civil Defence equipment.

Ms Chapman said they want to raise a total of \$20,000, and are looking for \$5000 from the community.

Late Correspondence Items

The Chairperson said he had received an email from NgAng regarding the Rototai cycle and walkway, requesting \$175 from the Board Discretionary Fund to cover the costs of materials for mosaics being made by the Takaka Primary School 5 year olds.

The Chairperson reported he had also received an email from the Engineering Secretary, Robyn Scherer, asking for items by 11th September to go to the NZTA / Tasman District Council Liaison Meeting on 18th September 2009.

Moved Board members Gamby/Brookes GB09/09/03

**THAT the two items be added to the Correspondence as late agenda items.
CARRIED**

The morning tea break was taken between 10.41 – and 10.57 am.

Board Member McLellan rejoined the meeting as it resumed.

Board member McLellan – informed the Board about the new St Johns initiative ‘Caring Caller’ – a confidential and free service now in Golden Bay. She tabled the information for those interested in being a caring caller.

Mrs McLellan expressed her disappointment that again the Council Enterprises Sub-committee agenda was dealing with everything in-committee.

Regarding motocross noise, Mrs McLellan was concerned that the reply to Ms Brennan’s letter to the Environment & Planning Manager had also been sent to a neighbour. It was agreed that the matter be discussed during the Chairperson’s Report.

Mrs McLellan gave a bouquet to Susan Edwards (Strategic Development Manager) regarding her responses to submissions to the LTCCP.

3. CONFIRMATION OF MINUTES

3.1 Minutes of the meeting of the GB Community Board held on 11th August 2009

Board members McLellan/Gamby GB09/09/04

**THAT the Minutes of the meeting of the GB Community Board held on 11th
August 2009 (containing resolutions GB09/08/01 – GB09/08/11) be confirmed as
a true and correct record.
CARRIED**

4. REPORTS

Moved Board members Gamby/Brookes GB09/09/05

**THAT the reports and correspondence contained in the Agenda be received.
CARRIED**

4.1 Chairperson's Report

4.1.1 Feedback – Compliments/Complaints Register

The Chairperson reminded the meeting that the matter of a Complaints Policy has been held in abeyance for quite some time and it is now time to discuss the policy. He said it is not just about complaints, but compliments and feedback also. He said it is very much a draft and has been developed over time and in conjunction with the ex-Service Centres Manager, Bob Askew.

He read his suggested recommendation.

The meeting discussed the matter of the response to Ms Brennan's letter being also sent to a neighbour, along with another recent instance where a person had made a complaint in confidence and Council had made their name public.

During discussions it was suggested that there are different rules for different circumstances and that it can be difficult to address a problem when staff are given a person's name in confidence.

It was agreed that the Board is looking at the idea of a Compliments/Complaints Feedback register to be accepted in principle and to be developed for consideration.

Moved Board members Gamby/Brookes GB09/09/06

**THAT the Golden Bay Community Board requests that Tasman District Council adopts a compliments/complaints feedback policy and the Board sends the Draft policy and guidance papers it has developed to Council for consideration.
CARRIED**

The Board agreed to amend the Draft policy as appropriate.

Reorganisation

The Chairperson considered there are three 'intentions' of legislation: prevent, enable, or to control. With regard to reorganisation, he considered the intent of the Act is to 'enable'. Proposals for reorganisation may be put forward by the affected local authority, the Minister of Local Government, and 10% of the electors of an area. As a consequence of proposals put forward, the Commission may consider wider issues.

The Chairperson quoted excerpts from the Act regarding who may make a reorganisation proposal (Schedule 3 Clause 1) and provisions where the Local Government Commission may consider wider issues (Schedule 3 clause 40)
The Commission needs to determine:

- Which system of local government best meets the criteria.
- Whether good local government would be promoted by a proposal or a modification of it.
- Whether it best meets the criteria in clause 5 by providing for fair representation.
- System of communities and responsibilities, duties and powers of Community Boards in the district.
- Any other matters that the commission considers appropriate.

It may consider other reorganisation proposals and Councils can also put forward proposals.

More than one proposal at a time can be considered. Local Government Act wording is current law. The board has quoted directly from the Act.

Mayor Kempthorne said Council wants to make sure the community knows what can happen from the petition. He did not think some of the points in the Chairperson's report were correct. He said Council is not trying to stop people from signing – if they want a union they *should* sign the petition. He said Donald Riezbos confirmed what the commission can and cannot do. He said Council had been advised it cannot be turned into a totally different proposal – it may be modified, but the core element would have to be a union of the two districts or the status quo. He said separate communities of Motueka and Golden Bay cannot happen under the provisions of the petition currently circulating.

Mayor Kempthorne said he does not want the petition to make the two councils working together made difficult.

The Board wanted to know what a closer relationship with Nelson would do to our rates etc. It was suggested that Tasman District Council could word it better and put a question out to its ratepayers.

Amalgamating Golden Bay with Motueka had been suggested in order to meet the population threshold of 10,000 people for a new council. The Board has asked for the study through the Annual Plan and LTCCP processes for the last 3 years. The Chairperson reiterated that the Board has quoted from the Act.

Council Borrowing

Mayor Kempthorne explained about loan funding; he said the items are all in the LTCCP for potential action this year, however, before any of the significant items are actioned, there would need to be a report to Council and discussion.

With regard to the \$310,000 for a motor sports feasibility Mayor Kempthorne said Council would need to debate whether or not it wants to proceed. He said the money

is to facilitate the project if required, not to pay for anything that has been done but has not been identified for any specific purpose.

In reply to a question from the Board as to ratepayer protection if money goes into a facility on private land, Mayor Kempthorne said a legal agreement would be established. Such facilities must have guaranteed access for the public and if sold, the money would have to come back to Council.

Mayor Kempthorne said he would follow up the Chairperson's questions regarding the expenditure on the main office, the Council Chamber, Port Motueka, property acquisition and the Murchison Sports Centre, with the Corporate Services Manager.

Board Member McLellan said the Board still has not received its copies of the LTCCP. Mayor Kempthorne explained that Council is endeavouring to give people CDs as hard copies are over \$100 each. Following discussion it was agreed that the Chairperson has a hard copy and members a CD each.

5. CORRESPONDENCE

5.1 Pohara Store Lease – Manager Property Services

The Chairperson reported that there was a meeting between Tasman District Council and the tenant on 2 September and that he understood the matter was resolved. He considered the process employed up until that time had not been in the best interests of the community, the tenant or the Council.

5.2 Media Release – Chief Executive Officer, Tasman District Council : Amalgamation Options

This item was discussed earlier in the meeting.

5.3 NgAng – Request for Funding

The Chairperson read NgAng's email requesting \$175 from the Board's Discretionary Fund to pay for materials for Takaka Primary School children to make 360 mosaic tiles to be used on the Rototai walkway/cycleway.

**Moved Board members Gamby/Brookes
GB09/09/07**

THAT the GB Community Board suggests that NgAng applies to the Community Arts Creative Communities for funding, and if unsuccessful the Board will meet the \$175 request.

CARRIED

5.4 SH60 Liaison meeting – agenda items

The Chairperson listed the following as items the Board wished to be discussed at the meeting:

- Onekaka speed limit;
- Washbourne Road/SH60 intersection;
- Birds Hill – excessive trimming and verge widening,
- Stock effluent on roads and need for dump station at Uppper Takaka;
- Heavy vehicles through Takaka township;
- Rural community sign at Onekaka – request for it to be moved to the Collingwood side of Washbourne Road.
- Cycle signs – reportedly not international signage.

There being no further business the meeting closed at 12.28pm

Date Confirmed:

Chair: