



**MINUTES OF A MEETING OF THE EASTERN BAY OF PLENTY JOINT COMMITTEE MEETING
HELD ON WEDNESDAY, 8 JUNE 2016 IN THE OPOTIKI DISTRICT COUNCIL CHAMBERS, 108 ST
JOHN STREET, COMMENCING AT 12.33PM**

PRESENT: Councillor L. Riesterer – Chairperson and Mayor J. Forbes (Ōpōtiki District Council), Deputy Mayor J. Turner (Whakatāne District Council), Mayor M. Campbell and Deputy Mayor A. Holmes (Kawerau District Council), Councillor N. Bruning (Bay of Plenty Regional Council)

IN ATTENDANCE: From Ōpōtiki District Council – A. Lawrie (Chief Executive Officer), B. Dempsey (Planning and Regulatory Manager), M. Houghton (Community Facilities Manager). From Whakatāne District Council – M. Grenfell (Chief Executive Officer) and J Gardyne (General Manager Strategy and Economic Development), From Kawerau District Council – R. George (Chief Executive Officer), G Sutton (Economic and Community Development Manager), From Bay of Plenty Regional Council – M.A. Macleod (Chief Executive Officer), R. Feist (Senior Planner), J. Low (Senior Planner), I. Morton (Science and Strategy Programme Manager)

VISITORS: Deputy Mayor H. McRoberts (Ōpōtiki District Council), R. Devlin (NZ Fire Service), L. Marjoribanks and K. Severinsen (Worksafe NZ), M. Karetai (Public Forum speaker), N. Johansson, T. Haig and A. Francis (NZTA), S. Webb, J. Hanvey, H. Mason, S. Everitt and M. Guy (BOP District Health Board)

APOLOGIES: Chair D. Leeder (Bay of Plenty Regional Council), Mayor T. Bonne (Whakatāne District Council)

APOLOGIES

Doug Leeder, Tony Bonne

RESOLVED

That the apologies be sustained.

Bruning/Forbes

Carried

DECLARATION OF ANY INTERESTS IN RELATION TO OPEN MEETING AGENDA ITEMS

Nil.

1.0 MINUTES – EASTERN BAY OF PLENTY JOINT COMMITTEE MEETING – 9 MARCH 2016

RESOLVED

That the Eastern Bay of Plenty Joint Committee under its delegated authority:

1. Receives the Eastern Bay of Plenty Joint Committee minutes – 9 March 2016.

Turner/Forbes

Carried

Matters Arising

Update on the Changes to the Resource Management Act

The Chairperson advised that the Bay of Plenty Councils jointly presented to the Select Committee on 16 May 2016.

The key topics covered in the presentation were:

- Local decision-making
- National planning template
- Iwi participation arrangements
- Iwi participation in the collaborative planning process
- Iwi consultation
- Increased complexity and compliance costs
- Codifying best practice
- Financial contributions

Eastern Bay of Plenty Joint Committee Field Trip – Whakatāne

The Chairperson extended thanks to Whakatāne District Council for organising the Joint Committee field trip around Whakatāne on 10 May 2016, adding that much was learned and she looks forward to the next field trip.

The Chairperson stated that there will be a change in procedure for the meeting to accommodate a Public Forum for a short time. She introduced Mawera Karetai who wished to speak to the committee regarding her campaign to have Pekatahi Bridge made into a two-lane bridge.

Mawera Karetai thanked the Chairperson for making time for her to speak to the Committee at short notice. She advised the committee that she has a petition calling for the one lane Pekatahi Bridge to be replaced with a two lane bridge. Mawera Karetai noted the huge potential for economic growth in the region and a two lane bridge is needed to support that growth. The petition is the start of a process and Mawera Karetai is seeking the support of as many people in authority as possible.

2.0 BAY OF PLENTY DISTRICT HEALTH BOARD

Sally Webb, Janet Hanvey, Helen Mason, Simon Everitt and Marion Guy were present to support the presentation from the Bay of Plenty District Health Board.

The presentation covered the following:

- An overview of the Bay of Plenty District Health Board's area
- The vision
- The values
- Proposed spend by population
- Key populations
- Trends for the Bay of Plenty
- Health indicators for the Eastern Bay of Plenty
- Youth at risk
- What influences our health?
- Shifting the emphasis – from languishing to flourishing
- Health in all policies – healthy policies, healthy environments, healthy behaviours, healthy people
- Health Equity
- Productivity Commission: Better social services
- How the Bay of Plenty District Health Board can help:
 - Health impact assessment
 - Long term health services planning
 - Being involved in the planning from the outset
 - Open data sharing

A discussion supported stronger strategic relationship between Councils and the District Health Board.

RESOLVED

That the Eastern Bay of Plenty Joint Committee under its delegated authority:

1. Receives the report "Bay of Plenty District Health Board".

Bruning/Turner

Carried

Julie Gardyne left the meeting at 10.16am and returned at 10.22am.

Sally Webb, Janet Hanvey, Helen Mason, Simon Everitt and Marion Guy left the meeting at 10.49am.

3.0 FIRE SERVICE REVIEW

Ron Devlin, Regional Fire Manager New Zealand Fire Service, gave some background to the changes affecting the delivery of urban and rural fire services, together with funding, the effect on Local Authorities and effect on volunteers fire brigades:

- 28 April 2016 – Government funding announced for combined rural and urban fire
- A new Board will be established but will remain a Commission for now
- The Bill is to be introduced to Parliament about mid-July and will, hopefully, be enacted in April next year
- There will be a transition into 'Fire and Emergency New Zealand'
- The intention of the review and subsequent changes is to improve services to the community.

Funding:

- There is provision for a large portion of funding to enhance volunteer support which will:
 - Bridge the gap between the current rural sector
 - Support corporate infrastructure, IT etc
 - Support local community committees.

How The Changes Will Affect Local Authorities:

- When the transition is set up , consultation with Local Government will continue as it has been through the review
- Consultation will be based on the fact that some Local Authorities have different FTE time on rural fire
- Pumicelands, of which Councils are financial members, will cease to exist – it is not yet known when financial contributions from Councils will cease
- As of July the responsibilities will be picked up by the new entity
- There will be a national fire permitting system

Volunteer Fire Brigades:

- There will be some flexibility on volunteers' time
- Volunteers will be a separate workforce within the new entity.

A major change to the Act will be around statutory officers. The provisions for Chief Fire Officers etc., will be removed and there will be delegation to officers from the Chief Executive Officer.

RESOLVED

That the Eastern Bay of Plenty Joint Committee under its delegated authority:

1. **Receives the report "Fire Service Review".**

Forbes/Holmes

Carried

Lee Marjoribanks , Kim Severinsen and Muriel Chamberlain entered the meeting at 10.56am

Mary-Anne Macleod left the meeting at 11.13am and returned at 11.15am.

Ian Morton entered the meeting at 11.17am.

Ron Devlin left the meeting at 11.18am.

Mawera Karetai left the meeting at 11.30am.

4.0 HEALTH AND SAFETY AT WORK ACT 2015

Lee Marjoribanks and Kim Severinsen from Worksafe New Zealand gave the committee an overview of some aspects of the Health and Safety at Work Act 2015, particularly as it relates to Local Authorities.

It was noted that the new Act is a lot more descriptive and clear, and there is a duty to ensure due diligence.

Councillors need to keep up to date with knowledge around the systems the PCBU (Council) has in place to eliminate and minimise risk, including adequate resourcing to protect the health and safety of workers and making sure all the processes which are in place are being adhered to.

In response to a query, Kim Severinsen stated that Councillors can be prosecuted.

Kim Severinsen stated that Councils engage a lot of contractors and need to ensure they have a conversation around health and safety with those contractors using the 'three Cs' principle: consult, co-operate co-ordinate. The Council also needs to make sure that the contractor has measures in place to keep the public safe.

Health and safety should also be incorporated into tendering processes.

Today there are more asbestos related works arising from refurbishment or demolition. Asbestos raises big issues and a nasty disease can result. If a building has asbestos it needs to be flagged from the consent process stage and the question asked as to whether testing has been carried out. Home owners can do what they wish unless they engage a builder and there is a PCBU in the mix.

Although there is no guidance in the Act, meth houses are an issue. They most likely come under the Residential Tenancies Act.

Responding to a query around volunteers from Deputy Mayor Holmes, Lee Marjoribanks stated that health and safety requirements need to be job specific, with risks identified and appropriate checks made. He will obtain more information for Deputy Mayor Holmes in relation to his query around volunteers driving people to hospital appointments.

In concluding, Kim Severinsen stated that Worksafe's primary role is to engage with employers and to educate. Enforcement would be looked at as a last resort.

RESOLVED

That the Eastern Bay of Plenty Joint Committee under its delegated authority:

1. Receives the report "Health and Safety at Work Act 2015".

Riesterer/Forbes

Carried

Tim Haig, Adam Francis and Niclas Johansson entered the meeting at 11.29am.

Lee Marjoribanks, Kim Severinsen and Muriel Chamberlain left the meeting at 11.35am.

5.0 SPATIAL PLANNING IN THE BAY OF PLENTY

Ruth Feist advised that following on from the Joint Committee's approval to release the Draft Eastern Bay – Beyond Today, there have been meetings with various organisations, agencies, iwi, key business people and key staff, resulting in a number of new actions around collaboration.

In response to trends, there is a key focus area around climate change and how to get community engagement. A sub-committee is working on this.

Mayor Campbell stated it was important that the spatial planning projects are not rushed as there is a risk of getting it wrong – it is better to do it properly now.

RESOLVED

That the Eastern Bay of Plenty Joint Committee under its delegated authority:

1. Receives the report "Spatial Planning in the Bay of Plenty".

Riesterer/Forbes

Carried

Item 8 (District Roading Networks – Update on Local and National Road Management Activity) was considered before Item 6.

6.0 EASTERN BAY CYCLE TRAIL UPDATE

Mike Houghton gave a brief overview of the report, particularly noting the trail extension proposals for the Mōtū Trails, a proposal to have a trail linking Kawerau to Te Ara Trail in Rotorua and the intention to link these two projects via the Rangitāiki Plains, Whakatāne and Ōhope. It is envisaged these projects will meet the criteria and be eligible for a share of the additional funding to extend or enhance existing NZCT Great Rides recently announced by the Government. In this regard, it is proposed that a Treasury endorsed Expert Practitioner be engaged to prepare the first step of a Better Business Case. The committee agreed with this approach.

RESOLVED

That the Eastern Bay of Plenty Joint Committee under its delegated authority:

1. Receives the report "Eastern Bay Cycle Trail Update".
2. Endorses engaging a Treasury endorsed Expert Practitioner to prepare a strategic case as a first step of a Better Business Case.

Campbell/Riesterer

Carried

7.0 FRESHWATER FUTURES UPDATE

Ian Morton spoke to the report highlighting the items of relevance to the Eastern Bay of Plenty and to the Joint Committee:

- Freshwater Futures Process – defining of freshwater limits
- Regional Growth Study – water opportunities identified within the study
- Eastern Bay of Plenty Spatial Plan – work being done in the Freshwater Futures Programme will feed into some components of the Eastern Bay of Plenty Spatial Plan

RESOLVED

That the Eastern Bay of Plenty Joint Committee under its delegated authority:

1. Receives the report titled "Freshwater Futures Update".

Riesterer/Forbes

Carried

8.0 DISTRICT ROADING NETWORKS – UPDATED ON LOCAL AND NATIONAL ROAD MANGEMENT ACTIVITY

The report was taken as read.

Adam Francis and Tim Haig gave a powerpoint presentation which outlined the Safe System Approach to Road Safety, the National Roads and Roadsides Programme Business Case and Planned Improvements on SH30 From Te Teko to Awakeri.

In relation to the Pekatahi Bridge, the question was raised as to whether the real work has been put into the Business Case for that project, e.g. growth, more freight and the TEL making the area more accessible.

Niclas Johansson stated the project has been analysed to death and unless there is a change in both legislation and how the Land Transport Fund is used, the funding be put in is the most that can be. Freight and cars were all taken into consideration. He was not sure what the TEL means in terms of growth in the area.

Mayor Forbes noted that statistics show the house movement in the region is huge and the TEL is part of that story.

Mayor Campbell stated that it would not be possible to put two lanes on the Pekatahi Bridge in its current state and a single lane on top of the bridge is probably the best that can be done. A third bridge in Whakatāne may be a thought.

Marty Grenfell advised that there is a presentation to Whakatāne District Council on how it is planned to manage the extra traffic flow through Whakatāne while the works are being carried out on the Pekatahi Bridge.

The discussion returned to the safety improvements planned for SH 30 from Te Teko to Awakeri. With the estimated value of the works being \$3.7m, the committee expressed the opinion that the money could be better spent elsewhere on safety improvements. The Te Teko to Awakeri corridor was not considered to be a high crash rate area by the Committee. Concern was expressed in relation to the proposed installation of guardrails which will reduce the shoulder of the road and result in reduced pull over area and less room for cyclists, putting them closer to the flowing traffic. It is also known that motorcyclists do not like the wire rope barriers as they are like 'cheese cutters' in the event of a motorcycle hitting them.

It was agreed that an extra part be added to the recommendation to reflect the committee's support in principle the Proposed Safety Improvements initiative and request NZTA to engage further with the Eastern Bay Road Safety Committee with regard to the concerns expressed in relation to the State Highway 30: Te Teko to Awakeri Safety Improvements.

RESOLVED

That the Eastern Bay of Plenty Joint Committee under its delegated authority:

1. Receives the report "District Roding Networks – Update on Local and National Road Management Activity".
2. Notes the Local Government Futures Project has superseded the process previously reported to the Joint Committee on considering regional collaboration opportunities, and this Local Government Futures work is ongoing.
3. Notes there is significant activity happening in the national roading space through New Zealand Transport Authority and Road Efficiency Group initiatives that require considerable attention and resource from local authority roading staff between now and the adoption of the 2018-21 LTPs.
4. Supports the Proposed Safety Improvements initiative in principle and requests NZTA to have further engagement with the Eastern Bay Road Safety Committee around its concerns with the State Highway 30: Te Teko to Awakeri Safety Improvements project.

Bruning/Forbes

Carried

Mayor Campbell left the meeting at 11.50am and returned at 11.53am.

Russell George left the meeting at 11.53am and returned at 11.56am.

Barbara Dempsey left the meeting at 12.05pm and returned at 12.08pm.

Mike Haughton entered the meeting at 12.15pm.

Mary-Anne Macleod left the meeting at 12.24pm and returned at 12.27pm.

Mary-Anne Macleod left the meeting at 12.50pm.

Tim Haig, Adam Francis, Niclas Johansson and Haki McRoberts left the meeting at 12.55pm.

The meeting adjourned for lunch at 1.04pm and reconvened at 1.09pm.

The Chairperson made mention of the meeting process not being followed. There were two extra speakers today (Mawera Karetai and the NZTA representatives) who were not on the agenda. Advice of these speakers attending the meeting was received late yesterday and this morning respectively. The Chairperson added that she would like this message to be conveyed to Doug Leeder and Mayor Bonne – "we do not want surprises".

9.0 KAWERAU CONTAINER TERMINAL UPDATE

Glenn Sutton advised that a presentation on the Kawerau Container Terminal will be given to each individual Council.

RESOLVED

That the Eastern Bay of Plenty Joint Committee under its delegated authority:

1. Receives the report "Kawerau Container Terminal Update".

Bruning/Forbes

Carried

10.0 AGENDA REPORTS

Field Trip to Tauranga

Councillor Bruning made some suggestions for inclusion in the field trip to Tauranga:

- Port of Tauranga Te Puke headquarters
- Rangiuru
- Pāpāmoa
- Growth of Tauranga
- Smart Growth presentation
- Tauriko
- The Lakes
- Marine precinct

Stephen Lamb will arrange for a list of possible site visits/presentations to be compiled and circulated to the Joint Committee members.

RESOLVED

That the Eastern Bay of Plenty Joint Committee under its delegated authority:

1. Receives the report "Agenda Reports".

Riesterer/Forbes

Carried

THE MEETING CLOSED AT 1.35PM

THE FOREGOING MINUTES ARE CERTIFIED AS BEING A
TRUE AND CORRECT RECORD AT A SUBSEQUENT
MEETING OF EASTERN BAY OF PLENTY JOINT
COMMITTEE HELD ON 7 SEPTEMBER 2016

COUNCILLOR LYN RIESTERER
CHAIRPERSON