

Minutes of the Regional Council Meeting held in Mauao Rooms, Bay of Plenty Regional Council Building, 87 First Avenue, Tauranga on Thursday, 7 March 2019 commencing at 2.00 p.m.

Present:

Deputy Chairman: J Nees

Councillors: J Cronin, T Marr, L Thurston, P Thompson, D Love, N Bruning, A Tahana, S Crosby, K Winters, A von Dadelszen, M McDonald

In Attendance: Fiona McTavish – Chief Executive, Mat Taylor – General Manager Corporate, Namouta Poutasi – General Manager Strategy & Science, Chris Ingle – General Manager Integrated Catchments, Debbie Hyland – Finance and Corporate Planning Manager, Reuben Fraser – Consents Manager, Jane Palmer – Senior Planner, Andy Bruere – Lakes Operations Manager, Graeme Howard – Corporate Planning Lead, T Nerdrum-Smith – Committee Advisor,

Apologies: Chairman Leeder, Cr Clark, Cr McDonald

1 **Karakia**

A Karakia was provided by Cr Marr.

2 **Apologies**

Resolved

That the Regional Council:

- 1 **Accepts the apologies from Chairman Leeder, Cr Clark and Cr McDonald tendered at the meeting.**

Thurston/Love
CARRIED

3 **Public Forum**

Nil

4 **Acceptance of Late Items**

Nil

Noted the tabled documents as listed in the minutes.

5 **General Business**

Nil

6 **Declaration of Conflicts of Interest**

Nil

7 **Reports**

7.1 **Adoption of the 'Statement of Proposal: Proposed Changes to Bay of Plenty Regional Council's Resource Management Act Charges' for Public Consultation**

PowerPoint Presentation – Reference A3144206

Chris Ingle – General Manager: Integrated Catchments, Debbie Hyland – Finance and Corporate Planning Manager, Reuben Fraser – Consents Manager and Jane Palmer – Senior Planner presented this item.

Key Points of Presentation

- Adoption of the Statement of Proposal: changes to the RMA fees and charges policy
- RMA and Building Act Charges Policy
- Data and Science Charges – background
- Proposed changes – Consent and Compliance charges.

In Response to Questions

- Direct communication as part of the consultation process would advise current consent holders of the proposed changes
- One hour of staff time, free of charge, was provided for the initial discussion with consent applicants
- More details with regards to Iwi and Hapū charges was being sought and it was accordingly not included in the 2019/20 Consultation Document
- Council refunded any unused/surplus components of the up-front deposit payable by consent applicants.

Resolved

That the Regional Council:

- 1 Receives the report, Adoption of the 'Statement of Proposal: proposed changes to Bay of Plenty Regional Council's Resource Management Act charges' for public consultation;**
- 2 Approves the proposed changes for the purposes of consultation as follows:**
 - a. Include an additional category in Tier 2 of the general resource consent application deposits as follows: 'Review of consent conditions (deposit fee is payable by the 20th of the month following service of notice by Council)'**

- b. **Include an additional schedule (Schedule 3A) for charges for Monitoring under the National Environmental Standard for Plantation Forestry (NESPF)**
- c. **Include an additional compliance monitoring category in Schedule 2A for Composting Facilities (including vermicomposting)**
- d. **Change the inspection frequency (to reflect associated risk) of:**
 - i. **Landfills - closed (Schedule 1A): from 5 yearly to 3 yearly**
 - ii. **Low-risk OSET consents (Schedule 1A): from 8 yearly to 10 yearly**
 - iii. **Dredging (Schedule 2A): from 1 yearly to 'as required'**
- e. **Exempt low-risk OSET consents from the annual administration charge unless an inspection has been carried out, and adjust the wording in Table 10 of the Charges Policy to provide for a general exemption from the annual administration charge for low risk activities (with an inspection frequency of 10 years or more)**
- f. **Introduce charging of staff time to the nearest 15 minutes, with a minimum charge of 15 minutes**
- g. **Introduce the second phase of the increase to the data and science charges (Schedules 1B-12B)**
- h. **Increase the staff charge out rates (Schedule 2) by inflation of 1.024% (BERL) and update the associated charges in Tables 2, 7 and 13 and Schedules 1A and 1B-12B accordingly;**
- 3 **Adopts the attached supporting information documents for the purposes of consultation on the proposed changes to some of the Resource Management Act charges;**
- 4 **Adopts the attached 'Statement of Proposal: proposed changes to Bay of Plenty Regional Council's Resource Management Act charges' for public consultation using the special consultative procedure under the Local Government Act, to be consulted on concurrently with the Annual Plan 2019/20;**
- 5 **Delegates authority to the Chief Executive to make minor editorial and formatting amendments to the Statement of Proposal and supporting information documents if required.**

Love/Thurston
CARRIED

7.2 **Annual Plan 2019/20 - Adoption of Consultation Document for Public Consultation**

PowerPoint Presentation – Reference A3144206

Mat Taylor – General Manager Corporate, Namouta Poutasi – General Manager Strategy & Science, Chris Ingle – General Manager Integrated Catchments, Debbie Hyland – Finance and Corporate Planning Manager, Graeme Howard – Corporate Planning Lead presented this item.

Noted **tabled item 1** – Total rates by Territorial Authority and amended recommendation 5.

Key Points of Presentation

- Adoption of the Annual Plan 2019/20 Consultation Document
- Purpose
- Annual Plan 2019/20 – recap
- Development of Annual Plan 2019/20
- Changes proposed through Annual Plan 2019/20 align to our strategic framework
- 2019/20 draft budget
 - Highlights
 - Expenditure
 - Efficiencies
 - Revenue/Rates
- Total Rates by Territorial Authority - Annual Average Median Properties 1000m²
- Additional \$1.9m OpEx in Draft Budget 2019/20
- Annual Plan 2019/20 - New expenditure requests
- Waihi passenger transport service \$57k OpEx
- Ridewise – Total Mobility Solution \$27 CapEx
- Additional CapEx \$400k in 2019/20 to help manage lake levels in Lake Okareka
- Annual Plan 2019/20 – Previously approved expenditure requests
- Supporting Biodiversity in the Kaimai Mamaku ranges
 - Background
 - Budget implications
- ‘What Do You Think?’ Annual Plan 2019/20 Consultation Document - Statement of Proposal for amendment to the Revenue and Finance Policy
- Consultation Document
 - Climate change
 - Regional Safety and Rescue Services
 - Passenger transport
- Statement of Proposal (SOP) to amend the Revenue and Finance Policy (RFP)
- Community Engagement
- Two Phased Consultation
- Consultation Dates & Locations
- Annual Plan 2019/20 – Next steps
- Recommendations
- Forecast Borrowing and Debt Limit.

Andy Bruere – Lakes Operations Manager presented the request for new OpEx for works associated with managing the lake levels at Lake Ōkāreka.

Key Points – Lake Ōkāreka

- An emergency consent was in place for the temporary pipelines and Council was seeking long-term consent to continue the work of establishing pipelines for flood protection
- Intended to use the existing pipes towards the permanent infrastructure
- Access would be across private land which added to the estimated costs

- Council was undertaking erosion protection work that benefitted the local residents and property owners
- Access across private land required permission from land owners and consultation had only recently been completed
- The total budget was spread over three years, however \$400k was for immediate work and included in the 2019/20 budget
- Funding would be through borrowing with the cost of depreciation split between general and targeted rates.

Staff in Response to Questions

- Council would work with Waikato Regional Council regarding the parts of the Kaimai Mamaku ranges that fell within their authority
- The assumption was a dollar-for-dollar match of Council's investment by the Department of Conservation
- Co-funding of projects on DoC land was possible under the current Pest Control Policy when a project was classified as high priority.

Key Points – Members

- Concerned that the Lake Okareka issue had been presented at this late stage
- Queried the inclusion of \$240k OpEx in 2019/20 towards biodiversity in Kaimai Mamaku ranges as the project did not appear to have been sufficiently scoped at this stage
- Considered that the biodiversity project would not be viable unless other funding and support was secured.

Staff Follow-up

- Further clarification in consultation document regarding the accuracy of the rates increase and the 'real' impact on the various constituencies
- Further investigate possible support by Waikato Regional Council towards the Waihi bus service.

Consultation Document

Key Points – Staff

- Hardcopies of the consultation document would be publicly available in a number of locations
- Any indication of a 'preferred option' had been removed from the consultation document at the Councillors' request
- Any changes in the funding mechanism for regional safety and rescue services would not be implemented until 2020/21
- There was no commitment by Toi Ohomai at this stage towards funding of school transport: Information would be provided to Councillors in March 2019 to support decision making for the final Annual Plan
- The Statement of Proposal for the Revenue and Finance Policy meant introducing rate funding mechanisms for Regional Infrastructure Funding, if this was an appropriate option
- Community engagement would commence on 18 March 2019, with a number of events incorporating Councillors

- Councillors were encouraged to attend the 'Have Your Say' community engagement events.

Staff Follow-up

- Provide a telephone number for community feedback as part of the consultation process
- Guidance to be provided pre-May 2019 to Councillors so they have a clear understanding of the consultation topics for climate change
- The wording 'a further \$200,000 (Climate Change - pg. 125 of agenda) could be misleading and should be formulated differently
- Include links to further information regarding the four focus areas for Climate Change
- Further bus stops in Western Bay of Plenty considered a pre-requisite for supporting the rates proportions for passenger transport.

Expressed appreciation of the effort of staff in the development of the high quality draft Annual Plan 2019/20 and Consultation Document 2019/20.

Resolved

That the Regional Council:

- 1 Receives the report, Adoption of Consultation Document for the Annual Plan 2019/20 public consultation process;**
- 2 Approves additional operating expenditure of \$57,000 in the draft Annual Plan Budget 2019/20 and subsequent years, for the public transport service for Waihi Beach per the recommendation of the Public Transport Committee on 8 February 2019 (refer to Section 1.2).**
- 3 Approves additional capital expenditure of \$21,000 in the draft Annual Plan Budget 2019/20 for the Passenger Transport Activity to implement the Ridewise 2 Total Mobility System and notes that staff will seek co-investment by the New Zealand Transport Agency (refer to Section 2.2).**
- 4 Approves additional capital expenditure of \$400,000 in the draft Annual Plan Budget 2019/20 for the Rotorua Lakes Activity to undertake additional stream works and property remediation to manage high lake levels at Lake Okareka (refer to Section 2.3).**

Amended Recommendation 5:

- 5 Approves the draft Annual Plan Budget 2019/20 (Appendix 1) for the purpose of public consultation and that the draft Annual Plan Budget 2019/20 is supported by the draft budget changes register (Appendix 2).**

Confirm new expenditure per the draft Annual Plan 2019/20 budget changes register (Appendix 2) as below. Note all items have previously been approved by full Council, except where **highlighted**.

Key Issue	Operating Expenditure and Revenue		Description	Draft AP	Council reconfirmed 7 March (Yes/No)
	Group of Activities	Activity		2019/20	
				\$000	
Strategic	All	All	Climate change	200	Yes

Challenges					
The Way We Work	Regional Planning and Engagement	Community engagement	Community engagement - online peoples panel	50	Yes
A Healthy Environment	Integrated Catchments	Tauranga Harbour	Increase pest control in Kaimai Mamaku Ranges. BOPRC cost share.	242	Yes
	Resource Regulation and Monitoring	Resource Consents	Additional resourcing to achieve new KPIs in LTP 2018-28 (offset by cost recoveries)	495	Yes
Safe and Resilient Communities	Flood Protection and Control	Rivers and Drainage	Infrastructure insurance renewal	360	Yes
A Vibrant Region	Regional Development	Regional Infrastructure	Ōpōtiki Harbour project grant expenditure in 2021/22	-	Yes
	Transportation	Regional Passenger Transport	Mamaku Trial Public Transport Services	50	Yes
	Transportation	Western Bay Passenger Transport	Waihi Beach Trial > Permanent Passenger Transport Service (direction from PTC Friday 8 February)	57	Yes
	Transportation	Rotorua Passenger Transport	Real Time Passenger Information	66	Yes
	Transportation	Whakatāne Passenger Transport	Real Time Passenger Information	16	Yes
	Regional Planning and Engagement	Regional Planning	Western Bay of Plenty Sub-region Urban Form (via SmartGrowth)	420	Yes
	Increase in Expenditure: Council Direction				1,957
Key Issue	Capital Expenditure		Description	DAP	Council reconfirmed 7 March
	Group of Activities	Activity		2019/20	
\$000					
A Vibrant Region	Transportation	Total Mobility	Ridewise - total mobility solution - per direction Council Workshop 1 Feb	21	Yes
A Healthy Environment	Integrated Catchments	Kaituna Catchment	Kaituna River Re-diversion.- Council Approved Council meeting 14 Feb 2019 (brought forward from 2019/20 to 2018/19)	(4,500)	Yes
	Integrated Catchments	Rotorua Lakes	Lake Ōkāreka Pipeline - additional expenditure budget request 7 March Council	401	Yes

	Resource Regulation and Monitoring	Data Services	CTD - brought forward from 2020/21 to 2018/19	-	Yes
Safe and Resilient Communities	Flood Protection and Control	Rivers and Drainage	Rangitāiki Floodway – Approved Council meeting 14 Feb 2019 (brought forward from 2019/20 to 2018/19)	(1,065)	Yes
	TOTAL CAPITAL CHANGES			(5,142)	

- 6 Notes that the draft Annual Plan Budget 2019/20 is unbalanced, mainly due to operating grants for infrastructure projects which are funded from reserves, and that an unbalanced budget is prudent.
- 7 Approves the draft total real rates revenue increase of 6.5%, which is more than the forecast 5.3% increase for Year 2 of the Long Term Plan 2018-2028, for the purpose of public consultation.
- 8 Agrees that, pursuant to section 95 2A of the Local Government Act (2002), the variances from Year 2 of the Long Term Plan 2018-2028 are not significant or material enough to require a full special consultative procedure including formal submissions and hearings.
- 9 Adopts the Annual Plan 2019/20 Consultation Document ‘What Do You Think?’ for public consultation (Appendix 3).
- 10 Adopts the Statement of Proposal to amend the Revenue and Financing Policy for public consultation using the special consultative procedure under the Local Government Act, to be consulted on concurrently with the Annual Plan 2019/20 (Appendix 4).
- 11 Adopts the supporting information documents for the purposes of consultation on the proposed changes to the Revenue and Finance Policy Statement of Proposal (Appendix 5 and 6).
- 12 Delegates to the Chief Executive to make any minor editorial changes and to update the financial information to the Annual Plan 2019/20 Consultation Document as necessary.

Thompson/Bruning
CARRIED

8 Consideration of General Business

Nil

9 Consideration of Late Items

Nil

The meeting closed at 3.23 pm

Confirmed DATE

Doug Leeder
Chairman Bay of Plenty Regional Council