

Minutes of an ordinary meeting of the Queenstown Lakes District Council held in the Council Chambers, 10 Gorge Road, Queenstown on Thursday 26 January 2017 commencing at 1.02pm

#### Present:

Mayor Boult; Councillors Clark, Forbes, Hill, MacDonald, MacLeod, Miller and Stevens

#### In attendance:

Mr Mike Theelen (Chief Executive), Mr Peter Hansby (General Manager, Property and Infrastructure), Mr Tony Avery (General Manager, Planning and Development), Mr Edward Guy (Consultant, Rationale Ltd), Mr Ulrich Glasner (Chief Engineer), Mrs Joanne Conroy (Property Advisor, APL Property Ltd), Mrs Meghan Pagey (HR Manager), Mr Blair Devlin (Manager, Planning Practice) and Ms Jane Robertson (Senior Governance Advisor); two members of the media and eight members of the public

## **Apologies/Requests for Leave of Absence**

Apologies were received from Councillors Ferguson and McRobie (on approved leave of absence). An apology was also received from Councillor Lawton.

The following requests for Leave of Absence were made:

- Councillor MacLeod: 10-27 February 2017
- Mayor Boult: 10-15 February 2017

On the motion of the Mayor and Councillor MacLeod the Council resolved that the apologies be accepted and the requests for Leave of Absence be approved.

## **Declarations of Conflicts of Interest**

No declarations were made.

## **Matters Lying on the Table**

There were no matters lying on the table.

## **Special Announcements**

Mayor Boult stated that on behalf of the District he wished to recognise and applaud the generosity of Jardine family in gifting their homestead at Woolshed Bay to the University of Otago. He observed that it was one of New Zealand's most significant public donations by a single family and he wished to acknowledge this. His sentiments were supported by the full Council.

#### **Public Forum**

## 1. Brian Fitzpatrick

Mr Fitzpatrick suggested instead of routing a new sewer line under the new Kawarau Falls Bridge as far as way as the rear of the airport, that an alternative sewer line be taken from Hanley's Farm and installed under a new pedestrian/cycle bridge over the Kawarau River. This bridge could be constructed 1250m downstream from the new bridge and would both connect with the existing trail network and provide a flat, short and safe trip to the new Wakatipu High School.

This option had been shown to Council staff in early November and Mr Fitzpatrick was annoyed that it was not considered in the agenda report. In his view this was contrary to the Local Government Act requirement to identify all reasonably practicable options and he asked the Council to defer making a decision on the agenda report until this alternative had been considered. He estimated that a pedestrian/cycle bridge would only cost \$0.5M to construct and he questioned the \$5M budget in the agenda report.

## 2. Mandy Kennedy, Chief Executive, Queenstown Trails Trust

Mrs Kennedy was supportive of Mr Fitzpatrick's suggestion as it was in line with the Trust's 2015 strategy of connecting the Wakatipu Basin via a trail network. The Trust was very interested in options to establish a connection from Hanley Downs and Jacks Point, especially one that would be away from the state highway.

## 3. Steve Wilde, Chief Executive, Downtown QT

Mr Wilde expressed support for the Queenstown Town Centre Masterplan as it would bring a lot of different projects into one document and was the correct approach to secure external funding. It would also avoid an ad hoc approach which had occurred with Marine Parade where the community had felt left out. He asked for the Masterplan to flow through to the 10-Year Plan with funding provided for these very large projects.

## 4. Glyn Lewers, Frankton Community Association

Mr Lewers referred to the Chief Executive's report and the planned deferral of three toilet projects, with allocation of the savings to the purchase of a Waste Vacuum. He was opposed to deferring these toilet projects, stating that the Frankton Beach toilet block was in a serious state of disrepair and was more of a risk to the public health and safety than picking up litter. He noted that Frankton Beach was well used and there was no mention of a deferral date. He described this as a 'can't do' attitude from the Council.

#### 5. Bryce Whiting

Mr Whiting addressed the Council about how it could prepare for Crate Day when it would occur again in December 2017. He believed that an approach which encouraged the responsible consumption of alcohol was needed and he suggested that the Council develop a bylaw specifically for this purpose. He tabled recommended provisions of such a bylaw and expressed a desire to be involved if meetings were held to discuss a bylaw to control Crate Day.

#### 6. Evan Jenkins

Mr Jenkins stated that he had visited the Village Green at 8.30pm on Crate Day and the area was vibrant and lively with many people there, which was exactly what Downtown Queenstown and the Queenstown Chamber of Commerce promoted. He had therefore been bemused about the negative comments following the event, especially as there had been no arrests or violence and no litter infringements issued.

Mr Jenkins said that three toilets had not been enough to cater for the 1600 people on the beach on Christmas Day, which had resulted in queues of people to use the toilets and some choosing to use the bushes instead. On 26 December there had only been a single custodian cleaning up the area which he did not consider adequate service.

He did not support introducing a year-round alcohol ban but suggested banning glass.

## Confirmation of agenda

The agenda was confirmed without addition or alteration.

#### **Confirmation of minutes**

Ordinary meeting, 15 December 2016

On the motion of the Mayor and Councillor Stevens the Council resolved the minutes of the public part of the meeting of the Queenstown Lakes District Council held on 15 December 2016 be confirmed as a true and correct record.

Councillor Forbes abstained from voting because she was not at the meeting.

## 1. Queenstown Town Centre Masterplan

A covering report from Peter Hansby (General Manager, Property and Infrastructure) introduced a report that recommended the development of a Queenstown Town Centre Masterplan to demonstrate how individual projects integrated into a programme of works to achieve a vision for the town centre, thereby ensuring a strong investment story for each project.

The report was presented by Mr Hansby and Mr Guy. Mr Hansby referred to two minor errors in the Masterplan report:

7. 3.2.3 Queenstown Integrated Transport and Wakatipu Public Transport Programme Business Cases (p9)

The timeframe for roll out of the ORC's new bus network and fare system was in the period <u>July-September 2017</u>, and not July 2017.

8. Queenstown Town Centre Workstreams (table on p10)

Queenstown Airport Corporation needed to be added to the Queenstown Transport Governance Group.

The Mayor expressed support for collecting all the different plans in a single document but stated that it should not just be a collection of reports but a menu of options, timeframe for project delivery and cost to deliver.

Councillor Forbes welcomed the proposed Masterplan but expressed concern that it identified a need for other reports and this meant that no action could occur until preparation of the 10-Year Plan in 2018-19. She expressed a desire for work to continue in the interim. The Mayor agreed that the timeframe was probably a year longer than ideal.

The Chief Executive stated that an important step was to establish a hierarchy of decisions but this would not prevent smaller projects from being accelerated. However, he warned against projects being started before understanding how they fitted into the overall vision and the Masterplan would help the Council to prepare the 10-Year Plan. He was confident that essential works would not be held up if the Council were to adopt the Masterplan.

On the motion of Councillors Stevens and Clark it was resolved that Council:

- 1. Note the contents of this report; and
- 2. Approve the proposed approach to develop a Queenstown Town Centre Masterplan.

## 2. Kawarau Falls Bridge Water and Wastewater Infrastructure Funding

A report from Simon Leary (Senior Project Manager, Property and Infrastructure) advised that installation of water and wastewater infrastructure on the new Kawarau Falls Bridge should be brought forward, as installation during construction was the most efficient and cost effective option. The report noted that the total budget required for this project was estimated to be \$5,274,046 and delegated authority was sought for the Chief Executive to award the contract for Kawarau Falls Bridge water and wastewater infrastructure to a value not exceeding \$5.3 million.

The report was presented by Mr Hansby and Mr Glasner.

Whilst acknowledging that a cycle link would be valuable, Mr Glasner stressed that the project was about supplying water and wastewater now, as the existing line was close to capacity. Two service lines would be installed on the bridge to carry wastewater mainly from Kelvin Heights, with some also coming from Hanley Downs and Jacks Point. In 10-15 years' time a second crossing of the Kawarau River would be needed, especially as the full development occurred at Hanley Downs, and this could be constructed under a new walking bridge. He added however, that the Hanley Downs

developers were not interested in pursuing the option presented in the Public Forum. Staff had also not favoured it as it did not address resilience issues and the need to deal with Kelvin Heights capacity now and into the future.

Councillor Stevens did not believe that these two options were in conflict as the Chief Engineer had signalled that another bridge would be needed in the future. He was supportive of the recommendation as it was important for this project to be done, however he considered that a future walking/cycling bridge was a good option and asked for the idea not to be forgotten.

Questions were raised about the high project price. It was noted that a budget had been put forward on which staff believed they could deliver the project but they acknowledged the concerns. This had been flagged strongly with NZTA and staff had asked to review the price NZTA received from the contractor to ensure that the Council was receiving good value for money.

On the motion of Councillors Forbes and MacDonald it was resolved that the Council:

- 1. Note the contents of this report in respect to Kawarau Falls Bridge water and wastewater infrastructure;
- 2. Agree to proceed with installation of water and wastewater infrastructure at this site;
- 3. Delegate authority to the Chief Executive Officer to:
  - a. Agree the final terms of a developer agreement to part fund the project;
  - b. Award the Kawarau Falls Bridge water and wastewater infrastructure project to the value not exceeding \$5.3 million; and
  - c. Adjust the proposed Annual Plan budgets for 2017/18 based on the project award price.

# 3. Proposed new lease for Wanaka Croquet Club to replace the previous lease

A report from Joanne Conroy (Property Advisor, APL Property Ltd) presented information about the procedure followed to process the Wanaka Croquet Club's application for a new lease to use Council recreation reserve for a croquet club. The report recommended the approval of a new lease with conditions in line with the provisions of Community Facility Pricing Policy and Community Lease and Licence Terms. The report also referred to the club's plans to replace its current storage shed and sought the Council's Affected Person's Approval for this project.

The report was presented by Mrs Conroy and Mr Hansby who also presented the report following.

Mrs Conroy detailed the background to the new lease area sought, explaining that relocating the planned storage shed to address a neighbour's concern about the original site had necessitated the croquet club encroaching onto the lease area of the tennis club adjacent. The tennis club had agreed to surrender this piece of its lease area.

Councillor MacLeod noted that he had followed up on a concern raised by the Wanaka Community Board about the future of the club. He had contacted the club president who had reported that it now had 60 active members, which was a significant increase in membership.

On the motion of Councillors MacLeod and Clark it was resolved that the Council:

- 1. Note the contents of this report;
- Approve a new lease to the Wanaka Croquet Club over Sections 3 and 4 and Part Sections 2 and 5 Block XXXV Town of Wanaka subject to the following terms:

Commencement 1 February 2017

Term 10 years

Rent Pursuant to Community

**Facility Pricing Policy** 

Renewals 2 of 10 years each by

agreement of both

parties

Reviews 5 yearly or when the

pricing policy is

reviewed

Early Termination Notice 2 years for core

infrastructure purposes (but not in the first 2

years)

Use Croquet Courts and

**Sports Pavilion** 

Other For any proposed new

buildings, neighbours to be notified and submissions sought prior to Lessor consent

being considered.

At expiry, improvements to be removed and land reinstated or revert to Council ownership (Licensee's choice, compensation payable if lease terminated early)

Public liability Insurance required Health and Safety plan to be provided for approval

- 3. Approve a variation of the lease to Wanaka Tennis Club surrendering the area shown highlighted in green on the attached aerial photograph. [Attachment A to these minutes]
- 4. Approve an Affected Person's Approval as part of the Resource Consent application, subject to officers' review of application.
- 5. Agree to the exercise of the Minister's consent (under delegation from the Minister of Conservation) to the granting of a lease to Wanaka Croquet Club over Sections 3 and 4 and Part Sections 2 and 5 Block XXXV Town of Wanaka.
- 6. Delegate signing authority to the General Manager, Property and Infrastructure.

## 4. Woolshed Road Legalisation RCL Henley Downs

A report from Dan Cruickshank (Property Advisor, APL Property Ltd) presented a series of proposed road stoppings, transfer and vesting in the Hanley's Farm development area for the Council's approval.

Mrs Conroy provided further detail about the application from the developers of Hanley's Farm. She noted that they wished to stop an existing legal paper road and relocate it onto a new alignment to better facilitate the development's roading network. She did not consider that the proposal would negatively impact matters of public access but would rather serve to guarantee the developers legal access to their land. Accordingly, it was recommended that the application be granted.

On the motion of Councillors MacDonald and Stevens it was resolved that the Council:

- 1. Note the contents of this report;
- 2. Approve initiation of the procedures of section 116 of the Public Works Act 1981 to stop those portions of road shown on the attached Paterson Pitts plan No Q6205-02 as Sections 1 through 8, with a total area of 1.4952ha, subject to the applicant vesting as road Areas 11 through 17,

with a total area of 2.2707ha [Attachment B to these minutes];

- 3. Approve the road, when stopped, being disposed of in accordance with section 117 of the Public Works Act 1981 and amalgamated with the adjoining land held in Computer Freehold Register 392959 (Sections 1, 3, 4, 6 & 8) & 392960 (Sections 2, 5 & 7);
- 4. Approve the disposal of road being for nil consideration in exchange for the areas of road being vested in Council as a prerequisite;
- 5. Agree that Council's approval to undertake this process and any sale and purchase agreements relating to it shall be limited to a period 3 years from the date of this resolution;
- 6. Approve Council's costs in undertaking the procedures of the Public Works Act 1981 being billed and paid on a monthly basis by the applicant;
- 7. Delegate final terms and conditions along with approvals for any placing or removal of easements in favour of Council, minor alignment and area changes and signing authority to the Chief Executive of Council.

## 5. QLDC Organisational Health Safety and Wellbeing Performance

A report from Glyn Roberts (Health and Safety Officer) presented information detailing how the Council was fulfilling its statutory health and safety responsibilities.

The report was presented by Meghan Pagey.

A question was raised about the apparent spike in contractor events over the winter months. Mrs Pagey agreed that this could be partly due to poor weather conditions but she pointed out that despite the high levels of reporting there were few accidents recorded, adding that all reports were now broken down into accident, incidents and near misses.

On the motion of the Mayor and Councillor Clark it was resolved that Council note the report.

## 6. Chief Executive's Monthly Report

A report from the Chief Executive:

- Sought approval to reforecast 2016/17 capital budgets deferring toilet replacements at Frankton Beach, Mt Aspiring Road and Ramshaw Lane and reallocate the savings to the purchase of a Glutton Waste Vacuum at a cost of \$17.000:
- Sought approval for various 2016/17 capital budgets to be adjusted to fund updates for emergency resilience at the Queenstown Events Centre;
- Presented a recommendation to appoint Mr Mike Holm as the independent Chair of the Council's Elected Member Conduct Committee; and
- Recommended the appointment of Councillors Lawton, MacDonald and Miller as the Council's representatives on the Queenstown Community Housing Trust Liaison Group.

## **Toilet Deferrals**

Mr Hansby joined the table. He clarified that the Council had earlier agreed to defer expenditure on the toilets when approving the 2016/17 capital works reforecast at the Council meeting held on 24 November 2016. He noted that there was insufficient funding available in the current year's budget to construct the toilets, but there was money available for design. Funding had been carried forward and topped up in the 2017/18 budget so that toilet construction could occur. He anticipated that design of the new toilets would be finished by March with the project tendered in March/April, although the contract could not be awarded and construction commenced until after 1 July 2017. He sought direction on which of the three projects was viewed as the highest priority and the Council agreed that this was the Frankton Beach toilet block.

On the motion of Councillors MacLeod and Stevens it was resolved that Council:

- 1. Note the contents of this report;
- 2. Approve the reforecast of 2016-17 capital budgets deferring toilet replacements at Frankton Beach, Mt Aspiring Road and Ramshaw Lane and apportioning savings to the purchase of a Glutton Waste Vacuum at a cost of \$17,000.00;
- 3. Approve the following budget adjustments to the 2016/17 capital budgets to fund upgrades for emergency resilience to the Queenstown Events Centre:

Project Description	2016-17 Budget	Proposed	Movement
Queenstown Memorial Hall soundproofing	\$68,800	\$48,800	(\$20,000)

Project Description	2016-17 Budget	Proposed	Movement	
Clutha Outlet – Ramp Upgrade	\$20,500	\$0	(\$20,500)	
Commonage Subdivision	\$79,587	\$20,087	(\$59,500)	
QEC Emergency Resilience	\$0	\$100,000	\$100,000	
Budget Totals	\$168,887	\$168,887	\$0	

- 4. Appoint Mr Mike Holm as the independent Chair of the Queenstown Lakes District Council's Elected Member Conduct Committee; and
- 5. Appoint Councillors Lawton, MacDonald and Miller as the Queenstown Lakes District Council's representatives on the Queenstown Community Housing Trust Liaison Group.

#### **Resolution to Exclude the Public**

On the motion of the Mayor and Councillor Stevens the Council resolved that the public be excluded from the following parts of the proceedings of the meeting:

The general subject of the matters to be discussed while the public is excluded, the reason for passing this resolution in relation to the matter, and the specific grounds under Section 48(a) of the Local Government Information and Meetings Act 1987 for the passing of this resolution is as follows:

## **Confirmation of minutes**

Item 14	Appointment of Commissioners to hea	ar and determine resource
	consent applications	

- Item 15: Review and update of Commissioners appointments for Resource Management Act hearings
- Item 16: Appointment of Commissioners for the Hearings Panel on Stage 1 Hearings to be held in 2017 of the District Plan Review under the Resource Management Act 1991
- Item 17: Film Otago Southland Trust

General subject to be	Reason	for	passing	this	Grounds	u	nder
considered.	resolution				Section	7 for	the
					passing	of	this
					resolution	١.	

General subject to be considered.	Reason for passing this resolution.	Grounds under Section 7 for the passing of this resolution.
Commissioners to hear and determine	That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of information is necessary to:  a) Protect the privacy of natural persons, including that of deceased natural persons.	Section 7(2)(a)
of Commissioners appointments for Resource	That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of information is necessary to:  a) Protect the privacy of natural persons, including that of deceased natural persons.	Section 7(2)(a)
Commissioners for the Hearings Panel on Stage 1 Hearings to be held in 2017 of the District Plan Review under the Resource	That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of information is necessary to:  a) Protect the privacy of natural persons, including that of deceased natural persons.	Section 7(2)(a)
17. Film Otago Southland Trust	That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of information is necessary to:  a) Protect the privacy of natural persons, including that of deceased natural persons.	Section 7(2)(a)

# Agenda items

Item 7 Appointment of former Councillors as Resource Management Act Commissioners

	neral subject to be nsidered.	Reason for passing this Grounds under resolution. Section 7 for the passing of this resolution.
7.	Appointment of former Councillors as Resource Management Act Commissioners	That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of information is necessary to:  a) Protect the privacy of natural persons, including that of deceased natural persons.

This resolution is made in reliance on Section 48 [1] [a] 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 or Section 6 or Section 7 or Section 9 of the Official Information Act 1982 as the case may require, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public are as shown above with respect to each item.

The meeting went into public excluded at 2.21 pm at which point it adjourned.

The meeting reconvened at 2.26pm in public excluded.

The meeting came out of public excluded and concluded at 2.51pm.

# **CONFIRMED AS A TRUE AND CORRECT RECORD**

MAYOR	 	
9 March 2017		
DATE		

Attachment A to minutes (item 3)



The map is an approximate representation only and must not be used to determine the location or size of items shown, or to identify legal boundaries. To the extent permitted by law, the Queenstown Lakes District Council, their employees, agents and contractors will not be liable for any costs, damages or loss suffered as a result of the data or plan, and no warranty of any kind is given as to the accuracy or completeness of the information represented by the GIS data. While reasonable use is permitted and encouraged, all data is copyright reserved by Queenstown Lakes District Council. Cadastral information derived from Land Information New Zealand. CROWN COPYRIGHT RESERVED







