

I hereby give notice that an ordinary meeting of the Motueka Community Board will be held on:

Date: Tuesday 19 March 2024
Time: 4:00 pm
Meeting Room: Motueka Library
Venue: Wallace Street, Motueka and via Zoom

Motueka Community Board

Hapori Whānui ō Motueka

MINUTES ATTACHMENTS

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Speech to Motueka Community Board 19th
March 2024

We wish to thank members of the Board for your efforts in getting an apology for an offensive remark made by Adrian Humphries that Mr Stevens and I were developing an “ongoing fantasy”

We believe this apology is insincere as it does not truly reflect the extent and validity of the other statements made by other members of the Council staff that were related to the issue, hence our further letter to the Board dated 11th March 2024.

Here are some examples:

I’m quoting from a letter sent to Mr Van Stratum of Linz dated 20th January 2021...

There was the use of Section 330 of the RMA to justify burying the cars and so avoiding having to refer to the Litter Act. Section 330 allows for certain action to be taken during an adverse event that is likely to cause loss of life, injury, or serious damage to property. Section 330 didn’t apply as the adverse event occurred several weeks prior.

There was the action taken against Board member Mr Hughes for demanding honest answers to questions about the issues. I won’t say more as there are others more qualified to speak on this.

In her letter of apology, Ms Rae remains silent on our request for a written guarantee that all references to Mr Humphries offensive statements are removed from all Council files including information stored under the Councils Evidential Gathering Policy, and in data recorded in accordance with the Councils Compliance Strategies. Could the Board ask to have this rectified.

Our letter to the Board asks for an investigation into actions and statements of Council staff on the Peach Island issue and, where appropriate, apologies to be tendered and retractions made.

The one star in all this has to be Cr Walker. She was able to arrange for some lawyers, arrange a meeting on the property and in this room, which enabled a resolution of the difficulties being faced by the land owners. We suspect this wouldn't have made her popular with some of the Council staff, but it definitely sets an example for some of her fence sitting colleagues to aspire to.

From: Kevin Fourie <kfontrack@gmail.com>
Sent: Tuesday, March 19, 2024 3:45 PM
To: Emma Gee <Emma.Gee@tasman.govt.nz>; Melanie Ellis <melanie.ellis@tasman.govt.nz>
Cc: Motueka Community Board <MotuekaCommunityBoard@tasman.govt.nz>
Subject: Re: New Public Forum Registration for Motueka Community Board

Good Afternoon Motueka Community Board members ,

In support of all the Flying activities including the Skydive operation the following is tendered in support of the Audio files to be aired today .

- Having resided as a Ratepayer since 2002 I have been at our Thomason avenue address for 22 years .
- In all those years there have only been two issues that were successfully addressed by the then operator Stuart B .
- A low over ly issue back in 2009 &
- An Air quality 100 octane downstream issue (December 2023 that was immediately addressed by Inflight to have the fuel bowser relocated from the Roadside hangar location to mid airfield .
- Stuart contacted me personally and met face to face to address , Job Done .
- If the proponents of curtailing neigh shutting it down because of a supposed " Noise" issue MOTUEKA wide then then we will also need to ""curtail"" the Rescue Helicopter from Landing / refuelling and taking off too.
- As you will 'Hear' the said Noise issue has to be a Red Herring as The Proof is in the Hearing "
- My location is within a 500 M radius of Mot Aerodrome .
- The Skydive operation is a Great community drawcard and together with the " Hangaround" cafe a veritable hub for the community to get out and enjoy the Spectacle of Skydivers plying their EAwesome craft .

Those who have " Lately" come into Motueka , including a business who seems to want Skydive & neigh all Flying operations shutdown are in the minority and living in the dark age .

Long Live / Fly Skydive .

I did it and Oh what a Feeling !

Happy Landings ,
 Kevin Fourie .
 19.03.2024

From: Ian Williams

o Lady Chair, and members of the Community Board

With the land having been now purchased for a new "Motueka Aquatic Centre" with four pools is it possible for the Community Board to show its support of this long awaited project with a cash donation from our "Discretionary Fund"?

I have been asked by a member of our Motueka Community whether with such a tight housing situation in our town are our Social Housing provisions being closely monitored to ensure they are kept fully occupied?

While on the topic of housing I am frequently being asked by responsible young men contemplating marriage and raising a family where is the Tasman District Council considering new housing areas in the Motueka District with decent sized sections between 600 and 800 sq metres?

Thankyou Lady Chair.

Dear Motueka Community Board,

I'm here to speak about the Code of Conduct report that is on the agenda today. We shared our opinion about the content of the report with you, so there is no need to repeat this.

Instead I would like to make a few comments about the draft policy that is attached to the report, before you decide if you want to have a Code of Conduct or not.

I think it is a very valid starting point to clearly define the scope of this particular board. The Auditor-General attempted to compare all community boards around the country, but had to say that this was not possible as the boards vary significantly from one another in regards of how many people each member represents or what delegations they are receiving from their governing body.

It is a very relevant observation and could be given effect by clearly stating this boards's role in relation to their status and powers. In some instances community boards are expected to act as if they were the local authority, and in some instances their unique character of being an unincorporated body prevails. I think this needs to be reflected in a code of conduct policy.

Other code of conduct policies often make a reference to section 39 LGA, that a code must be well understood by elected members and the public, which is a necessary point in relation to the principle of natural justice. Your draft does not include this, and I suggest this to be added.

In your draft policy is written: *"nothing in this section of the code is intended to limit robust debate."*

In my view this wording is too broad to give a clear understanding of what robust debate actually means for this board. We find a good wording in the community board code of conduct for the Waipa District Council.

They write:

"Adhering to this Code does not in any way limit a Member's ability to hold the local authority and fellow Members to account or constructively challenge and express concerns about decisions and processes undertaken by their local authority."

Another point is in relation to the investigation process for code of conduct complaints. Your draft does not define materiality or different procedures for non-material and material breaches, and it does not acknowledge financial constraints for handling investigations.

This point was actually communicated to Council by LGNZ last year. They said:

"Noting that your process does allow for non-material complaints to be handled differently, and in some cases to be referred to the board of the chair of the board to sort out."

I think it would be good to be more specific in the policy, about material and non-material breaches of the code, because other community boards have this included in their policy.

My last point is about a possible conflict of interest for councillors. You councillors already have your code of conduct in place. And it seems to me that the code that already applies to you is more strict. So if you now vote in favour of this draft code, which appears less strict and has a different investigation process it could be seen that you try to avoid the strictness of the code that already applies to you.

For example, if you post something controversial on social media, you can then say this was done in my role as community board member, and not in my role as councillor. Which means in consequence, you have an advantage compared to all the other councillors. Just as a reminder: when this board voted on a code of conduct policy last time, all councillors abstained from voting. I think that was absolutely the right decision.

And finally, just to be clear: even if you vote against adopting any code of conduct today, there are still a lot of tools available to sanction a member's behaviour if necessary, for example through your Standing Orders or a number of other Acts.

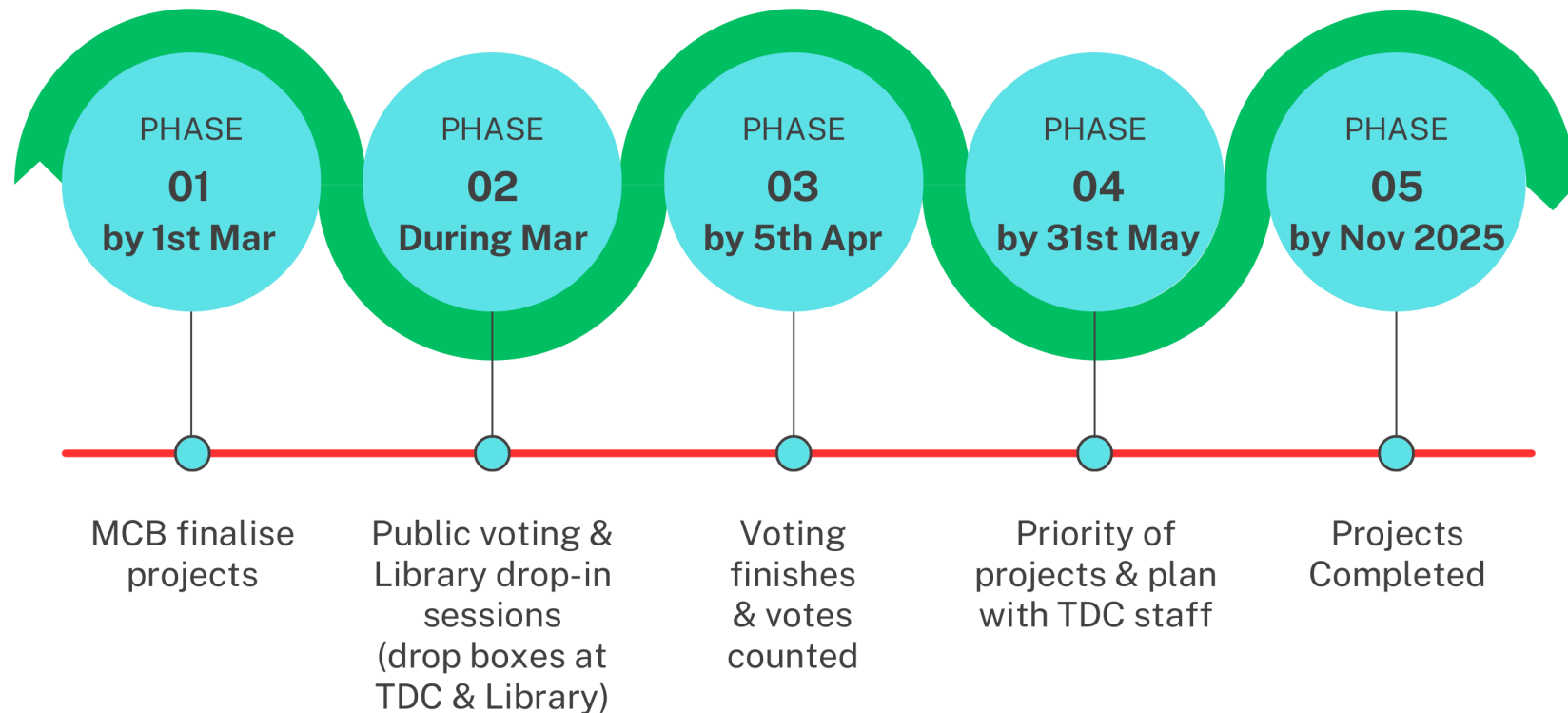
In my view, this vote today is not only about if you want to have a code of conduct or not, and if yes which one.

Given the background that we all are aware of, and how a code of conduct investigation was performed against one of your board members last year, that caused the spending of almost \$40,000 of rates payers money -

I think it is fair to say that this vote today is also about if you uphold your oath of office and act in the best interest of the community.

Thank you.

Special Projects Planning 2024



* Multiple TDC staff and contractors involved, need to look at realistic completion dates for individual projects & complete planning schedule for each project

* The completion date of end Nov 2025 is for all outstanding special projects from 2022 through to 2024. Special Projects for 2024/25 round will have a separate plan



Walkway upgrade: Little
Kaiteriteri to Stephens Bay
\$10,000

- Completed

Saltwater Baths
Improvements
\$5,000

- Planting on the edge.
- Will be planted during winter months

Reinstating seating at Decks
Reserve, Library
\$10,000

- Sample tables x 2 designed by Menz Shed (2.8m x 2.3m) with 2 wheelchair/pram access points
- Concrete pad & installation incl.
- Steve Richards ordering now

Additional security
cameras in the CBD
\$10,000

- Completed
- Claire to get details of locations

Cemetery improvements
\$8,000

- 2 x seats
- 1 x hand basin
- Items planned to be installed by Dec 2024

Additional Picnic Table
Wharapapa Grove
\$3,000

- Order will be put through to Menz Shed
- Concrete pad & installation incl.

Revamp Map outside isite
\$1,500

- Needs to be designed and ordered with Image Creators
- Claire will liaise with them on this

Eagle Claw Swing at Ted
Reed Reserve, Riwaka
\$10,000

- TDC already has an eagle claw swing 9m x 9m
- \$10,000 will be used for Installation & bark

Picnic Table at the Kumaras
foreshore
\$3,000

- Claire will talk to Mark Townsend to confirm site is approved
- TDC will then order table from Menz Shed

Shade Sail over Gym
Equipment, Memorial Park
\$18,000

- Site measures 75m²
- We have enough for 2/3rds of the area to be covered

Foreshore & landscaping Sandy
Bay–Marahua
\$2,500

- WIP, 50% already paid for spraying

Welcome to Motueka stone
sign at Riwaka Bridge
\$10,000

- Claire has contacted Stonemason & Carver
- Awaiting quote
- Claire to get NZTA approval

Footpath improvements at
Wratt/High Street
\$10,000

- Confirmation from Cr Dowler that this is not part of the stormwater upgrade work
- \$7,000 cost for High St end

Flush toilet at Riwaka
Cemetery Fields
\$30,000

- Looking at old house site to see if water services are available
- TDC will investigate what services are available there, to get accurate costings

Contribution to Historical Wharf
restoration
\$10,000

- Archaeological report update to come soon, 50% from discretionary funds
- Progressing with lwi consultation

Concrete pads extended at
seating at Motueka Bridge
\$10,000

- Claire to contact Shane Jellyman from Rivers Reserve

An aerial photograph of a beach with waves crashing onto the shore. The water is a deep teal color, and the sand is a light brown. The waves are white and foamy as they break.

THANKS TO

Lynne Hall
Steve Richards
Tony Strange