Ref: SR2330105



Civic House, 110 Trafalgar Street PO Box 645, Nelson 7040, New Zealand

5 September 2023

P (03) 546 0200 E LGOIMA@ncc.govt.nz nelson.govt.nz

Alan Riley C/- FYI.org fyi-request-23528-f733ed22@requests.fyi.org.nz

Dear Alan

OFFICIAL INFORMATION REQUEST FOR COMMUNICATIONS BETWEEN MAYORS

I refer to your official information request dated 18 July 2023:

In a recent Governance and Administration Select Committee submission, the Mayor referenced "the minutes of a meeting on Monday 1st May of the three Mayors and three Chief Executives" (in reference to the Nelson, Tasman and Marlborough Councils). I would like to request a copy in full of these minutes.

In addition, I would like to request a copy of any meeting minutes or notes of meetings between two or more of the three Council Mayors this year (2023).

In addition, I would like to request a copy of any correspondence (email or letter) between two or more of the three Council Mayors this year (2023).

For the purposes of clarity in responding, your request has been broken down into parts as follows:

- Part 1 minutes of meeting 1 May 2023
- Part 2 minutes of any other meetings of the three Mayors of the Nelson, Tasman and Marlborough Councils in 2023 to date of request
- Part 3a emails between two or more of the three Mayors of the Nelson, Tasman and Marlborough Councils in 2023 to date of request
- Part 3b letters between two or more of the three Mayors of the Nelson, Tasman and Marlborough Councils in 2023 to date of request

Part 1

Although no formal minutes were taken of the meeting that took place on 1 May 2023, notes were kept. These are enclosed in full below.

Internal Document ID:



Part 2

No other minutes or notes are held from meetings between the mayors for this calendar year to date. Therefore, we must refuse this part of your request under section 17(g) of the Local Government Official Information and Meetings Act 1987 (LGOIMA).

Part 3a

The collated emails between any of the three mayors within the relevant timeframe are enclosed below, noting that some information has been withheld at this time under the following sections of LGOIMA:

Section 7(2)(a)	to protect the privacy of natural persons, including that of deceased natural persons
Section 7(2)(c)(i)	to protect information which is subject to an obligation of confidence where the making available of the information would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied
Section 7(2)(f)(i)	to maintain the effective conduct of public affairs through the free and frank expression of opinions by or between or to members or officers or employees of any local authority in the course of their duty

The reasons for withholding have been weighed against the public interest and found to be stronger. Redactions are shown with red on black overlay text on the attached PDF document.

Please also note that emails within a conversation thread that are out of scope for your request (being between people other than the three mayors) have not been provided.

Part 3b

Two letters are pertinent to your request and have been provided in the attached PDF document.

You have the right to seek an investigation and review by the Ombudsman of this response. Information about how to make a complaint is available at <u>www.ombudsman.parliament.nz</u> or Freephone 0800 802 602. If you wish to discuss this decision with us, please feel free to contact LGOIMA@ncc.govt.nz.

Yours sincerely

Devorah Nícuarta-Smith

Manager Governance and Support Services

Encl: Combined PDF document, comprising:

- Meeting notes 1 May 2023
- Collated emails
- Collated letters

Part 1

Notes from meeting of Mayors - 1 May 2023

Original sent by email - included in collated results to part 3a of request

At a meeting today of Nelson City, Marlborough and Tasman District Council Mayors and Chief Executives the following was agreed.

- 1. There is a desire to take coordinated regional leadership around changes to Water Infrastructure noting the political uncertainty of an election later this year.
- 2. There is an opportunity to transition earlier than the final date of 1 July 2026, and early engagement with the NTU should occur to commence this discussion.
- 3. Noting political uncertainty, the group agrees that the positions outlined to the Minister of Local Government prior to the Affordable Water Infrastructure announcements remain the shared position i.e. the benefits of a combined water infrastructure operating model and strong regional representation, the concerns that dissecting the boundaries of Tasman and Marlborough districts fails to reflect the communities of interest, the request for the exclusion of Nelmac in the asset transfer, and the support for iwi participation but not a legislative requirement for 50% representation. We agreed not to diverge from this view without discussion amongst the Transition Group outlined below.
- 4. Approval from each full Council will be sought to establish a Te Tauihu Council Water Infrastructure Transition Group comprising membership of the three Mayors and CEOs. We will collectively draft a single resolution to be used for each council's separate approval. The purpose of the group will be to work closely in a coordinated way to lead Water Infrastructure changes for Te Tauihu
- 5. Early discussions should commence with the NTU who will be invited to the first meeting of the Te Tauihu Council Water Infrastructure Transition Group (subject to approval by the three Councils) to examine the opportunities of early transition.
- 6. Once guidance from the NTU is received the group will seek at the earliest opportunity a hui with iwi to invite a dialogue around iwi participation.
- 7. Group meetings are expected to be 6 weekly.

From:	Mayor Nick Smith			
То:	<u>x@xxx</u>			
Subject:	Fwd: Three Waters Mayoral Declaration			
Date:	Saturday, 21 January 2023 6:29:42 pm			
Attachments:	Three Waters Mayoral Declaration FINAL 17.01.23.pdf			

This is the Mayoral Dec on 3 waters we discussed at cricket. Latest word on Friday was 48 Mayors were on board in including auck and chch. Most Mayors are not involving Councillors in decision but have chosen to consult with most indicating support. Deadline for decision is this Wed. Happy to discuss further.

Nick

Get Outlook for iOS

From:	Mayor Nadine Taylor
То:	"Mayor Janet Holborow"; Campbell Barry; xxxx.xxxxx@xxx.xxxx; Anita Baker; Wayne Guppy; Daran Ponter – Chair; xxxxx@xxx.xxx.xx; xxxxxx@xxxx.xxx; Gary Caffell; xxxxxx.xxxxx@xxxxxxxxxxxxxxxxx; xxxxxx@xxxx.xxx; xxxxxxxxxx
Cc: S.7(2)	(a) LGOIMA - protect privacy of natural persons
Subject:	RE: Reconnect zoom meeting - Entity C Councils
Date:	Monday, 30 January 2023 3:25:47 pm
Attachments:	image001.jpg

CAUTION: External email.

Do not click links or open attachments unless you recognise the sender and know the content is safe.

Thanks for suggesting, Campbell.

As one of the new recruits it'd be great to connect with Entity C Mayors and helpful to hear more about C's collective approach.

Ngā mihi mahana

Nadine

Nadine Taylor

Mayor

image002.jpg

Te Kaunihera ā-Rohe o Wairau

?

Tel: 03 520 7400 I Mob: 027 223 4054 15 Seymour Street, PO Box 443 Blenheim 7240, New Zealand xxxxx@xxxxxxxxxx.xxx

www.marlborough.govt.nz

From:	Mayor Nadine Taylor			
То:	Robyn Scherer, Mayor Nick Smith, Nadine Taylor			
Cc:	Kelsey McLean; Sarah Woodhouse-8607; Wouter Woortman			
Subject:	RE: Three waters submission - one voice			
Date:	Thursday, 9 February 2023 6:44:58 pm			
Attachments:	image001.jpg			
	image002.jpg			
	image003.png			
	image004.png			

CAUTION: External email.

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Thanks Robyn, I'm happy in principle. We will need te tau ihu Iwi Chairs to approve again as they are also signatories.

The Chair of Ngāti Kuia has changed since the last letter so it may need to be reviewed with the new Chair and the signature updated.

Thanks

Nadine

Nadine Taylor

Mayor



Te Kaunihera ā-Rohe o Wairau

From:	Mayor Nick Smith					
To:	Tim King; 7/210 Keoma poled; "Rachel Boyack"; XOXX					
Cc: S.7	(2)(a) LGOIMA - protect privacy of natural persons					
Subject:	RE: CITB Trustee Applications 2021					
Date:	Tuesday, 28 February 2023 12:51:00 pm					
Attachments:	image002.jpg image003.png image004.png image005.png					

Tim,

Happy with process to readvertise role. Keen for us to keep scientific skill set up and for us to be bringing on a new generation of Trustees for the Cawthron.

Nick



Subject: RE: CITB Trustee Applications 2021

CAUTION: External email.

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Morena Morena

I had a chat with Rachel Boyack this morning having reviewed the previous applications. We both believe that the best course of action would be to readvertise the role. One bit of information that we would like is regarding the current six non-statutory trustees backgrounds/areas of expertise to ensure that we have the requirement for three of them to have the scientific background covered. I understand that **from** is now away so we will need to catch up on **free** return to determine the next steps.

Nick $\sqrt{7(2)(a)}$ – your feedback on this plan of action would be appreciated.

Regards

Tim King

Robyn Scherer Executive Assistant & Advisor to the Mayor DDI <u>+64 3 543 8512</u> | Mobile <u>+64 27 278 9766</u> | <u>xxxxx.xxxxx@xxxxxx.xxxx.xxx</u> Private Bag 4, Richmond 7050, NZ

From:	Tim King		
То:	Rachel Boyack, Mayor Nick Smith		
Cc:	Rosalie Grant		
Subject:	Re: Hill St Richmond residents		
Date:	Wednesday, 15 March 2023 10:07:33 pm		
Attachments: image001.jpg			
	image475453.jpg		
	image390161.png		
	image625309.png		

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Evening all

Thanks Nick, sounds like a pragmatic way forward in the circumstances.

Tim

Get <u>Outlook for iOS</u>	
Tim King	
Koromatua	
Mayor	
DDI+64 (27) 2448202 Mobile+64 27 244 8202 🗶 🗶	
Private Bag 4, Richmond 7050, NZ	
?	2 2

2	2

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Sent: Wednesday, 15 March 2023 9:07 PM To: Rachel Boyack <x@xxx; x@xxnz Cc: Rosalie Grant <x@xx* Subject: Re: Hill St Richmond residents Rachel,

I will get on to it tomorrow. The navigators are NCC funded with a 25% grant from Govt but we just need to be pragmatic and get them support they need. There are insufficient cases in TDC to justify setting up a service. Admin would cost more than just getting them access. Nick

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2	

Kia Ora Minister,

Please find attached further feedback following our meeting last week and an informal discussion of Council today on potential alternative options. It is important to note that Council has not had sufficient time to fully analyse the different options nor consider them as part of our formal meetings.

The process is less than ideal, but we note your tight timetable and wanted to provide some guidance on our Councils view. We would welcome further opportunity to engage on this important issue for our community.

Nga mihi nui,

Nick Smith

Hon Keirin McAlnulty, Minister of Local Government, Parliament Buildings,

WELLINGTON.

Kia Ora Minister,

Further to our meeting last week by Zoom of the three Te Tauiho Mayors and Chief Executives, I have had the opportunity to have a further dialogue with Nelson City Councillors on the new options being considered of a greater number of water entities under the Three Waters Reform.

There is a consensus of all elected members in respect of the recent issue that has arisen over Nelmac, our Council controlled contracting company. The Transition Unit recently indicated they wished to acquire (without any compensation) the water services assets and staff of this business. We are unanimous in our opposition to this and seek at the earliest possible opportunity this being taken off the table due to the significant uncertainty and harm this is doing to this trading entity and its staff.

We have previously written jointly with our two neighbouring Councils and eight Te Tauihu iwi indicating that, if the reform is to proceed and the Government is insisting on four entities, for us to be included with the rest of the South Island in proposed Entity D. We are disappointed at your message that this is not being considered in the reset due to the opposition of Ngai Tahu.

I must note that a significant number of Nelson City Councillors have lost confidence in the Government over the three waters reform and did not wish to express any preference on the question of the number of entities and alternative configurations. They are concerned that the process is poor and has become an exercise in trying to resolve a political problem for the Government in the run up to the election rather than finding the right answer for the future of three waters management into the future for our community.

These Councillors are particularly aggrieved at the Government developing the policy on an assurance that it would be voluntary, assuring NZers this would be the case at the 2020 General Election and then afterwards significantly changing the policy to making it compulsory for Councils. These Councillors also believe the Government has misrepresented Council's performance in managing water infrastructure particularly as it relates to Nelson where we are proud of our track record. The taking of \$750 million of water infrastructure assets from our Council (that has associated debt of \$70 million) and then providing \$20 million in compensation as "Better Off" funding has also compounded the distrust. They are concerned that in expressing any view over alternative geographic options that this will be misinterpreted as support when they are strongly opposed. A majority of the Council prefer a Te Tauihu Entity over being part of Entity C. This is due to us having a greater community of interest with Tasman and Marlborough as compared to Wellington. There is also a view that the opportunity for Nelson input into a Te Tauihu is significantly greater than a far larger entity. This view is also influenced by scepticism that the economies of scale relied upon in the Three Waters economic modelling are not as great as assumed. One of our 12 Councillors still favours staying as part of Entity C.

It is important to note that this issue of the number and size of entities addresses only a part of the Nelson City Council's concerns over the Government's proposals on Three Waters. We remain of the view that stormwater should not be included as it comprises the integrated catchment management of flood management that unitary Councils like Nelson do well. We also wish the reforms to recognise these are ratepayer funded assets that should remain in the ownership of Council and that there needs to be proper accountability back to elected representatives. We restate our more detailed concerns provided in our recent submission to the Finance and Expenditure Select Committee.

Nga mihi nui,

Hon Dr Nick Smith.

Mayor Of Nelson.

From:	Mayor Nick Smith				
То:	Lindsay McKenzie; xxx.xxxx@xxxxxx.xxx; Mayor Nadine Taylor; xxxx.xxxxxx@xxxxxxxxxxxxxxxxxx; xxxxxx.xxxxxx@xxxxxxx.xx; Lindsay McKenzie				
Cc:	Robyn Scherer; Andi Houston; Sarah Woodhouse-8607; Paula Dempsey				
Subject:	Draft for discussion at 7pm meeting				
Date:	Tuesday, 21 March 2023 4:48:00 pm				
Attachments:	image001.png s.7(2)(1)(1) - free and frank opinions, s.7(2)(c) LGOIMA - subject to an obligation of confidence Attachment Withheld				

Kia ora koutou

Please see attached draft for discussion at 7pm Zoom meeting that is scheduled to discuss three waters positioning.

Ngā mihi

Hon Dr Nick Smith

Mayor of Nelson Nelson City Council | Te Kaunihera o Whakatū P 03 265 5637 www.nelson.govt.nz

		obligation of confidence	-7(0)(f)(i)	
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			, 0.1 (_) (1) (1)	

From:	Mayor Nick Smith	
То:	Lindsay McKenzie; xxx.xxxx@xxxxxx.xxx; Mayor Nadine Taylor; xxxx.xxxxxx@xxxxxxxxx xxxxxx.xxxxxx@xxxxx.xxx.	<u>.xxxx.xx</u> ;
Cc:	Robyn Scherer; Andi Houston; Kelsey McLean; Sarah Woodhouse-8607	
Subject:	Revised common positions	
Date:	Wednesday, 22 March 2023 9:07:00 am	Attachment Withheld
Attachments:	s.7(2)(c) LGOIMA - subject to an obligation of confidence, s.7(2)(f)(i) - free and frank opinions	

Good morning

Please find attached revised common positions following last night's Zoom session.

I welcome any comments.

Kind regards,

Hon Dr Nick Smith Mayor of Nelson Nelson City Council | Te Kaunihera o Whakatū P 03 265 5637 www.nelson.govt.nz

From:	Mayor Nick Smith
То:	Eve Lucinsky, K McAnulty (MIN)
Cc:	Janine Dowding; x@xxx ; Lindsay McKenzie; Mayor Nadine Taylor; x@xxx
Subject:	In confidence - common positions for Te Tauihu Mayors for Three Waters meeting today
Date:	Wednesday, 22 March 2023 4:02:00 pm
Attachments:	Final version Three Waters common positions.pdf

Dear Minister

Please find attached the common positions for the Mayors of Marlborough, Nelson and Tasman in respect of the Three Waters meeting with you today.

Nāku iti noa, nā

Hon Dr Nick Smith Mayor of Nelson Nelson City Council | Te Kaunihera o Whakatū P 03 265 5637 www.nelson.govt.nz Common positions for Mayors of Marlborough, Nelson and Tasman in respect of Three Waters meeting with Minister, Wednesday 22 March

- 1. The new water entities need to have more direct accountability to ratepayers and councils. We favour a model where the elected councils appoint the directors and have oversight of performance through letters of expectation and statements of intent as well as half and full-year financial and non-financial reporting.
- 2. We support iwi participation on the water entities but not a legislative requirement for 50% representation. The diversity of iwi across New Zealand requires flexibility in the way in which their voices are included in the water entities structure. We favour a model more like that in the Natural and Built Environment Bill.
- 3. Nelmac should be treated no differently to privately owned water services companies. Their inclusion in the asset transfer is unfair to councils that have retained ownership. Including them will unnecessarily complicate the role of the new water entities.
- 4. Water entity boundaries should be determined on the basis of communities of interest, water catchments and existing water networks and not subdivide existing territorial authorities. The current proposal bisects the Tasman and Marlborough districts.
- 5. If the proposed 4 water-entity model remains, all three councils wish to be part of South Island Entity D. This position was reinforced in a letter to Ministers endorsed by the eight Te Tauihu iwi. We would be open to a greater number of water entities, albeit further work is required on the optimum number and appropriate boundaries. Any future structure must ensure equity of costs between entities and financial sustainability.

From:	Rebecca Waldron-5173 on behalf of Mayor Nadine Taylor
То:	x0xxx ; Mayor Nick Smith
Subject:	Letter - Minister McAnulty - Three Waters Reform Potential Amendments
Date:	Friday, 31 March 2023 3:52:50 pm
Attachments:	image001.jpg
	Three Waters Reform - Potential Amendments letter from Mayor Taylor.pdf

CAUTION: External email.

Do not click links or open attachments unless you recognise the sender and know the content is safe.

Kia ora Mayor King and Mayor Smith

Please find attached a letter that has been sent to Minister McAnulty from Mayor Taylor this afternoon.

Ngā mihi

Bec Waldron Executive Assistant to Chief Executive MDCOMBLUERGB

?

Phone: 03 520 7400 Mobile: 022 370 2527

15 Seymour Street, PO Box 443 Blenheim 7240, New Zealand

www.marlborough.govt.nz

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MARLBOROUGH DISTRICT COUNCIL 15 SEYMOUR STREET PO BOX 443, BLENHEIM 7240 NEW ZEALAND TELEPHONE (0064) 3 520 7400 FACSIMILE (0064) 3 520 7496 EMAIL mdc@marlborough.govt.nz WEB www.marlborough.govt.nz



31 March 2023

Record No: 2360918 File Ref: D050-007-001-01, W400-011-01 Ask for: Mayor Taylor

Hon. Kieran McAnulty Minister of Local Government Private Bag 18041 Parliament Buildings Wellington 6160 K.mcanulty@ministers.govt.nz

Dear Minister

Three Waters Reform - Potential Amendments

Thank you for including Te Tauihu unitary councils, including Marlborough, in last week's discussion of potential amendments to the current Three Waters reform proposals.

It was made clear in your discussion slides that the Government's intention is to continue the reforms but to also consider changes which might achieve three key priorities:

- 1. Strengthen the links between councils and entities;
- 2. Ensure that water service entities and councils have financial independence to invest in the things they need to; and
- 3. 'No district is left behind.'

You also made it clear that several of the common positions the three Te Tauihu Mayors agreed on were likely to be unacceptable, these being:

- 1. Any representation proposals which did not maintain balance sheet separation;
- 2. The inclusion of Te Tauihu councils in Entity D.

Your position on these two key aspects of the Te Tauihu position limits the options for changes to increasing the number of entities, thus providing the opportunity for more direct representation on Regional Representative Committees than we currently have.

Unfortunately, the projected \$2,051 average household cost of a Te Tauihu entity as provided by DIA officials (Attachment 1) becomes \$3,150 per annum, significantly up from the \$1,360 modelled for Entity C.

Marlborough District Council (MDC) has always accepted the need for some type of reform but recognises the very challenging magnitude of future three waters investment required both to address current water quality and capacity challenges and particularly the future need to invest in climate change resilience. Our communities, and Māori in particular, have high expectations to greatly enhance effluent and stormwater discharge quality, which will be very expensive. These are massive challenges. That means a Te Tauihu entity is not supported by MDC on the grounds of affordability. If Government does increase the number of entities, we believe a cost equalisation mechanism across all entities must be implemented. This was a key element and benefit of the reform proposals.

If we are therefore stuck with Entity C, our issue has always been ensuring Marlborough has a strong voice in determining the priority capital investments of the new entity. We fear that Marlborough's three waters investment will fall behind and the much larger Wellington City and surrounding urban councils such as Hutt Valley, Porirua and the Kapiti Coast, with their much greater residential land demands, will dominate future investments. MDC's submissions to the Water Services Entities and Water Services Legislation Bills have consistently expressed our concern about loss of local democratic influence and lack of consideration of alternative models which could mitigate that.

MDC may not be represented on the Regional Representative Group. The Regional Advisory Panels also dilute our influence because they are Te Tauihu-wide. This is our most significant concern and because of that our community is adamantly opposed to the new system to a large degree.

We suggest that Government could still counter those fears through strong direction from its Government Policy Statement (GPS) on Three Waters. The GPS needs to insist that all council growth requirements be given equal weight by the water entities. The entities in turn need to be structured so that individual councils can have access to entity local and senior management at all times, to be able to move quickly and flexibly if local development opportunities arise.

A recent example for MDC was a proposal from a major retirement village company to build a large village on the periphery of Blenheim's urban residential area. The village will provide the equivalent of over 300 houses and so is of significant benefit to the region's housing challenges. The infrastructure necessary was problematic being some years away in our Long-Term Plan. There were adjoining private landowner difficulties in providing three waters service access. MDC was able to work with the retirement village, amend our three waters priorities and get the development underway with some smart engineering.

To support such local devolvement and input, councils will need ongoing three waters knowledge and experience within its staff. Such staff will need to act as the key liaison people with the entity staff, identifying community issues, contributing to land use planning, assisting senior council staff and councillors to understand entity proposals and ensuring a strong link between the entity and council's long term planning. We believe funding for this should come from either the Government or the Three Waters entities.

In summary, Marlborough District Council:

- 1. Is disappointed that we cannot join Entity D at this point and would like further consideration to be given to this.
- 2. Does not favour a smaller entity across Te Tauihu on affordability grounds, unless a cross entity cost equalisation mechanism is implemented.
- 3. If we cannot join Entity D and smaller councils cannot be assured that cost equalisation will be provided, our next preference is to remain in Entity C.
- 4. Seeks Government support for much stronger directives to the new entities to engage regularly and directly with local councils at both staff and governance levels
- 5. Seeks Government support for a flexible and responsive approach to future development opportunities with equal weight given to councils of all sizes
- 6. Believes that Government or the new entities should fund local council three waters expertise on an ongoing basis.

Thank you for the opportunity to provide input into your decision making.

Yours sincerely

Maylor

NADINE TAYLOR MAYOR

Encl

Copy to: Hamiora Bowkett, Executive Director, Three Waters Reform, DIA

MDC Councillors Mark Wheeler, Chief Executive Martin Fletcher Chief Financial Officer Richard Coningham, Manager Assets and Services

From:	Mayor Nick Smit	<u>ith</u>
To:	Mayor Nadine T	Taylor; 🗶
Cc:	XQXXX	; Mark Wheeler-5030; Nigel Philpott
Subject:	Re: Notes from the meeting yesterday	
Date:	Wednesday, 3 N	May 2023 10:09:40 pm

Dear Nadine.



Yours sincerely,

Nick

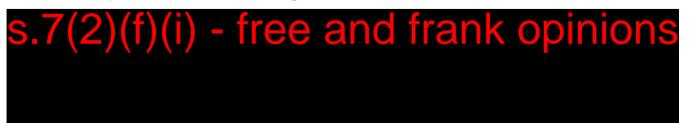
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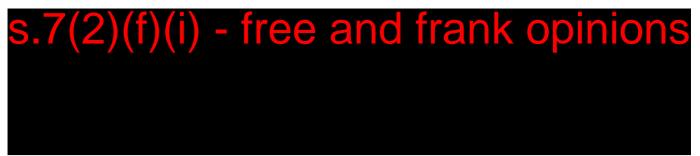
Sent: Wednesday, May 3, 2023 8:18:11 PM **To:** xxxxxx.xxxx@xxxxxx.xxx.xx <xxxxxx.xx@xxxxx.xxx.xx> Cc: xxx.xxxx@xxxxxx.xxx.xxx <xxx.xxx@xxxxxx.xxx>; Mayor Nick Smith <xxxxxxxx@xxx.xxxx.xx>; Mark Wheeler-5030 <xxxx.xxxxx@xxxxxxxxxxxxxxxxxx.xxxt.nz>; Nigel Philpott <xxxxx.xxxxxx@xxx.xxxx.xx> Subject: Re: Notes from the meeting yesterday

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Janine thank you for these notes which are spot-on.





Nadine

Sent from my iPad

On 2/05/2023, at 7:36 AM, Janine Dowding <xxxxxxxx@xxxxxx@xxxxxxxwwxxxx wrote:

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

At a meeting today of Nelson City, Marlborough and Tasman District Council Mayors and Chief Executives the following was agreed.

- 1. There is a desire to take coordinated regional leadership around changes to Water Infrastructure noting the political uncertainty of an election later this year.
- 2. There is an opportunity to transition earlier than the final date of 1 July 2026, and early engagement with the NTU should occur to commence this discussion.
- 3. Noting political uncertainty, the group agrees that the positions outlined to the Minister of Local Government prior to the Affordable Water Infrastructure announcements remain the shared position i.e. the benefits of a combined water infrastructure operating model and strong regional representation, the concerns that dissecting the boundaries of Tasman and Marlborough districts fails to reflect the communities of interest, the request for the exclusion of Nelmac in the asset transfer, and the support for iwi participation but not a legislative requirement for 50% representation. We agreed not to diverge from this view without discussion amongst the Transition Group outlined below.
- 4. Approval from each full Council will be sought to establish a Te Tauihu Council Water Infrastructure Transition Group comprising membership of the three Mayors and CEOs. We will collectively draft a single resolution to be used for each council's separate approval. The purpose of the group will be to work closely in a coordinated way to lead Water Infrastructure changes for Te Tauihu
- 5. Early discussions should commence with the NTU who will be invited to the first meeting of the Te Tauihu Council Water Infrastructure Transition Group (subject to approval by the three Councils) to examine the opportunities of early transition.
- 6. Once guidance from the NTU is received the group will seek at the earliest opportunity a hui with iwi to invite a dialogue around iwi participation.
- 7. Group meetings are expected to be 6 weekly.

Ngā mihi Janine

Janine Dowding

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From:	Robyn Scherer on behalf of Tim King
To:	Robyn Scherer
Subject:	Overseas on leave - 6 June to 12 July 2023
Date:	Tuesday, 30 May 2023 11:36:09 am
Attachments:	<u>image880803.jpg</u>
	image467651.png
	image777847.png

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Kia ora

I am overseas on leave from 6 June 2023 until 11 July 2023.

Deputy Mayor, Stuart Bryant will be Acting Mayor while I am away.

My Executive Assistant, Robyn Scherer will be supporting Stuart during my absence. You can connect to Robyn via email – <u>xxxxx.xxxx@xxxxxx.xxx</u> or cell phone – 027 2789 766

Ngā mihi

Tim King

Robyn Scherer

Executive Assistant & Advisor to the Mayor DDI +64 3 543 8512 | Mobile +64 27 278 9766 | <u>xxxxx.xxxxx@xxxxxx.xxx</u> Private Bag 4, Richmond 7050, NZ





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From:	Robyn Scherer on behalf of Tim King
To:	s.7(2)(a) LGOIMA - protect privacy of natural persons
Cc:	"Rachel Boyack"; Mayor Nick Smith
Subject:	RE: CITB trustee
Date:	Tuesday, 30 May 2023 3:00:45 pm
Attachments:	image969339.jpg
	image810260.png
	image154922.png

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Having talked to Nick Smith and yourself and having considered the three candidate CV's I agree with the interview panel's recommendation to appoint Peter Crabtree.

Regards

Tim King **Robyn Scherer** Executive Assistant & Advisor to the Mayor **DDI**+64 3 543 8512| **Mobile**+64 27 278 9766| <u>Robyn.Scherer@tasman.govt.nz</u> Private Bag 4, Richmond 7050, NZ



?

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From:	Mayor Nick Smith
То:	Tim King; @xxx ; x0xx
Cc:	Nigel Philpott; Mark Wheeler (🔊 🕸
Subject:	Re: Draft letter re Affordable Water Reforms
Date:	Wednesday, 31 May 2023 12:32:26 pm
Attachments:	image229894.jpg image346465.png image865321.png

Dear Janine,

I did not agree that our letter to Minister McAlnulty propose a membership for the steering group membership along the lines you have proposed. Quite to the contrary, I stated a number of times that I did not wish to set any precedent on this quite divisive issue until after the General Election when Government policy would become more settled. I suggest replacing the sentence after NTU with "The purpose of the steering group should be focused on the operational challenges of establishing a Te Tauihu water entity and we suggest representation comprising of CEOs and Infrastructure Managers from each Council. Our Councils are cautious of committing to any particularly model for governance when there will be significant political uncertainty over this until after the General Election." The subtle but important difference is not setting a precedent on representation. The ownership of the steering group is also then with the NTU not Councils.

I also wish to push for us each doing as we committed in note 4 of your notes from May 1st - that is formalising our Water Infrastructure Tranistion Group by Council resolution. This provides an important balance to the steering group. I would be happy for us to note that the makeup of this transition group will be reviewed after the General Election so as to take into account the future direction of water policy.

Nigel and I are less enthusiastic about pressing ahead with the NTU work but in the interests of compromise and moving ahead feel this is a constructive way forward. It provides the balance of the steering group getting and doing some early work while delivering on what we agreed early in May.

Yours sincerely,

Nick

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Do not click links or open attachments unless you recognise the sender and know the content is safe. Kia ora Nadine,

Please see attached letter.

Nāku iti noa, nā

Hon Dr Nick Smith

Mayor of Nelson Nelson City Council | Te Kaunihera o Whakatū P 03 265 5637 www.nelson.govt.nz



31 May 2023

Mayor Nadine Taylor Marlborough District Council Via email

Dear Nadine

Kotahitanga mõ te Taiao Alliance funding

Nelson City Council last week, at a deliberation meeting on its proposed 2023-24 Annual Plan, agreed to increase funding assistance to the Kotahitanga mō te Taiao Alliance from \$20,000 to \$40,000. I am aware your Council likewise received representations from Alliance Programme Manager Debs Martin requesting that all Te Tauihu Councils contribute a similar amount.

I am a strong supporter of the work of the Alliance and the model of us better co-ordinating the efforts of local government, DOC, the Nature Conservancy and MPI in conservation and biosecurity programmes across the top of the south. I see real benefits in increasing the resource of the Alliance and providing a more integrated approach to this biodiversity work that covers Council, Crown and private land.

Our Council considered making its additional funding conditional on an equivalent increase in support from Tasman and Marlborough but instead resolved to do so regardless but to try and persuade our neighbours to contribute a similar additional sum. I would note that Nelson has the smallest geographical area and is the Council likely to benefit the least but also appreciate the many other pressures on your budgets.

I would sincerely appreciate your Council considering matching our contribution to improve the resilience of biodiversity protection across the region.

Yours sincerely,

Mit Smith

Hon Dr Nick Smith Mayor of Nelson



From:	Mayor Nick Smith
To:	xoxx
Cc:	Robyn Scherer
Subject:	Letter - 31 May 2023
Date:	Thursday, 1 June 2023 9:29:00 am
Attachments:	Letter to Mayor Tim King - Kotahitanga mo te Taiao Alliance funding - Mayor Nick Smith.pdf

Kia ora Tim,

Please see attached letter.

Nāku iti noa, nā

Hon Dr Nick Smith

Mayor of Nelson Nelson City Council | Te Kaunihera o Whakatū P 03 265 5637 www.nelson.govt.nz



31 May 2023

Mayor Tim King Tasman District Council Via email

Dear Tim

Kotahitanga mõ te Taiao Alliance funding

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I would sincerely appreciate your Council considering matching our contribution to improve the resilience of biodiversity protection across the region.

Yours sincerely,

Mid Smith

Hon Dr Nick Smith Mayor of Nelson

From: Mayor Nadine Taylor ; Mayor Nick Smith To: Tim King; x@xxx Nigel Philpott; Mark Wheeler-5030 Cc: Subject: Re: Draft letter re Affordable Water Reforms Thursday, 1 June 2023 10:20:38 am Date: Attachments: image001.ipg image002.png image003.png image066538.jpg image186459.png image238193.png image001.jpg image002.png image003.png image066538.jpg image186459.png image238193.png

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Good morning Janine,

Thank you for proposing those changes.

I'm happy with the amended version of the letter, as circulated yesterday afternoon.

I'll arrange for my EA to provide you with my electronic signature.

Thanks

Nadine

Get Outlook for Android

From: Robyn Scherer <xxxxx.xxxx@xxxxxx.xxx> on behalf of Tim King
<xxx.xxx@xxxxxx.xxx>
Sent: Thursday, June 1, 2023 10:06:03 AM
To: Janine Dowding <xxxxxx.xxxx@xxxxx.xxxx.xx>; Mayor Nick Smith
<xxxxxx@xxx.xxxx@xxx.xxxx.xx>; Mayor Nick Smith
<cc: Nigel Philpott <xxxxx.xxxx@xxx.xxxx.xx>; Mark Wheeler
(xxxx.xxxx@xxxxxxx.xxx.xx) <xxxx.xxx@xxxxxxx.xxx.xx>
Subject: RE: Draft letter re Affordable Water Reforms

EXTERNAL EMAIL: Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Thank you Janine, I am happy with the amended letter

Tim

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Robyn Scherer Executive Assistant & Advisor to the Mayor DDI +64 3 543 8512 | Mobile +64 27 278 9766 | xxxxxxxxx@xxxxxxx@xxxxxxxxx Private Bag 4, Richmond 7050, NZ



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From: Mayor Nick Smith <xxxxxxx@xxx.xxx...>
Sent: Wednesday, May 31, 2023 12:32 PM
To: Tim King <xxx.xxx@xxxxx.xxx...>; xxxx@xxxxxx.xx...; Janine Dowding
<xxxxx.xxxx@xxxxxx@xxxxxx.xx...>
Cc: Nigel Philpott <xxxx.xxxx@xxxxxx@xxx.xxx...>; Mark Wheeler
(xxxx.xxxx@xxxxxx@xxxxxx.xx...) <xxxx.xxx@xxxxxx.xxx...>
Subject: Re: Draft letter re Affordable Water Reforms

Dear Janine,

I did not agree that our letter to Minister McAlnulty propose a membership for the steering group membership along the lines you have proposed. Quite to the contrary, I stated a number of times that I did not wish to set any precedent on this quite divisive issue until after the General Election when Government policy would become more settled. I suggest replacing the sentence after NTU with "The purpose of the steering group should be focused on the operational challenges of establishing a Te Tauihu water entity and we suggest representation comprising of CEOs and Infrastructure Managers from each Council. Our Councils are cautious of committing to any particularly model for governance when there will be significant political uncertainty over this until after the General Election." The subtle but important difference is not setting a precedent on representation. The ownership of the steering group is also then with the NTU not Councils.

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Nigel and I are less enthusiastic about pressing ahead with the NTU work but in the interests of compromise and moving ahead feel this is a constructive way forward. It provides the balance of the steering group getting and doing some early work while delivering on what we agreed early in May.

Yours sincerely,

Nick

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From:	Mayor Nick Smith
То:	<u>Alec Louverdis; Tim King; xxxxxxx.xxxx@xxxxxx.xxxx.xxStuart Bryant</u>
Cc:	Stephen Rainbow; Kelsey McLean; Nigel Philpott; Janine Dowding (xxxxxx.xxxxxx@xxxxxx.xxxxxx)
Subject:	Draft Letter on Cycleways to Min of Transport
Date:	Monday, 12 June 2023 8:56:00 pm
Attachments:	cycleway letter.docx

This is a draft of the letter Tim King and I discussed regarding trying to get an extension on the timetable for our cycleway projects.

Welcome feedback and additions. Aim is to get out by end of this week.

Nick

Hon Keiran McAlnulty, Acting Minister of transport, Parliament Buildings, WELLINGTON.

Dear Minister,

We write to respectfully request that Waka Kotahi reconsider applications by our two Councils for extensions of the delivery timetables for cycleway projects in our two regions to enable us to be able to properly consult and engage with the effected communities on their delivery.

Cycleways are the easiest to build when they are incorporated from the beginning in new developments. They are a lot more challenging when they are being added into an existing urban environment. Space within the roading corridor is often contested and new cycleways can result in the loss of parking, narrowing of carriageways, changes to property entrances, impacts on businesses and significant debate on how best to ensure the safety of all road users. It is possible to overcome these problems of retrofitting cycleways into an existing roading layout, but it requires thorough engagement with the community and careful design. The danger with pushing ahead without proper consultation is that it alienates communities and is counterproductive to support for providing greater transport choices.

The current timetable for the delivery of cycleway projects in Nelson and Tasman does not give sufficient time. The insistence that the projects be completed by June 2024 does not allow sufficient time for preliminary design, consultation with communities, final design, contract tendering and construction. We are disappointed that our requests to Waka Kotahi for an extension to June 2025 has been declined and their advise that we will lose the funding if the projects are not completed within the year.

A good example of the sort of project at risk is the \$4 million East- West Cycleway in Nelson City. This proposal will significantly add and improve the network of cycleways in Nelson by providing a dedicated cycleway from the eastern suburbs to major schools and the hospital as well as then linking to the main cycleways north and south. However, it is a complicated geography that will involve at least six roads, hundreds of homes and dozens of businesses. We would welcome showing the area to understand the complexity of the project.

Our Councils have both become involved in controversies in recent months over transport initiatives in places like Pohara, Motueka, Stoke and in the City over changes in the roading corridor required to deliver Government transport priorities for cycleways and buses. These issues can be managed with careful and thorough consultation but not without adequate time. We are also concerned about the toll on our staff from the backlash when times are inadequate to do these processes well.

We are sure that you will also be ware that our region is also having to manage tens of millions of infrastructure repair work arising from the August storms last year. This work is putting our engineering teams under huge pressure. The Nelson Annual Plan has us doing more infrastructural work in 2023/24 than ever in NCC's history and Tasman's is similarly ambitious. Nelson's incoming and new Chief Executive has advised that it is just not possible or reasonable to deliver these cycleway projects on this timetable as well as the flood repair work, and that the repair works need to take priority.

I would welcome further engagement with your Transport or Waka Kotahi officials and any requests for further information. We have copied this letter to our two affected electorate MPs Hon Damien O'Connor and Rachel Boyack to keep them informed. We are keen to find a solution that works for the Government and our communities.

Yours sincerely,

Hon Dr Nick Smith

Mayor of Nelson.

Tim King Mayor of Tasman. Final letter to Hon McAnulty included for completeness





Monday 19 June 2023

Hon Kieran McAnulty Acting Minister of Transport Parliament Buildings Wellington

By email:

Dear Minister McAnulty

We write to respectfully request that Waka Kotahi reconsider applications by our two Councils for extensions of the delivery timetables for cycleway projects in our two regions to enable us to be able to properly consult and engage with the effected communities on their delivery.

Cycleways are the easiest to build when they are incorporated from the beginning in new developments. They are a lot more challenging when they are being added into an existing urban environment. Space within the roading corridor is often contested and new cycleways can result in the loss of parking, narrowing of carriageways, changes to property entrances, impacts on businesses and significant debate on how best to ensure the safety of all road users. It is possible to overcome these problems of retrofitting cycleways into an existing roading layout, but it requires thorough engagement with the community and careful design. The danger with pushing ahead without proper consultation is that it alienates communities and is counterproductive to support for providing greater transport choices.

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We would welcome further engagement with your Transport or Waka Kotahi officials and any requests for further information. We have copied this letter to our two affected electorate MPs Hon Damien O'Connor and Rachel Boyack to keep them informed. We are keen to find a solution that works for the Government and our communities.

Yours sincerely,

Mil Smith

Hon Dr Nick Smith Mayor of Nelson

2 Bryant

Stuart Bryant Acting Mayor of Tasman

From:	Mayor Nadine Taylor
То:	OCouncillors; OExecManagement; Mayor Nick Smith; Tim King
Cc:	Robyn Scherer; "Paula Dempsey"; Andi Houston; Kelsey McLean
Subject:	Overseas on leave - 1 July to 14 July 2023
Date:	Wednesday, 28 June 2023 9:19:12 am
Attachments:	image001.jpg

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Kia ora koutou,

I am overseas on leave from 1 July to 14 July 2023 inclusive.

Deputy Mayor David Croad will be Acting Mayor while I am away.

Mayor

MDC logo	
Te Kaunihera ā-Rohe o Wairau	
Phone: 03 520 7400	
15 Seymour Street, PO Box 443	
Blenheim 7240, New Zealand	
<u>xxxxx@xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx</u>	
www.marlborough.govt.nz	

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From:	Mayor Nick Smith
То:	s.7(2)(a) LGOIMA - protect privacy of natural persons Tim King; 57(2)(a) LGOIMA - protect privacy of natural persons
Cc:	s ^{-7(2)(a) LGOMA from} Rachel Boyack; s.7(2)(a) LGOIMA - protect privacy of natural persons
Subject:	Re: Thomas Cawthron Amendment Bill
Date:	Wednesday, 28 June 2023 1:24:13 pm
Attachments:	image001.png

PR looks good and lets hope path through Parliament is smooth. Well done to all on getting this through.

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From:	Mayor Nick Smith
To:	Daryl Wehner; Tim King; Mayor Nick Smith; 🔊
Cc:	Kelsey McLean; Robyn Scherer
Subject:	Re: Email on behalf of Sue Sheldon, IHL Chair
Date:	Monday, 10 July 2023 1:50:58 pm
Attachments:	image001.jpg image002.png image007.png image008.jpg image004.png image006.png

Sue and Daryl,

This looks robust, sensible and just as we ask. Tx for effort put into finding a workable solution.

Nick

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Office of the Mayor

Email mayor@tasman.govt.nz

Phone 03 543 8444

18 May 2023

Mayor Nadine Taylor Marlborough District Council PO Box 443 Blenheim 7240

Mayor Nick Smith Nelson City Council PO Box 645 Nelson 7040

Nadine.taylor@marlborough.govt.nz

MayorNick@ncc.govt.nz

Tēnā koe Nadine and Nick

Welcoming Communities – Statement of Commitment

As you are aware, all three councils in Te Tauihu have joined Welcoming Communities – a programme that has been designed to help existing communities reach out to newcomers for better economic outcomes and increased social cohesion.

Our three Welcoming Communities coordinators walk the talk and collaborate as much as possible to be efficient and innovative. Their work is based on shared values, a common outcomes framework and the vision of strong, sustainable, well connected, resilient, and thriving communities. The core values of the programme Manaakitanga and Whanaungatanga also align well with the Te Tauihu Intergenerational Strategy.

An important step in the implementation process is the signing of a Statement of Commitment to publicly show that we are all dedicated to achieving the proposed outcomes. I suggest it would be worth pursuing a collaborative Statement of Commitment between our three councils. Ideally, this would include a ceremony to sign a Statement of Commitment by the Te Tauihu Mayors and Chief Executive's as well as partnering iwi and relevant stakeholders.

It would be a first in New Zealand and would communicate a strong message that we are collectively committed to be good ancestors.

I look forward to your positive feedback.

Ngā mihi nui

Tim King Mayor, Tasman District **Te Koromatua o te tai o Aorere**

Friendly Towns • Motueka and Kiyosato, Hokkaido, Japan • Richmond and Fujimi, Nagano, Japan • Tākaka and Grootegast, The Netherlands

Tasman District Council Email info@tasman.govt.nz Website tasman.govt.nz **Richmond** 189 Queen Street Private Bag 4 Richmond 7050 Murchison 92 Fairfax Street Murchison 7007 New Zealand Motueka 7 Hickmott Place PO Box 123 Motueka 7143

Tākaka 78 Commercial Street PO Box 74 Tākaka 7142





Office of the Mayor

Email mayor@tasman.govt.nz Phone 03 543 8444

1 June 2023

Mayor Nick Smith Nelson City Council

Via email

Tēnā koe Nick

Kotahitanga mō te Taiao Alliance Funding

Thank you for your letter of 31 May 2023 regarding funding assistance for the Kotahitanga mō te Taiao Alliance.

I can confirm that at its Annual Plan deliberations meeting yesterday, Tasman District Council resolved to:

"fund \$20,000 per annum for two years for the planning, coordination and communication to deliver on the Kotahitanga mō te Taiao Alliance through the Annual Plan 2023/2024, subject to Nelson City and Marlborough District Councils providing funding at a similar level"

This is in addition to the current \$20,000 funding per annum from Tasman District Council making a total of \$40,000.

Ngā mihi nui

Tim King Mayor, Tasman District **Te Koromatua o te tai o Aorere**

Friendly Towns • Motueka and Kiyosato, Hokkaido, Japan • Richmond and Fujimi, Nagano, Japan • Tākaka and Grootegast, The Netherlands

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Murchison 92 Fairfax Street Murchison 7007 New Zealand Motueka 7 Hickmott Place PO Box 123 Motueka 7143

Tākaka 78 Commercial Street PO Box 74 Tākaka 7142