



Far North District Council



AGENDA

Motutangi Drainage Area Committee Meeting

Monday, 18 March 2019

Time: 3.00 pm - 4.30 pm

Location: Board Room, Te Ahu
Cnr State Highway 1 and Mathews
Avenue
Kaitiaia

Membership:

Bob Campbell - Chairperson
Member Lawrie Atkinson
Member Paul Harvey
Member Bede Shereen
Member Jeremy White

Far North District Council
Motutangi Drainage Area Committee Meeting
will be held in the Board Room, Te Ahu , Cnr State Highway 1 and
Mathews, Avenue, Kaitaia on:
Monday 18 March 2019 at 3.00 pm - 4.30 pm

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1 APOLOGIES AND DECLARATIONS OF INTEREST

Members need to stand aside from decision-making when a conflict arises between their role as a Member of the Community Board and any private or other external interest they might have. This note is provided as a reminder to Members to review the matters on the agenda and assess and identify where they may have a pecuniary or other conflict of interest, or where there may be a perception of a conflict of interest.

If a Member feels they do have a conflict of interest, they should publicly declare that at the start of the meeting or of the relevant item of business and refrain from participating in the discussion or voting on that item. If a Member thinks they may have a conflict of interest, they can seek advice from the Chief Executive Officer or the Team Leader Governance Support (preferably before the meeting).

It is noted that while members can seek advice the final decision as to whether a conflict exists rests with the member.

2 SPEAKERS

3 CONFIRMATION OF PREVIOUS MINUTES

3.1 CONFIRMATION OF PREVIOUS MINUTES

File Number: A2384093

Author: Maryn Ashby, Meetings Administrator

Authoriser: Aisha Huriwai, Team Leader Governance Support

PURPOSE OF THE REPORT

The minutes of the previous Motutangi Drainage Area Committee meeting are attached to allow the Committee to confirm that the minutes are a true and correct record.

RECOMMENDATION

That the Motutangi Drainage Area Committee that the minutes of the meeting of the Motutangi Drainage Area Committee held 10 September 2018 are a true and correct record.

1) BACKGROUND

Local Government Act 2002 Schedule 7 Section 28 states that a local authority must keep minutes of its proceedings. The minutes of these proceedings duly entered and authenticated as prescribed by a local authority are prima facie evidence of those meetings.

2) DISCUSSION AND OPTIONS

The minutes of the meeting are attached.

Far North District Council Standing Orders Section 27.3 states that no discussion shall arise on the substance of the minutes in any succeeding meeting, except as to their correctness.

Reason for the recommendation

The reason for the recommendation is to confirm the minutes are a true and correct record of the previous meeting.

3) FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

There are no financial implications or the need for budgetary provision as a result of this report.

ATTACHMENTS

- 1. 2018-09-10 Motutangi Drainage Area Committee Minutes - A2289914**  

Compliance schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

Compliance requirement	Staff assessment
State the level of significance (high or low) of the issue or proposal as determined by the Council's Significance and Engagement Policy	Not applicable
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	Not applicable
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	Not applicable
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water.	None
Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences.	Not applicable
State the financial implications and where budgetary provisions have been made to support this decision.	There are no financial implications or the need for budgetary provision arising from this report.
Chief Financial Officer review.	The Chief Financial Officer has not reviewed this report.

Motutangi Drainage Area Committee Meeting Minutes

10 September 2018

**MINUTES OF FAR NORTH DISTRICT COUNCIL
MOTUTANGI DRAINAGE AREA COMMITTEE MEETING
HELD AT THE COUNCIL CHAMBER, MEMORIAL AVENUE, KAIKOHE
ON MONDAY, 10 SEPTEMBER 2018 AT 3.00 PM - 4.30 PM**

PRESENT: Member Lawrie Atkinson, Chairperson Bob Campbell, Member Paul Harvey, Member Neil Thompson, Member Bede Shereen, Member Jeremy White

IN ATTENDANCE:

STAFF PRESENT: Steve Little - Team Leader 3 Waters Operations, Infrastructure and Asset Management
Steven Smith - Stormwater Engineer, Infrastructure and Asset Management
Troy Smith - Engineer 3 Waters, Infrastructure and Asset Management
Maryn Ashby - Meetings Administrator.

1 CONFIRMATION OF PREVIOUS MINUTES

3.1 CONFIRMATION OF PREVIOUS MINUTES

COMMITTEE RESOLUTION 2018/1

Moved: Member Neil Thompson

Seconded: Member Lawrie Atkinson

That the Motutangi Drainage Area Committee that the minutes of the meeting of the Motutangi Drainage Area Committee held 22 March 2018 are a true and correct record.

CARRIED

2 REPORTS

4.1 MOTUTANGI DRAINAGE AREA 17/18 EXPENDITURE

COMMITTEE RESOLUTION 2018/2

Moved: Chairperson Bob Campbell

Seconded: Member Bede Shereen

That Motutangi Drainage Area Committee:

a) **Note the following financial summary for the past financial year 2017/18:**

Motutangi	Budget
2016-17 Residual funds (reserve funds available)	\$30,295
2017 Opening Balance (rated income)	\$36,841
2017-18 Expenditure to date	\$23,425
2017-18 Closing Reserve Balance	\$43,711

CARRIED

Member Paul Harvey joined the meeting at 3.08 PM

4.2 MOTUTANGI DRAINAGE AREA 18/19 PROGRAMME**COMMITTEE RESOLUTION 2018/3**

Moved: Member Paul Harvey

Seconded: Member Jeremy White

That Motutangi Drainage Area Committee:

- a) Recommend the reviewed 2018/19 work programme to the Te Hiku Community Board for approval.
- b) That the Kaitaia Drainage Area Committee approve partial funding, equal to 25% of the total cost, for the purchase of a drone including the necessary accessories, on the basis the remaining drainage Committees agree to an equal share of the total expense.

CARRIED**4.3 MOTUTANGI DRAINAGE AREA 19/20 PROGRAMME****COMMITTEE RESOLUTION 2018/4**

Moved: Member Paul Harvey

Seconded: Member Neil Thompson

That Motutangi Drainage Area Committee:

- a) Recommend the reviewed 2019/20 work programme to the Te Hiku Community Board for approval.

CARRIED

Note: Chairperson Campbell thanked Neil Thompson for his service to the Motutangi Drainage Area Committee and accepted his resignation effective immediately.

3 MEETING CLOSE**The Meeting closed at 3.30 PM**

The minutes of this meeting were confirmed at the Motutangi Drainage Area Committee Meeting held on.

.....
CHAIRPERSON

4 REPORTS

4.1 MOTUTANGI DRAINAGE AREA 18/19 PROGRAMME UPDATE

File Number: A2371452

Author: Troy Smith, Assistant Engineer

Authoriser: Andy Finch, General Manager - Infrastructure and Asset Management

PURPOSE OF THE REPORT

To notify the Motutangi Drainage Area Committee of progress on all drainage aspects; planning, financing and physical works, for the financial year ending the 30th of June 2019.

EXECUTIVE SUMMARY

As the 2018/19 summer has begun, several tasks on the approved work programme have been completed or are in progress. With a combination of spraying, cleaning and access improvements being completed on behalf of the ratepayers, this will provide a progress report on the work and finances along with any new developments. To date a total of \$23,118 has been expended for the Motutangi work programme.

RECOMMENDATION

That the **Motutangi Drainage Area Committee:**

- a) **Note and review the 2018/19 work programme.**
- b) **Recommend the reviewed 2018/19 work programme to the Te Hiku Community Board for approval.**

1) BACKGROUND

The Motutangi Drainage Area Committee was formally established at the 26th of February 2015 meeting of the group previously known as the Northern Advisory Drainage Committee.

The work programme for the 2018/19 financial year was most recently approved at the 10th of September 2018 Committee meeting. Additionally it has been reviewed during earlier Committee meetings on 22nd of March 2018 and 11th of September 2017.

From the most recent Committee meeting, a resolution was made to:

“...approve partial funding, equal to 25% of the total cost, for the purchase of a drone including the necessary accessories, on the basis the remaining drainage Committees agree to an equal share of the total expense.”

As the other Drainage Area Committees also made this resolution, the drone share has been included as a new item in the budget. It also seemed reasonable for the Far North District Council to pay a share so the original 25% has been reduced to 20% as it's now split into 5 equal portions.

2) DISCUSSION AND OPTIONS

Within the Motutangi Area, there are several agreed points which require work. This section details the work currently programmed from September 2018 and what progress has been made.

In case of any additional changes, it is intended that the 2018/19 work programme is reviewed.

2.1 Work programme summary

Work is to be completed before 30 June 2019, with the spraying programme started late 2018:

<u>Motutangi</u>	<i>Budgeted</i>	<i>Expended</i>
<u>Completed Work:</u>		
<i>Spraying of Motutangi Stream, 10th to 13th September (primarily focused on spraying the West/far side)</i>	<i>\$1,300</i>	<i>\$1,300</i>
<i>Spraying of the Main Outfall drain through the Harvey property and to the DOC boundary, 10th to 13th September</i>	<i>\$1,000</i>	<i>\$550</i>
<i>Spraying of drains during late Spring / early Summer</i>	<i>\$7,096</i>	<i>\$6,035</i>
<i>Machine cleaning Spring</i>	<i>\$4,500</i>	<i>\$6,929</i>
<i>Access track maintenance (Mulching as directed)</i>	<i>\$2,000</i>	<i>\$6,741</i>
<i>Install a culvert, access track, gate and strainers at the Harvey/Harrington boundary on the Aspin Drain (In progress)</i>	<i>\$2,500</i>	<i>\$679</i>
<i>Install a gate and strainers at the Bryan/Blucher boundary on the Bryan Drain</i>	<i>\$500</i>	<i>\$884</i>
<i>Total</i>	<i>\$18,896</i>	<i>\$23,118</i>
<u>Remaining Work & Allowances:</u>		
<i>Cleaning the inaccessible portion of the Aspin drain (500m)</i>		
<i>Note this is an estimate as will be at an hourly rate due to the uncertainty of the terrain</i>	<i>\$3,000</i>	
<i>Install a culvert, access track, gate and strainers at the Harvey/Bryan boundary on the Beazley Drain</i>	<i>\$2,500</i>	
<i>Install a culvert, access track, gate and strainers at the Harvey/Harrington boundary on the Aspin Drain (In progress)</i>	<i>\$1,821</i>	
<i>A culverted access track is required at Bede's property on the Selwyn Drain</i>	<i>\$3,000</i>	
<i>Department of Conservation Concession Agreement Fee (one off fee)</i>	<i>\$1,540</i>	
<i>20% share of a drone for drain surveillance (Approved in Sept Meeting)</i>	<i>\$664</i>	
<i>Contingency allowance</i>	<i>\$3,000</i>	
<i>Total</i>	<i>\$15,525</i>	

2.2 Projects within work programme

Aspin Drain access crossing at the Harvey/Harrington boundary

This will enable better access for maintenance of the Aspin Drain. This crossing will require a gate, strainer posts and culvert to be installed. An allowance of \$2,500 has been programmed and so far 1 culvert has been purchased at a cost of \$679. Another culvert is being purchased. The culverts will then be installed by the property owner.

Bryan Drain access crossing at the Bryan/Blucher boundary

This crossing will enable better access for maintenance of the Bryan Drain. This crossing will require a gate, strainer posts and culvert to be installed. An allowance of \$500 was programmed but both culverts have been purchased at a cost of \$884. The culverts will now be installed by the property owner.

Deferred projects

Motutangi stream stockpile relocation

The Motutangi Stream stockpile relocation area has to be positioned in accordance with the DOC agreement conditions. At present we are still consulting with DOC in order to reach a decision, more information on this can be found under section 2.4 Motutangi Drainage Area management plan.

Any dumpsites would be identified by the Department of Conservation (DOC) before works commenced.

For the time being this has been delayed further and put into Motutangi Drainage Area's 2019/2020 budget. An allowance of \$34,000 has been included.

2.3 General maintenance within work programme

Spraying

Spraying of the Motutangi drains was completed over October and November at a cost of \$7,885. The \$700 allowance for helicopter spraying of the Aspin Drain has been removed as a new access crossing is almost complete. There was also an allowance of \$750 for spraying of the Motutangi Stream access track which wasn't required.

If Alligator weed is an issue, the current spray will have little effect on it. For serious cases machine cleaning may be required otherwise a stronger spray with the approval below may be more practical:

An EPA "Permission for Use of Substances" & Northland Regional Council consent is required specific to the areas to be sprayed, for the correct type of spray. The spray used has to be applied with considerable forethought as it can affect crop growth, for some distance downstream.

Machine cleaning

The Motutangi stream outlet was cleaned in September with a medium reach digger from the drain intersection and downstream as required. This came to a cost of \$6,929 which is consistent last year's cost of \$6,998. After cleaning with a medium reach digger, the remainder of the channel was sprayed.

The long and hot summer this year is encouraging weed growth but at this stage the cleaning operation has been successful. As we move into late autumn, the drain conditions will be assessed again to identify if an additional clean and spray is required.

A contingency of \$3,000 has been budgeted in case an additional clean is required.

The Aspin Drain is also programmed for cleaning this year but is currently on hold until the new access crossing is installed. This also depends on how dry the access is. However, when suitable there is a budget of \$3,000 available.

During their inspection of the drains, the spraying contractors did not identify any further need for cleaning.

Accessibility issues & maintenance

Exploratory mulching of the Motutangi Stream access track was completed at a cost of \$6,741.

The spraying contractor identified a need for access track widening along the 'Cut to Lands End' drain. There is minimal room for the spraying truck to drive through and at points can get quite dangerous. An allowance of \$2,000 was programmed for the access track widening but was not used for this due to other priorities, and this will now be included in the 19/20 programme.

In addition to maintenance of the drains, the spraying contractor has been requested to identify the location of any of the following issues which are covered by the Far North District Council Land Drainage Bylaw 2009:

- i) Obstructions which interfere with the access for plant or machinery to and along the drainage channel or parts thereof and within 10 m of the drain, Clause 3.1.
- ii) Grazing stock which is not excluded from the drainage channel, Clause 5.7.
- iii) Damage caused to the drainage channel due to stock accessing the drainage channel for water, Clause 11.1.
- iv) Obstructions to flow within the drainage channel due to excessive vegetation material.

A notice was sent in 2017 to all property owners reminding them of the requirements that they must comply with the Drainage Bylaw and in particular the above issues.

2.4 Motutangi Drainage Area management plan / DOC concession agreement

We received a response from DOC on the 19th of December 2018 along with their further revised concession agreement.

On the 1st of February 2019, we replied to DOC with a meeting request in the hope that we could discuss any sticking points and come to an agreement. This would avoid more time spent revising the document and time in admin work. Unfortunately we hadn't received a reply from DOC.

On Tuesday the 19th of February we phoned DOC Kaitia and were transferred to another officer. This led to a promising phone call and we're currently awaiting further response from them regarding a meeting.

For a summary of the consultation timeline between FNDC and DOC, please see Attachment 1 – "Motutangi Concession Agreement – DOC Consultation Summary".

Once the concession management plan is approved by the members, Council and DOC, the next step is to have the complete document reviewed by the Northland Regional Council. This is required under section 27.3 Rules for Drainage and River Control Activities - Discretionary Activities, of the Regional Water and Soil Plan for Northland.

2.5 Drainage area mapping

Late 2017, Council began using GIS (Geographic Information System) or mapping tools to log the location of the Drainage Area Drains electronically. The aim of this project is to put together a relatively accurate database of the drain width, depth, grade and location. Once gathered, the information will be added as a new layer in the Far North District Council's online maps which are available to the public.

To date the entire Kaikino Drainage Area has been mapped although it is not yet available online.

The other Drainage Areas, Waiharara, Kaitia and Motutangi, are planned for mapping when we have the available staff.

Additionally, Council has done some research on the cost of purchasing a drone for Drainage Area monitoring. Our recommended drone, the DJI Phantom 4 Pro Drone costs \$2,499 and has a range

of ~5km (may vary depending on terrain) and a battery life of 30 minutes. Additional items for the drone are listed below:

Spare batteries - \$320 each

Memory card - \$60

Carry bag - \$120

As mentioned in Section 1, a new budget item of \$664, roughly equal to 20% of the cost, has been added to each area's programme for the purchase of the drone.

2.6 Drainage Area Requests for Service (RFS) Summary

In the last 6 months, there has been one RFS received regarding the Motutangi Drainage Area. Please find a summary of the request below:

On the 5th of December 2018 the mayor received a letter from Mr Croydon Thompson. In the letter he expressed his concerns with sediment and debris discharging into the Houhora harbour as a result of the FNDC cleaning the Motutangi Stream. This was then logged as RFS 3925397 and assigned to the Alliances Manager Glenn Rainham to action.

Please see Attachment 2 for more information which is a cover letter from Mr Croydon Thompson.

Reason for the recommendation

To ensure that the Motutangi Drainage Area Committee are up to date on current work progress and expenditure. Also to ensure the Committee has the opportunity to review and make changes to the programme if required.

3) FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

A summary of the expected 2018/19 financial year is as follows:

Motutangi	Budget
2017-18 Residual funds (reserve funds available)	\$43,711
2018 Opening Balance (rated income)	\$46,000
2018-19 Expenditure to date	\$23,118
2018-19 Remaining Expenditure	\$15,525
2018-19 Closing Reserve Balance	\$51,068

ATTACHMENTS

1. **Motutangi Concession Agreement - DOC Consultation Summary - A2372396**  
2. **RFS3925397-MAY-ThompsonC-MotutangiStrmDrainageDist-Ltr - A2373285**  

Compliance schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

Compliance requirement	Staff assessment
State the level of significance (high or low) of the issue or proposal as determined by the Council's Significance and Engagement Policy	A low to medium significance.
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	Policy #4302 - Northland River Management Policy. Policy #2104-14 Procuring Goods and Services.
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	This report seeks a recommendation from the Committee to the Te Hiku Community Board.
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water.	Ngai Takoto Iwi is included in the development of the management plan for the districts drainage areas.
Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences.	The purpose of the Committee is to liaise with persons likely to be affected.
State the financial implications and where budgetary provisions have been made to support this decision.	Financial implications are to be considered by the committee and budgetary provision is made.
Chief Financial Officer review.	The Chief Financial Officer has not reviewed this report.

20/02/2019

RE: Motutangi Concession Agreement – DOC Consultation Summary

As requested by the chairperson of the Motutangi Drainage Area Committee, please find tabled below the most recent emails sent from Council to the Department of Conservation (DOC).

Sender	Date	Contents
FNDC	06/04/2018	Sending our latest amendments to DOC for comment
FNDC	20/07/2018	Request for DOC to provide an update on progress
FNDC	17/08/2018	Request for DOC to provide an update on progress
DOC	17/08/2018	Response advising an update will be given on the 22/08/2018
FNDC	28/09/2018	Request for DOC to provide an update on progress
FNDC	09/10/2018	Request for DOC to provide an update on progress
FNDC	24/10/2018	Request for DOC to provide an update on progress
FNDC	16/11/2018	Request for DOC to provide an update on progress
DOC	16/11/2018	Response advising of a final response by 23/11/2018
DOC	19/12/2018	Revised concession document received for us to consider
FNDC	01/02/2019	Request for meeting to discuss further changes
FNDC	07/02/2019	Request for a response
FNDC	19/02/2019	Transferred to DOC Hamilton – Sent revised document for their review

Upon receiving DOC's comments and revisions on the 19th of December 2018, FNDC staff would like to make further changes and discuss these with DOC directly as opposed to sending another revision back for assessment.

It appears DOC Hamilton had been asked to take over the assessment and this may prove to be a more fruitful arrangement. After sending the revised agreement to DOC Hamilton, we are currently awaiting feedback.

If you require any further information please do not hesitate to contact Council on 09 401 5200 or free-phone 0800 920 029.

Yours sincerely

Troy Smith
Graduate Engineer – 3 Waters
 Troy.smith@fndc.govt.nz

3608A Far North Road

Houhora Rd4

Kaitaia 0484

28th November 2018

FNDC ADMIN
05 DEC 2018

Mr John Carter

Mayor

Far North District Council

Private Bag 752

Kaikohe 0440

Hello John

Re Motutangi Stream

Please find enclosed a selection of photos (taken by drone on 11 November 2018) of the last digger job on the Motutangi Stream, 20th Sept and 1st October. This is the 4th time this cleaning job has been undertaken by Wade Hogg. When he was on site I asked him did he have a set of specifications and a works order to do this and he said no, Paul Harvey had just asked him to carry out the work.

I told him that a requirement of the Far North District Council (FNDC) Document no: A 1839805 refers, page 9, is that a resource consent is required to be obtained to do this work. Information has been obtained from the Northern Regional Council (NRC) that the FNDC does not have a consent to remove soil/sand from the creek sides or bottom. Since Wade Hogg has been digging the stream, it's profile (cross section) would be looking something like this as he has a standard reach 12-ton digger.



The sediment, oxygen weed and nutrients pouring downstream into the Houhora harbour was unbelievable, he did say he had placed a capture net which he strung across the creek

at the coastal reserve, I went straight down and checked, and saw no evidence of a net in place or that there had been one at any stage.

John, my concern is if Paul Harvey is handing out the work and the contractor (Ron Fenwick) is advising council workers, there is a definite conflict of interest here. My question is if this is occurring why do we need Steven Little and Steven Smith, in their capacity in the FNDC. I would not be surprised if Paul Harvey and Ron Fenwick are authorising payments as well, where are the cross checks and accountability. Who is responsible for the spending of the ratepayers money?

If you read the letter dated sent to me by Andy Finch, it is obvious the people he mentions who checked the creek and if they said it was the best it had looked in years, he would believe it! Would it not have been a better option to get an impartial person to review the creek, not some one that stands to personally gain financially from his own recommendations to spray the stream. Is this not a conflict of interest, there is no evidence of impartiality and has a strong leaning to nepotism.

When are these lies and deceits going to STOP and your staff are held accountable for their actions or lack of?

Sometime over the 2nd or 3rd week of November 2018 some low class has sprayed the grass to approx. 20-30 m either side of my bridge eastern end. I wonder who that might be, and I wonder if either side of his culvert got sprayed to the same extent, maybe you could tell me if a works order was issued for this spray job? If so, can you please provide me with a copy of the works order issued by FNDC staff.

Since I border the creek approx. 1000m, I always know when Harvey or Campbell are cleaning drains as the Motutangi creek runs black with sediment, weed and obviously nutrients which the oxygen weed thrives on. Both these swamp properties are riddled with feeder drains, which then flows into the Houhora harbour.

Why is the FNDC years behind the rest of the country, regarding looking after the environment and streams, creeks, harbours etc?

If the wetlands, creek and Harbour were anywhere else, they would be protected. The lakes in Taupo, Rotorua etc and the vast majority of waterways both in the North and South Island are planted on both sides with Natives and let Mother nature do her job.

n.b. I am prepared to have a Hui with Andy Finch, Steven Little, Steven Smith and yourself if possible, at our place and show you first hand the abuse of this creek, its ecology and our environment.

I have made this offer on several occasions to Steven Little and at one stage he said he was coming to do a site visit approx. 18 months/2 years ago, and as of today's date I have not seen him.

I await your response as this matter will not just go away until some affirmative action is taken to address this blatant disregard for FNDC policy's and rules.

Your sincerely



Croydon Thompson

Please see attached summary which gives a very brief outline of my concerns

SUMMARY

1. The Motutangi was drained for pastoral farming, not cropping or arable (animals only)
2. No consent obtained to dig soil/sand from creek
3. No cost/benefit analysis carried out or R.O.I
4. No consultation with Ngati Kuri Iwi, I/A with LGNZ. Kaitiaki of the Houhora Harbour.
5. No representation from our Te Hiku Far North representative, as Lauri Atkinson pushed her aside and onto the Waiharara/Kaikino drainage committee, which he himself should have been on. Melanie is our duly elected member for the Far North, not Laurie. Where is the justification not to have our own representative on this committee?
6. No consultation with ratepayers
7. No drain fenced (Motutangi) on Paul Harveys farm. I flew over this drain on 20/9/18
8. No buffer between stream and watermelon on Harvey's property. I flew over on 17/10/18
9. No thought to the ecology and their environment e.g. native flora and fauna
10. No AGM for the Motutangi/Waiharara Drainage committee, Bob Campbell just rolled over the committee which contravenes FNDC own rules
11. No qualifications given for the following council workers when asked: Clarke, Smith, Finch and Little. Am I to assume they do not hold relevant qualifications for their positions?
12. No justification for explosive drainage rate, just to satisfy 2 dairy farmers, who knowingly brought the lowest lying swamp land in the area, then expect the rest of the ratepayers to pay for them to farm their low-lying swamps. See rates analysis for CJ & DM Thompson attached.
13. No consideration given to the petition handed to the FNDC which was signed by 28 of the 36 ratepayers in the Motutangi drainage area NOT wanting a drainage rate increase.
14. No mitigation or even trying to mitigate sediment leaching from feeder drains into secondary drains, then into the cut and onto the Motutangi by Harvey and Campbell.
15. No weed bucket used. Slots cut out in a digging bucket is not suitable. It needs a special one made, starting with a skeleton frame.

4.2 MOTUTANGI DRAINAGE AREA 19/20 PROGRAMME

File Number: A2372278

Author: Troy Smith, Assistant Engineer

Authoriser: Andy Finch, General Manager - Infrastructure and Asset Management

PURPOSE OF THE REPORT

To provide the Motutangi Drainage Area Committee with an outline of the proposed works and costs for the 2019/20 financial year.

EXECUTIVE SUMMARY

Over the 2019/20 financial year, the Far North District Council wishes to complete a selection of drainage area works. The work includes spraying, cleaning and access maintenance of the drains. It is recommended a budget of \$67,537 is allocated to cover the required and potential work for Motutangi.

RECOMMENDATION

That the **Motutangi Drainage Area Committee:**

- a) **Recommend the reviewed 2019/20 work programme to the Te Hiku Community Board for approval.**

1) BACKGROUND

The Motutangi Drainage Area Committee was formally established at the 26 February 2015 meeting of the group previously known as the Northern Advisory Drainage Committee.

The works programme for the 2019/20 financial year has been estimated from previous costs.

The list of required works is based on the assumption that the work programme for 2017/18 and 2018/19 are completed as planned. It is also due to change in line with any additional work agreed upon in the DOC Concession Agreement.

2) DISCUSSION AND OPTIONS

Across the Motutangi Area, there are several points which require work. The items detailed in the below work programme have been determined by staff based on information from the spraying contractor and other sources. However, the Committee may be aware of other work that is required and today's meeting provides an opportunity to adjust the work programme.

2.1 Proposed work programme summary

Work is to be completed before 30 June 2020, with the spraying programme to start during late 2019:

Motutangi

<i>Spraying of the drains during early spring and in the autumn if required</i>	<i>\$13,037</i>
<i>Machine cleaning of the Motutangi Stream in late spring</i>	<i>\$8,000</i>
<i>Machine cleaning of the Motutangi Stream in autumn</i>	<i>\$4,500</i>
<i>Machine cleaning allowance for other drains</i>	<i>\$2,500</i>

<i>The Motutangi Stream stockpile relocation programme</i>	<i>\$34,000</i>
<i>Access track maintenance</i>	<i>\$2,000</i>
<i>Northland Regional Council fee</i>	<i>\$500</i>
<i>Contingency allowance</i>	<i>\$3,000</i>
<i>Total</i>	<i>\$67,537</i>

2.2 Proposed projects within work programme

Motutangi stream stockpile relocation

The Motutangi Stream stockpile relocation area has to be positioned in accordance with the Department of Conservation (DOC) Concession conditions, when finalised.

Any dumpsites would be identified by DOC before works commenced.

An allowance of \$34,000 has been included in the proposed work programme.

2.3 General maintenance within the work programme

Spraying

Spraying of the Motutangi Area is to be completed during late spring / early summer 2019/20. If additional spraying is required in autumn, this will be funded from a contingency.

If Alligator weed is an issue, the current spray will have little effect on it. For serious cases machine cleaning may be required otherwise a stronger spray with the approval below may be more practical:

An EPA "Permission for Use of Substances" & Northland Regional Council consent is required specific to the areas to be sprayed, for the correct type of spray. The spray used has to be applied with considerable forethought as it can affect crop growth, for some distance downstream.

Machine cleaning

Over the 2018/19 year, the Motutangi Area has been investigated in conjunction with the spraying contractor to identify the location of any significant siltation and / or vegetation mats which will require mechanical removal. Other than cleaning a section of the Motutangi stream, there is no further cleaning scheduled. Below is a review of what's been undertaken in the past.

The Motutangi stream has required 2 partial cleans a year. In the 2017/18 FY, both cleans were completed using a medium reach digger as this machine is quicker and therefore cheaper. To assist the effect of using a medium reach digger along the Motutangi Stream, the far bank was sprayed with an extended spray gun during a very low tide. A recent inspection has confirmed that this method provides good value.

The work programme's cleaning costs are based on this method.

The total length cleaned will vary depending on the weather conditions and growth.

A machine cleaning allowance of \$15,000 has been included in the 2019/20 year.

Accessibility issues & maintenance

Access track maintenance is required along several drains, an allowance of \$2,000 has been programmed.

The spraying contractor identified the need for access track widening along the 'Cut to Lands End' drain. There is minimal room for the spraying truck to drive through and at points can get quite

dangerous. A budget of \$2,000 has been programmed for the access track widening in the 19/20 programme; this is to be completed early in the season before spraying is to begin.

In addition to maintenance of the new tracks, the spraying contractor has been requested to identify the location of any of the following issues which are covered by the Far North District Council Land Drainage Bylaw 2009:

- i) Obstructions which interfere with the access for plant or machinery to and along the drainage channel or parts thereof and within 10 m of the drain, Clause 3.1.
- ii) Grazing stock which is not excluded from the drainage channel, Clause 5.7.
- iii) Damage caused to the drainage channel due to stock accessing the drainage channel for water, Clause 11.1.
- iv) Obstructions to flow within the drainage channel due to excessive vegetation material.

A notice was sent in 2017 to all property owners reminding them of the requirements that they must comply with the Drainage Bylaw and in particular the above issues.

Council staff will analyse this information and make recommendations to the Committee on work which may be required. Staff, or as agreed by the Committee, may also contact the landholders directly where they are in breach of the Bylaw.

Reason for the recommendation

To confirm the expected works and their associated costs. With the work programme to be completed by 30 June 2020.

3) FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

A summary of the expected 2019/20 financial year is as follows:

Motutangi	Budget
2018-19 Residual funds (reserve funds available)	\$51,068
2019 Opening Balance (rated income)	\$34,000
2019-20 Proposed Expenditure	\$67,537
2019-20 Closing Reserve Balance	\$17,531

ATTACHMENTS

Nil

Compliance schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

Compliance requirement	Staff assessment
State the level of significance (high or low) of the issue or proposal as determined by the Council's Significance and Engagement Policy	A low to medium significance.
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	Policy #4302 - Northland River Management Policy. Policy #2104-14 Procuring Goods and Services.
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	This report seeks a recommendation from the Committee to the Te Hiku Community Board.
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water.	Ngai Takoto Iwi is included in the development of the management plan for the districts drainage areas.
Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences.	The purpose of the Committee is to liaise with persons likely to be affected.
State the financial implications and where budgetary provisions have been made to support this decision.	Financial implications are to be considered by the committee and budgetary provision is made.
Chief Financial Officer review.	The Chief Financial Officer has not reviewed this report.

4.3 MOTUTANGI DRAINAGE AREA 20/21 PROGRAMME

File Number: A2372306

Author: Troy Smith, Assistant Engineer

Authoriser: Andy Finch, General Manager - Infrastructure and Asset Management

PURPOSE OF THE REPORT

To provide the Motutangi Drainage Area Committee with an outline of the proposed works and costs for the 2020/21 financial year.

EXECUTIVE SUMMARY

Over the 2020/21 financial year, the Far North District Council wishes to complete a selection of drainage area works. The work includes spraying, cleaning and access maintenance of the drains. It is recommended a budget of \$33,537 is allocated to cover the required and potential work for Motutangi.

RECOMMENDATION

That the **Motutangi Drainage Area Committee:**

- a) **Recommend the reviewed 2020/21 work programme to the Te Hiku Community Board for approval.**

1) BACKGROUND

The Motutangi Drainage Area Committee was formally established at the 26 February 2015 meeting of the group previously known as the Northern Advisory Drainage Committee.

The works programme for the 2020/21 financial year has been estimated from previous costs.

The list of required works is based on the assumption that the work programme for 2018/19 and 2019/20 are completed as planned.

2) DISCUSSION AND OPTIONS

Within the Motutangi Area, there are several areas which require work. The items detailed in the below work programmes have been determined by staff based on information from the spraying contractor and other sources. However, the Committee may be aware of other work that is required and today's meeting provides an opportunity to adjust the work programme.

Further review of the programme must be done during the following Drainage Area Committee Meeting held in September 2019 and over the next financial year. This is due to the highly estimated nature of the work programme.

2.1 Proposed work programme summary

Work is to be completed before 30 June 2021, with the spraying programme to start during late 2020:

Motutangi

<i>Spraying of the drains during early spring and in the autumn if required</i>	<i>\$13,037</i>
<i>Machine cleaning of the Motutangi Stream in late spring</i>	<i>\$8,000</i>
<i>Machine cleaning of the Motutangi Stream in autumn</i>	<i>\$4,500</i>

<i>Machine cleaning allowance for other drains</i>	<i>\$2,500</i>
<i>Access track maintenance</i>	<i>\$2,000</i>
<i>Northland Regional Council fee</i>	<i>\$500</i>
<i>Contingency allowance</i>	<i>\$3,000</i>
<i>Total</i>	<i>\$33,537</i>

2.2 General maintenance within the work programme

Spraying

Spraying of the Motutangi Area is to be completed during late spring / early summer 2020/21. Any additional spraying will be included as a contingency.

If Alligator weed is an issue, the current spray will have little effect on it. For serious cases machine cleaning may be required otherwise a stronger spray with the approval below may be more practical:

An EPA "Permission for Use of Substances" & Northland Regional Council consent is required specific to the areas to be sprayed, for the correct type of spray. The spray used has to be applied with considerable forethought as it can affect crop growth, for some distance downstream.

Machine cleaning

Over the 2019/20 year, the Motutangi Area shall be investigated in conjunction with the spraying contractor to identify the location of any significant siltation and / or vegetation mats which may require mechanical removal. Other than cleaning a section of the Motutangi stream, there is no further cleaning scheduled. Below is a review of what's been undertaken in the past.

The Motutangi stream has required 2 partial cleans a year. In the 2017/18 FY, both cleans were completed using a medium reach digger as this machine is quicker and therefore cheaper. To assist the effect of using a medium reach digger along the Motutangi Stream, the far bank was sprayed with an extended spray gun during a very low tide. A recent inspection has confirmed that this method provides good value.

The work programme's cleaning costs are based on this method.

The total length cleaned will vary depending on the weather conditions and growth.

A machine cleaning allowance of \$15,000 has been included in the 2020/21 year.

Accessibility issues & maintenance

Access track maintenance is required along several drains, an allowance of \$2,000 has been programmed.

In addition to maintenance of the drains, the spraying contractor has been requested to identify the location of any of the following issues which are covered by the Far North District Council Land Drainage Bylaw 2009:

- i) Obstructions which interfere with the access for plant or machinery to and along the drainage channel or parts thereof and within 10 m of the drain, Clause 3.1.
- ii) Grazing stock which is not excluded from the drainage channel, Clause 5.7.
- iii) Damage caused to the drainage channel due to stock accessing the drainage channel for water, Clause 11.1.
- iv) Obstructions to flow within the drainage channel due to excessive vegetation material.

A notice was sent in 2017 to all property owners reminding them of the requirements that they must comply with the Drainage Bylaw and in particular the above issues.

Council staff will analyse this information and make recommendations to the Committee on work which may be required. Staff, or as agreed by the Committee, may also contact the landholders directly where they are in breach of the Bylaw.

Reason for the recommendation

To confirm the expected works and their associated costs. With the work programme to be completed by 30 June 2021.

3) FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

A summary of the expected 2020/21 financial year is as follows:

Motutangi	Budget
2019-20 Residual funds (reserve funds available)	\$17,531
2020 Opening Balance (rated income)	\$32,000
2020-21 Proposed Expenditure	\$33,537
2020-21 Closing Reserve Balance	\$15,994

ATTACHMENTS

Nil

Compliance schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

Compliance requirement	Staff assessment
State the level of significance (high or low) of the issue or proposal as determined by the Council's Significance and Engagement Policy	A low to medium significance.
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	Policy #4302 - Northland River Management Policy. Policy #2104-14 Procuring Goods and Services.
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	This report seeks a recommendation from the Committee to the Te Hiku Community Board.
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water.	Ngai Takoto Iwi is included in the development of the management plan for the districts drainage areas.
Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences.	The purpose of the Committee is to liaise with persons likely to be affected.
State the financial implications and where budgetary provisions have been made to support this decision.	Financial implications are to be considered by the committee and budgetary provision is made.
Chief Financial Officer review.	The Chief Financial Officer has not reviewed this report

5 MEETING CLOSE