

**MINUTES OF A MEETING OF THE HOROWHENUA LAKE DOMAIN BOARD HELD IN THE HOROWHENUA DISTRICT COUNCIL CHAMBERS, 126-148 OXFORD STREET, LEVIN, ON MONDAY, 12 FEBRUARY 2018, COMMENCING AT 10.00 AM**

**PRESENT**

|                       |   |
|-----------------------|---|
| Ms J Rowan            | (Chair, Department of Conservation)         |
| Mr R Warrington       | (Board Member, Iwi Representative)          |
| Mr M Wiremu-Matakatea | (Board Member, Iwi Representative)          |
| Mayor M Feyen         | (Board Member, Horowhenua District Council) |
| Cr V Kaye-Simmons     | (Board Member, Horowhenua District Council) |
| Cr P Tukapua          | (Board Member, Horowhenua District Council) |

**IN ATTENDANCE**

|                 |  |
|-----------------|--|
| Mr D Toogood    | (Operations Manager, Department of Conservation) |
| Mr J Paulin     | (HDC, Financial Accountant)                      |
| Mr A Nelson     | (HDC, Property & Parks Manager)                  |
| Mrs K J Corkill | (Meeting Secretary)                              |

**PUBLIC IN ATTENDANCE**

There were fourteen members of the public in attendance at the commencement of the meeting.

**1. WELCOME AND KARAKIA**

The meeting commenced with a karakia (Mr Wiremu-Matakatea).

Extending a welcome to all at the meeting, the new Chair, Ms Rowan, stood and introduced herself, also introducing Mr Toogood from the Department of Conservation. She said she was looking forward to working with the Board and others in the best interests of the Lake to enhance and improve its health and recreational opportunities. She did understand the limitations of the Domain Board's jurisdiction and was here with the best of intentions to see how things could be moved forward collectively, not only for the Horowhenua, but for others for whom the Lake was a destination.

At the Chair's invitation, Board Members also introduced themselves.

**2. APOLOGIES**

An apology was recorded for Dr Procter.

Moved: Rowan      Seconded: Kaye-Simmons

*"THAT the apology from Dr Procter be received."*  
CARRIED

**PUBLIC FORUM / PUBLIC PARTICIPATION**

Mrs Anne Hunt raised issues in relation to purported recent non-adherence to the Domain Bylaw with regard to boat washing and permissions for the use of motorised boats, and other matters to do with iwi representation, the rights of beneficial owners and other legal matters (supporting papers provided).

Mr Charles Rudd commenced his comments by expressing his aversion to matters being discussed In Committee saying that was not open and transparent.

He then invited the Chair and anyone else who was interested to join him on a tiki tour of the Lake, a trip which had already been undertaken by Cr Tukapua and Mayor Feyen. Ms Rowan said she would be keen to take Mr Rudd up on his offer, which was extended to all Board Members.

Mr Rudd's further comments included the issue of rubbish under the trees at Muaūpoko Park, which was not fly tipping but did need to be looked at; the ownership of the buildings at the Domain which, referencing the ROLD Act, belonged to the owners, not the Lake Trust, the Board or HDC; and pest management. With regard to the proposed cull of the roosters at the Domain, Mr Rudd said he had in the past requested to uplift some. He was advised he was welcome to take some roosters if he still had a mind to.

Introducing himself, Mr Bill Taueki said his connection to the Lake and the Board went back a long way. In the past he had been a Board Member and a Lake Trustee. On behalf of his hapu he said their history on the Lake went back into the 17<sup>th</sup> century and they had a direct relationship with the islands in the Lake. The biggest thing for them was the feeling they were being cut out of what was occurring. He queried the use of the name "Punahau" for the Lake and also said he did not like the name of the Accord. He further queried whether Board Members had read the Waitangi Tribunal Report as he had been a member of the Board some 20 years ago when the Waitangi process started. He stressed he would like to be involved going forward and would like everyone to be on the same page when it came to talking about Lake history.

Ms Rowan responded that her mana in this exercise had to be earned and she did need to meet with him and anyone else he considered should be involved. That was without any disrespect or any removal of mana from anyone sitting around the table. She was also looking at how to involve Philip Taueki and wanted to find a way to ease the anger and anxiety, if that was at all possible. She was looking to explore options, but it was difficult to progress things until some of the underlying issues were sorted out. She reiterated that she would definitely meet with him and whoever he wanted to include in that meeting. Those conversations did need to be had as to how to move forward in the best interests of the Lake.

Mrs Christine Moriarty introduced herself, identifying the groups within the community with which she was associated, being HEKA (Hokio Environmental & Kaitiaki Alliance), WECA (Water & Environmental Care Association) and HDRARAI (Horowhenua District Ratepayers & Residents Association Inc). She placed two jars on the table containing green fluid, saying it was water taken from Lake Horowhenua and the Hokio Stream. She queried if this was something today's meeting would be discussing and if not, why not. She queried how the Lake was going to be better by the end of the year, saying that the weed harvester and sediment trap were not going to fix the issue. She queried why the water warning signs had disappeared, adding that there needed to be signs at Hokio Beach as well. She said she took exception to the comments that the Lake had improved as some planting had been done but there were no Accord actions that were dealing with pollution. Further commented on were the Lake Report Card; the Dog Club's use of the Domain, and wash down availability.

Having been born and raised in vicinity, Mrs Vivienne Bold expressed her interest in the Lake and its environs. She further commented on the issue of pest management.

As Council had the ability to do it, Mr Bryan Ten Have suggested that the Domain Board meetings should be live streamed. Commenting on his relationship with Philip Taueki, who he had known for ten years, he said he was an amazing man.

Mrs Vivienne Taueki raised the issue of the replacement of the iwi member on the Board, suggesting a meeting with the new Minister to progress this. She further commented on Item 44 on the Monitoring Report (Taueki Proceedings). She said the original decision by Judge Moss backed up Muaūpoko's rights as paramount and sending it back to the District Court for retrial was a political move. With regard to water quality, she queried how that could be improved and said her hapu had been completely left out of what was occurring.

Mr Peter Heremaia also raised the issue of iwi presentation on the Board and how that process should be undertaken. He noted that they were Tribal representatives and should be elected by the Muaūpoko people, which had not happened over the last seven or eight years. The full representation of the Tribe also needed to be adhered to, which was four members, not three. He said he did not think the Lake Domain Board should exist. To his knowledge the Domain Board was put in place to make sure the public had access to the Lake, but the Board had not done anything to address the Lake's pollution and it was ineffectual.

### 3. CONFIRMATION OF OPEN & IN COMMITTEE MINUTES – 2 OCTOBER 2017

Moved: Kaye-Simmons      Seconded: Warrington

*"THAT the Open & In Committee Minutes of the Horowhenua Lake Domain Board meeting held on 2 October 2017 be confirmed as a true and correct record."*

CARRIED

### 4. MATTERS ARISING

Whilst noting that traditionally it was not the practice to ask questions of speakers under Public Forum, Mayor Feyen said it would be good if there was some response to the matters they raised. He was advised, in response to a query in relation to the approvals granted, that the issue was not the size of the boat motor.

Mayor Feyen expanded on the Philip Taukei incident at the last Board meeting, saying it should not have happened as there was a security guard on site.

He said he was still wondering about the whole Domain Board issue, which was a nightmare and he stressed the importance of getting all the groups together to move forward.

Responding to Mayor Feyen's comments, Ms Rowan said she thought there was potential for things to be reviewed, but it in terms of the Board's role any change could be 3-4 years away and at the moment the Board existed and had business to do.

Referencing her request at the last meeting (Minutes page 2 – Item 42), Cr Tukapua queried if a letter had been sent to Mr Clapperton. Whilst it was noted that a letter had not eventuated, Cr Kaye-Simmons advised that there was to be a Lake Horowhenua Exhibition launch at Te Takeretanga o Kura-hau-pō on 25 February 2018. As advertised, the exhibition was to provide information about the vision for the Lake and the Lake restoration projects there were currently underway.

Cr Tukapua said she had wanted to get a formal response and then to have a display at Te Takeretanga o Kura-hau-pō that was permanent but was updated regularly.

Cr Tukapua further queried whether the resolution about including in the Bylaw that Muaūpoko Park should be a poultry free zone had been progressed.

### 5. PUBLIC SPEAKING RIGHTS

Some speakers had already covered Agenda items in their Public Forum comments.

Speaking to Item 7. Approvals Requested, Mrs Anne Hunt, to avoid recent issues when it came to permissions and to ensure the correct procedure had been followed, requested that Philip Taukei be able to be present when boats were washed down to ensure that the correct protocols had been adhered to.

### 7. APPROVALS REQUESTED

Prior to the requested approvals being addressed, Logan Brown, Freshwater & Partnerships Manager, Horizons Regional Council, gave a Power Point presentation on two of the major projects that had been undertaken, being the fish pass and the sediment trap. He spoke to each slide giving an explanation as to how those interventions worked.

Mr Brown gave an explanation in relation to the permissions sought, which involved fulfilling consent conditions to do pest fish monitoring and also as part of Te Mana O Te Wai projects. He noted that under the Sustainable Farming Fund, Horizons was working with horticulture growers not only on sediment run off, but on other things as well and using the Arawhata Catchment as a case study was being considered.

He explained the current cyanobacteria process and said that weed harvesting would stop that process.

Citing LAWA, (Land Air Water Aotearoa) Mr Warrington queried if the Arawhata and Hokio were still two of the worst streams. Mr Brown said he was not sure, but believed the latest testing had been done in October/November last year.

Directing a question to Mr Wiremu-Matakatea, Mayor Feyen said he was trying to get a feel as to whether or not local young people right across Muaūpoko were getting involved with things to do with the Lake. Mr Wiremu-Matakatea said there were young people from East School and the Intermediate involved, plus he had been contacted by his niece who had brought young people of Muaūpoko descent from Wellington to the Lake.

Boat washing was raised in light of Mrs Hunt's request for Mr Tauki to be involved. Mr Brown said Horizons had a dedicated boat for Lake Horowhenua and it was washed down at their depot if the Queen Street wash down facility was not available. He reiterated that the permissions sought were not for Horizons projects. The Legacy Sediment Project was for Te Mana O Te Wai for which Horizons was providing support in kind and the pest fish monitoring was in relation to resource consent conditions.

Ms Rowan queried if Horizons had a 20 year plan for the Lake, with Mr Brown saying the Lake Accord would be the vision. Horizons had adopted the One Plan with those targets in it as well, and while it did cover regulatory matters it also covered a lot of other things as well. Lake matters were covered in general, but there were also things specific to Lake Horowhenua. However, the main vision for the Lake would be as set out in the Accord which was a shared vision, with the One Plan giving effect to that.

Ms Rowan said she looked forward to working together over the next few years as she did not want to see jars filled with green water from the Lake tabled in five years' time.

Agreeing that no-one wanted to see 'green' jars in the future, Mr Brown said all the programmes being undertaken had brought in a huge amount of government money, not just for Horizons, the Lake Trust or HDC, to ensure that did not happen.

Moved: Warrington

Seconded: Kaye-Simmons

*"THAT the permissions sought by Horizons Regional Council to use a motorised boat for:*

- (i) *Lake Sediment Legacy Project – a sub-project of the Te Mana O Te Wai project, with NIWA and Massey University to collect sediment cores (to be completed during February).*
- (ii) *Pest Fish Monitoring – as part of resource consent conditions for the construction and operation of the fish pass on the Lake Horowhenua outlet and also to cover some of the milestones within Te Mana O Te Wai projects (to be undertaken over three nights during April – dates to be confirmed)*

*be approved."*

CARRIED

These requests had been referred to the Lake Trust and, as required in the Lake Domain Bylaw, the Trust's written agreement to the use of motorised boats had been received (letter attached).

## 8. FINANCE

Mr Paulin submitted the Horowhenua Lake Domain Board's Annual Report for the year ended 30 June 2017 for adoption. He apologised for them not being available prior to the meeting but they had only been signed off the previous Friday. Audit had given the Report an Unmodified Audit Opinion which signalled that Audit had confidence that the accounts fairly reflected the financial position of the Board. The Board had made a surplus

predominantly due to the biodiversity grant received from DOC which was as yet unspent. However, at the last meeting a budget had been presented for 2017/18 which indicated a deficit.

Mr Paulin drew members' attention to 11. in the notes to the Financial Statements explaining that the failure to meet statutory reporting deadlines was not because the accounts were not prepared on time but because Audit was not able to audit them within the required timeframe. There were on-going discussions both at the DOC level and Audit level in relation to auditing entities such as the Domain Board.

Mr Paulin acknowledged Sheryl Turner, Council's Senior Finance Officer, for her work in producing the accounts.

Responding to a query with regard to the biodiversity grant, Mr Paulin said he thought that was a one off.

Noting the Board's structure as set out on page 3 of the accounts, Mayor Feyen said the sooner iwi representation was sorted out the better. He also queried meeting frequency and Trustees' fees, with Mr Paulin advising that currently there were four scheduled meetings a year, with the amount per meeting for iwi members being \$70.00.

Cr Tukapua queried the fact that the balance in the BNZ account had doubled from the actual in 2016. Mr Paulin said the accounts for the Domain Board were administered by Council. At the end of 2016 the transfer of funds had not occurred, but had occurred in the subsequent year.

Moved: Rowan      Seconded: Kaye-Simmons

*"THAT the Horowhenua Lake Domain Board Annual Report for the year ended 30 June 2017 be received and adopted."*

CARRIED

#### 9. GENERAL

- (a) Horowhenua Obedience Dog Training Club – Term Dates and Calendar of Events for 2018 for approval

Moved: Kaye-Simmons      Seconded: Warrington

*"THAT the Horowhenua Lake Domain Board approves the Horowhenua Obedience Dog Training Club Term Dates and Calendar Events for 2018:*

Term Dates for 2018 (for Obedience)

| <u>Enrolment</u>            | <u>Start</u> | <u>Graduation</u> |
|-----------------------------|--------------|-------------------|
| January 17                  | January 24   | March 14          |
| March 21                    | March 28     | May 16            |
| May 23                      | May 30       | July 18           |
| August 1                    | August 8     | September 26      |
| October 3                   | October 10   | November 28       |
| <i>Break Up: December 5</i> |              |                   |

*The grounds are also used on Tuesday evenings for Agility and Thursday evenings for Flygility and Companion Dog training.*

Event Dates      21, 22 January  
                        24, 25 February  
                        21, 22 April  
                        28, 29 July  
                        19 August  
                        15 16 September."

CARRIED

Mayor Feyen abstained from voting.

(b) Draft Pest Management Plan

Mr Nelson tabled a draft Muaūpoko Park Canada Geese and Fowl Control Plan which followed on from the discussion at the previous Domain Board meeting where he had been asked to come back with a pest management plan focussing on Canada Geese and Fowl. He explained the layout of the report which initially focussed on the Domain Board's role as administrator of the Domain and from page 12 provided outline plans for a geese cull and chicken/rooster cull.

Whilst the plan addressed some issues, Mr Nelson highlighted that there was no overarching strategic approach to the management of the Domain and having something in place would assist with the Domain's administration going forward. If the Board did decide to adopt a management plan, there would need to be a regulatory budget also put in place. Such a plan would provide for such things as maintenance or renewals of facilities at the Domain, such as the toilet block and children's play areas, going forward.

With it noted that a management plan was a requirement under the Reserves Act and because of Mr Nelson's experience with such plans, Ms Rowan requested his assistance in pulling something together.

With Council's LTP process currently in train, Mr Nelson suggested the Board may wish to make a submission to assist with compiling a Management Plan.

In terms of consultation in relation to the geese and chicken/rooster culls, Mr Nelson said this was an issue for the Domain Board, but long-term management would be part of the consultation around the Reserve Management Plan.

Responding to a query in relation to numbers, Mr Nelson said there had been ad hoc counts done, with there being about 120 geese at the last count. It was not something that was done on a regular basis and there was no trend analysis on the scale of the problem. This was where it would be useful to have some strategic direction.

Moved: Tukapua

Seconded: Warrington

*"THAT the Horowhenua Lake Domain Board approves the outline plan for the Geese and Chicken/Rooster cull at Muaūpoko Park*

*AND*

*THAT the Horowhenua Lake Domain Board considers the development of a Reserve Management Plan in satisfaction of 41(1) of the Reserves Act with a view to establishing an overall strategic direction for the Reserve*

*AND FURTHER*

*THAT the Horowhenua Lake Domain Board identifies a budget for the ongoing management of Canada Geese."*

CARRIED

(c) WORKSHOP/BUILDING ISSUES

Ms Rowan said she had requested this be included on the Agenda as the Board needed to work through the myriad of issues facing it and some planning/discussion was needed. She wanted to work in a transparent manner but coming together as a Board was important in the first instance, prior to wider engagement. She would set a time for the Board to meet for a workshop.

Prior to the meeting concluding, Cr Kaye-Simmons reported on the very successful Waitangi Day event that had been held at Muaūpoko Park. It had been the best yet with an incredible amount of hard work put in by many to ensure it was an amazing day for all those who attended.

10. MEETING CLOSURE

The meeting closed at 12.45 pm with a karakia (Mr Wiremu-Matakatea).

CONFIRMED this

day of

2018

Chairperson .....