



## Meeting of the Clifton to Tangoio Coastal Hazards Strategy Joint Committee

**Date:** Friday 16 October 2020  
**Time:** 10.00am  
**Venue:** Council Chamber  
 Hawke's Bay Regional Council  
 159 Dalton Street  
 NAPIER

### Agenda

ITEM	TITLE	PAGE
1.	Karakia/Welcome/Notices/Apologies	
2.	Conflict of Interest Declarations	
3.	Confirmation of Minutes of the Clifton to Tangoio Coastal Hazards Strategy Joint Committee held on 7 August 2020	
4.	Actions from Previous Clifton to Tangoio Coastal Hazards Strategy Joint Committee	3
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<b>Information or Performance Monitoring</b>		
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## CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Friday 16 October 2020

### SUBJECT: ACTIONS FROM PREVIOUS CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

#### Reason for Report

1. In order to track items raised at previous meetings that require action, a list of outstanding items is prepared for each meeting. All action items indicate who is responsible for each, when it is expected to be completed and a brief status comment.
2. Once the items have been completed and reported to the Committee they will be removed from the list.

#### Decision Making Process

3. Staff have assessed the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision making provisions do not apply.

#### Recommendation

That the Clifton to Tangoio Coastal Hazards Strategy Joint Committee receives and notes the *“Actions from previous Clifton to Tangoio Coastal Hazards Strategy Joint Committee Meetings”* report.

#### Authored by:

**Simon Bendall**  
**PROJECT MANAGER**

#### Approved by:

**Chris Dolley**  
**GROUP MANAGER ASSET**  
**MANAGEMENT**

#### Attachment/s

- [1](#) Action items for November 2020 meeting



## Agreed actions from 7 August 2020 Joint Committee

Task	Meeting / Agenda Item	Actions	Resp.	Status/Comment
1.	Tāngata Whenua Engagement verbal update	<ul style="list-style-type: none"> <li>Book site visit from Tangoio to Clifton for joint committee members – suggestion to open to all councillors.</li> </ul>	TAG	– Site visit scheduled on 16 October after the Joint Committee meeting.
2.	Project Manager's Update	<ul style="list-style-type: none"> <li>Next joint committee meeting agenda items / papers:               <ul style="list-style-type: none"> <li>Managed Retreat paper/presentation in workshop</li> <li>Resource Management Review Panel report</li> <li>National climate change risk assessment for New Zealand</li> </ul> </li> </ul>	TAG	– To be on the 27 November meeting agenda.
3.	Joint Committee Independent Facilitator	<ul style="list-style-type: none"> <li>Amend Terms of Reference to include the appointment panel.</li> </ul>	TAG	– WIP

Item 4

Attachment 1

## Agreed actions from 1 May 2020 Joint Committee

Task	Meeting / Agenda Item	Actions	Resp.	Status/Comment
4.	Current Coastal Projects Update	<ul style="list-style-type: none"> <li>Whakarire Ave Revetment Works:               <ul style="list-style-type: none"> <li>Requested information on the preliminary private and public splits developed by TAG be circulated to members.</li> </ul> </li> </ul>	Simon	– WIP. Raw data excel spreadsheet Simon to circulate

## Agreed actions from 3 September 2019 Joint Committee

Task	Meeting / Agenda Item	Actions	Resp.	Status/Comment
5.	Assessment Panel supplementary recommendations	<ul style="list-style-type: none"> <li>Include a request for specific action from Councils on response to the Mana Whenua recommendations re risks of sedimentation and protection of urupa at Bay View (letter to councils (consenting &amp; policy manager) raising concerns.</li> </ul>	TAG	<ul style="list-style-type: none"> <li>Letters circulated to Councils in December 2019.</li> <li>Following up responses. Deferred due to Covid-19.</li> </ul>

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**Agreed actions from 18 March 2019 Joint Committee**

Task	Meeting / Agenda Item	Actions	Resp.	Status/Comment
6.	Project Manager's Update	<ul style="list-style-type: none"> <li>Invite LGNZ President/Minister for the Environment to a future joint committee meeting.</li> </ul>	TAG	<ul style="list-style-type: none"> <li>tbc.</li> <li>Note: June 2020 Chris &amp; James Palmer met with Minister James Shaw. Invited him to come to Hawkes Bay. Unlikely to be prior to the Election.</li> </ul>

Attachment 1

Item 4



## CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Friday 16 October 2020

**Subject: CALL FOR MINOR ITEMS NOT ON THE AGENDA**

### Reason for Report

1. This item provides the means for Joint Committee members to raise minor matters they wish to bring to the attention of the meeting.
2. Hawke’s Bay Regional Council standing order 9.13 states:
  - 2.1. “A meeting may discuss an item that is not on the agenda only if it is a minor matter relating to the general business of the meeting and the Chairperson explains at the beginning of the public part of the meeting that the item will be discussed. However, the meeting may not make a resolution, decision or recommendation about the item, except to refer it to a subsequent meeting for further discussion.”

### Recommendations

3. That the Clifton to Tangoio Coastal Hazards Strategy Joint Committee accepts the following “Minor Items Not on the Agenda” for discussion as Item 10:

Topic	Raised by

**Leeanne Hooper**  
GOVERNANCE LEAD

**James Palmer**  
CHIEF EXECUTIVE





## CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Friday 16 October 2020

### Subject: LONG TERM PLAN REPORTING - COASTAL HAZARDS STRATEGY

#### Reason for Report

1. This report presents suggested wording to be included in each Partner Council's 2021 - 2031 Long Term Plan, which are due to be released for public consultation in early 2021.

#### Background

2. The Strategy is being developed in 4 stages (Figure 1) and is currently in its 4<sup>th</sup>, and final stage of developed.

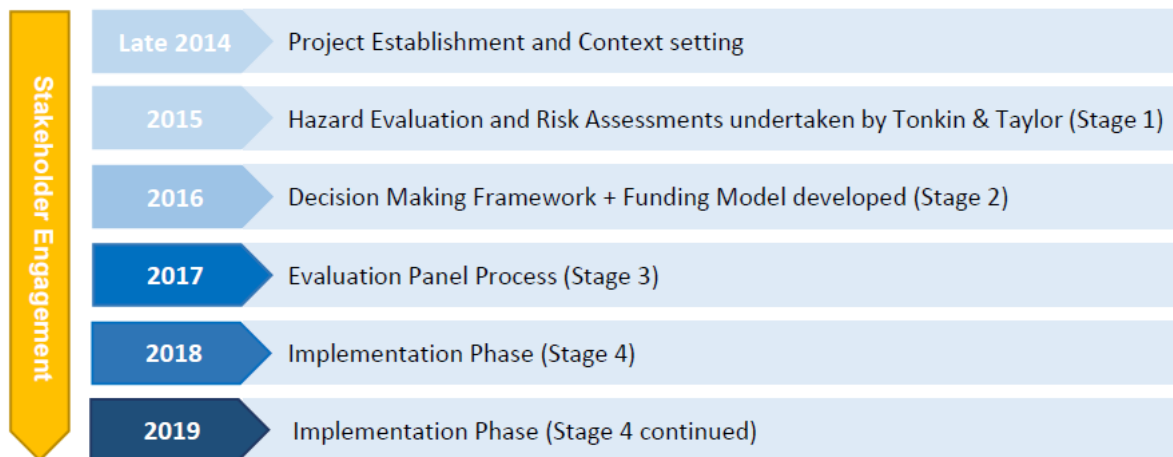


Figure 1: Strategy Development process

3. Once the work packages outlined in each of the workstreams that form Stage 4 are completed, a full Strategy can be compiled for public consultation.
4. The Joint Committee has previously directed TAG to separate public consultation on the Strategy from Council Long Term Plan consultation. Given the complexity, scale and financial implications of the Strategy, it was considered important to consultant on it as a stand-alone proposal.
5. On that basis, TAG have been working towards an October 2021 consultation process. This will provide sufficient separation from consultation activity on each Council's 2021 – 2031 Long Term Plans, which are due to be completed by June 2021.
6. At the previous Joint Committee meeting it was suggested that all Partner Councils agree on standard wording to include on their 2021 – 2031 Long Term Plans, to ensure clear and consistent messaging on the Strategy and a common message that consultation on the full Strategy will follow the 2021 – 2031 Long Term Plan process.

#### Discussion

7. Following is the suggested wording to be adopted in each Partner Council's Long Term plan:

*Global warming, sea level rise, predicted increases in the intensity of storms and the related waves generated are likely to impact our coastal areas more severely in the next 100 years.*

*The Clifton to Tangoio Coastal Hazards Strategy 2120 is a collaborative project led by Hastings District Council, Maungaharuru-Tangitu Trust, Napier City Council, Mana Ahuriri Incorporated, Hawke's Bay Regional Council and Heretaunga Tamatea Settlement Trust.*

*This Strategy has been in development since 2016. It seeks to ensure that coastal communities, businesses and critical infrastructure from Tangoio to Clifton are resilient to the effects of coastal hazards.*

*So far the Strategy has mapped coastal hazards areas, identified risks, and collaboratively developed preferred responses to coastal hazards for short, medium and long term horizons, up to 100 years.*

*Work is now being advanced to refine designs and costs for coastal defence options, investigate the costs and processes of retreating from hazards areas, review the existing regulatory framework and develop a funding model for Strategy implementation.*

*Due to the significant size, complexity and scale of the Coastal Hazards Strategy, the partner Councils have agreed to consult on the final proposed Strategy outside of the 2021 – 2031 Long Term Plan consultation process. This will ensure that all affected ratepayers have the opportunity to consider the proposal and have their views heard.*

*Targeted and specific consultation on the Strategy is being planned for October 2021. More information can be found on the project website at [www.hbcoast.co.nz](http://www.hbcoast.co.nz).*

### **Next Steps**

8. It is proposed that final wording is adopted and presented as a recommendation to each Partner Council. Members of TAG can ensure that the wording is then integrated appropriately into each Council's draft Long Term Plan.

### **Decision Making Process**

9. Staff have assessed the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision making provisions do not apply.

### **Recommendation**

That the Clifton to Tangoio Coastal Hazards Strategy Joint Committee receives and notes the "Long Term Plan Reporting - Coastal Hazards Strategy" staff report.

#### **Authored by:**

**Simon Bendall  
PROJECT MANAGER**

#### **Approved by:**

**Chris Dolley  
GROUP MANAGER ASSET  
MANAGEMENT**

### **Attachment/s**

There are no attachments for this report.



## CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Friday 16 October 2020

### Subject: PROJECT MANAGER'S UPDATE

#### Reason for Report

1. In accordance with standing instructions from the Joint Committee, this report is provided in place of the written report required from the Project Manager under the Terms of Reference for the Joint Committee.
2. It provides an opportunity for the Project Manager to present a verbal update to the Committee and answer any questions on general project matters including tracking against timeframes, milestone achievements and project risks. The Project Manager will provide a verbal update at the meeting.

#### Recommendation

That the Clifton to Tangoio Coastal Hazards Strategy Joint Committee receives the "*Project Managers Update*" report.

#### Authored by:

**Simon Bendall**  
**PROJECT MANAGER**

#### Approved by:

**Chris Dolley**  
**GROUP MANAGER ASSET**  
**MANAGEMENT**

#### Attachment/s

There are no attachments for this report.





## CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Friday 16 October 2020

**Subject: CURRENT COASTAL PROJECTS UPDATE**

### Reason for Report

1. This report provides an opportunity for the Technical Advisory Group (TAG) to provide an update on various coastal projects the Joint Committee has expressed an interest in keeping abreast of, namely:
  - 1.1. Whakarire Ave Revetment Works
  - 1.2. Extended consent area for sand deposition at Westshore
  - 1.3. Haumoana 18
  - 1.4. Capeview corner
  - 1.5. Whirinaki.
2. TAG members will provide a verbal update on each of these projects at the meeting.

### Recommendation

That the Clifton to Tangoio Coastal Hazards Strategy Joint Committee receives the “*Coastal Projects Update*”

### Authored by:

**Simon Bendall**  
**PROJECT MANAGER**

### Approved by:

**Chris Dolley**  
**GROUP MANAGER ASSET**  
**MANAGEMENT**

### Attachment/s

There are no attachments for this report.





## CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Friday 16 October 2020

### Subject: BRIEFING - FUNDING REVIEW PROCESS

#### Reason for Report

1. This report provides a summary and update on the Funding Review being initiated for the Clifton to Tangoio Coastal Hazards Strategy 2120.

#### Background

1. At the Joint Committee meeting on 7 August 2020, members discussed the outcome of recent workshops held individually with Partner Councils to discuss funding arrangements for strategy implementation (i.e. funding the consenting, construction and maintenance of structures and initiatives developed under the Strategy to mitigate coastal hazards risks).
2. The key outcome was a recommendation, proffered by HBRC and later supported by HDC and NCC, that the Joint Committee engage a retired judge/QC to consider and deliver recommendations to all Partner Councils on how to proceed with funding arrangements (the Funding Review).
3. The Funding Review is proposed to address the lack of clarity in current legislation about the respective roles of regional councils and territorial authorities in implementing coastal hazard mitigation projects.
4. This issue was highlighted in the April 2020 MfE case study “Challenges with implementing the Clifton to Tangoio coastal hazards strategy 2120” and through the report of the July 2020 RMA Review Panel report “New Directions for Resource Management in New Zealand”.
5. While the Strategy development process to date has been a successful example of Councils working together on a complex, long term project, the lack of clarity in current legislation poses challenges for the Councils when considering matters such as raising new rates to fund structures and initiatives to mitigate coastal hazards risks.
6. Key elements of the proposed Funding Review are:
  - 6.1. The Review is to be led by a senior, appropriately experienced person with legal expertise, preferably a QC / retired judge.
  - 6.2. The Review will focus on funding arrangements between the Councils for the implementation of the Clifton to Tangoio Coastal Hazards Strategy, including:
    - 6.2.1 The establishment of a contributory fund; and
    - 6.2.2 The Council or Councils that should fund Strategy implementation.
  - 6.3. Recommendations would be non-binding
  - 6.4. The Joint Committee will provide oversight for the Funding Review on behalf of the Partner Councils
  - 6.5. The Partner Councils will receive the recommendations via the Joint Committee and retain final decision-making authority.
  - 6.6. Central government partnership will be sought in undertaking the Review.

7. The Technical Advisory Group (TAG), working with appointed members of the Joint Committee, have developed a draft scope for the Funding Review, and identified a shortlist of candidates to undertake the Review.

**Next Steps**

8. TAG will present process options, potential candidates to lead the Funding Review and discuss candidate evaluation with the Joint Committee in the public excluded component of today's meeting.
9. The outcome of that workshop will inform next steps, particularly around timeframes and process.

**Decision Making Process**

10. Staff have assessed the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision making provisions do not apply.

**Recommendation**

That the Clifton to Tangoio Coastal Hazards Strategy Joint Committee receives and notes the "*Briefing - Funding Review Process*" staff report.

**Authored by:**

**Simon Bendall**  
**PROJECT MANAGER**

**Approved by:**

**Chris Dolley**  
**GROUP MANAGER ASSET**  
**MANAGEMENT**

**Attachment/s**

There are no attachments for this report.





**CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE**

**Friday 16 October 2020**

**Subject: DISCUSSION OF MINOR MATTERS NOT ON THE AGENDA**

**Reason for Report**

1. This document has been prepared to assist Joint Committee members note the Minor Items Not on the Agenda to be discussed as determined earlier in Agenda Item 4.

Item	Topic	Raised by
1.		
2.		
3.		





## CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Friday 16 October 2020

### Subject: FUNDING REVIEW - PROCESS OPTIONS

That Hawke’s Bay Regional Council excludes the public from this section of the meeting, being Agenda Item 11 Funding Review - Process Options with the general subject of the item to be considered while the public is excluded; the reasons for passing the resolution and the specific grounds under Section 48 (1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution being:

GENERAL SUBJECT OF THE ITEM TO BE CONSIDERED	REASON FOR PASSING THIS RESOLUTION	GROUNDS UNDER SECTION 48(1) FOR THE PASSING OF THE RESOLUTION
Funding Review - Process Options	7(2)s7(2)(i) That the public conduct of this agenda item would be likely to result in the disclosure of information where the withholding of the information is necessary to enable the local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	The Council is specified, in the First Schedule to this Act, as a body to which the Act applies.

**Authored by:**

**Simon Bendall  
PROJECT MANAGER**

**Approved by:**

**Chris Dolley  
GROUP MANAGER ASSET  
MANAGEMENT**





## CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Friday 16 October 2020

### Subject: FUNDING REVIEW - APPOINTMENT OF LEAD

That Hawke’s Bay Regional Council excludes the public from this section of the meeting, being Agenda Item 12 Funding Review - Appointment of Lead with the general subject of the item to be considered while the public is excluded; the reasons for passing the resolution and the specific grounds under Section 48 (1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution being:

GENERAL SUBJECT OF THE ITEM TO BE CONSIDERED	REASON FOR PASSING THIS RESOLUTION	GROUNDS UNDER SECTION 48(1) FOR THE PASSING OF THE RESOLUTION
Funding Review - Appointment of Lead	7(2)s7(2)(a) That the public conduct of this agenda item would be likely to result in the disclosure of information where the withholding of the information is necessary to protect the privacy of natural persons.	The Council is specified, in the First Schedule to this Act, as a body to which the Act applies.

**Authored by:**

**Simon Bendall  
PROJECT MANAGER**

**Approved by:**

**Chris Dolley  
GROUP MANAGER ASSET  
MANAGEMENT**