



MĀORI CONSULTATIVE COMMITTEE

Open Minutes

Meeting Date: Tuesday 9 April 2019

Time: 3.00pm-4.05pm

Venue Council Chamber
Hawke's Bay Regional Council
159 Dalton Street
Napier

Present Piri Prentice (In the Chair), Mayor Bill Dalton, Councillor Apiata Tapine, Tiwana Aranui and Te Whetū Henare-Winitana

In Attendance Chief Executive, Director Community Services, Pou Ārahi/Strategic Māori Advisor, Manager Sport and Recreation, Manager Community Strategies

Administration Governance Team

Karakia

Tiwana Aranui opened the meeting with a karakia, also acknowledging the recent tragedy in Christchurch.

Apologies

Mayor Dalton / Councillor Tapine

That the apology from Hōri Reti be accepted.

Carried

Conflicts of interest

Nil

Public forum

***The Chair left the meeting at 3.08pm and the meeting was paused
The Chair returned and the meeting resumed at 3.10pm.***

Pat Magill and Joseph Broughton

Joseph and Pat spoke regarding the planned relocation of the aquatic centre, noting that they were dissatisfied with Council's communication with the public on this matter. They requested that the Committee prevent the relocation to Prebensen Drive and advised that they intend to go to the Waitangi Tribunal should the relocation proceed.

Pat also spoke to the significance of the Pilot City Trust logo.

Minnie Ratima

Minnie addressed the committee in relation to the aquatic centre, noting that she also presented to Council on this matter at the 20 December 2018 meeting. She re-read her previous statements to Council, speaking to the connection that Maraenui residents have with the Onekawa site and requesting that the matter go out for public consultation again.

Announcements by the Chairperson

The Chair spoke to the success of the official launch of Takitimu Seafoods which took place on Monday, 8 April 2019.

He also advised that Minister Andrew Little had just confirmed via telephone that Mana Ahuriri's treaty settlement claim had just been signed.

Announcements by the management

Nil

Confirmation of minutes

Mayor Dalton / T Aranui

That the Minutes of the meeting held on 26 February 2019 were taken as a true and accurate record of the meeting.

Carried

REPORTS FROM STANDING COMMITTEES

Mayor Dalton / Councillor Tapine

That the Māori Consultative Recommendations arising from the discussion of the Committee reports be submitted to the Council meeting for consideration.

Carried

REPORTS FROM STRATEGY AND INFRASTRUCTURE COMMITTEE HELD 19 MARCH 2019

1. NAPIER AQUATIC CENTRE DEVELOPMENT: COMPLETING LTP CAVEATS

Type of Report: Operational

Legal Reference: N/A

Document ID: 711664

Reporting Officer/s & Unit: Glenn Lucas, Manager Sport & Recreation

1.1 Purpose of Report

The purpose of this report is to fulfil the requirements of the four caveats to the LTP decision to proceed with the development of the “Pools & Play” option at Prebensen Drive.

At the Māori Consultative Committee meeting

The Manager Sport and Recreation, together with the Pou Ārahi/Strategic Māori Advisor, spoke to the report. They affirmed that the concerns expressed during the public forum around accessibility and connection to the current site have been heard. It was confirmed that the Chief Executive is meeting with Pat and Joseph later in the week and an invitation to attend this meeting was extended to Tiwana at the meeting.

A brief overview of how Council has arrived at this point was provided, and it was noted that the decision facing Council now is to consider the scope of the tender. The aquatic strategy identified that the facilities provided need to meet the needs of the community now and into the future. The QEII facility in Christchurch comes very close to meeting those needs. Through drawing on Christchurch City Council’s experience and processes, Council is able to significantly reduce the costs and timeframe of this project. The risks and costs associated with the Onekawa site were also discussed with the Committee.

With the closure of a number of school pools and now Pandora Pond for recreational use, Committee members noted the importance of an accessible aquatic facility for kids. Safety concerns were also raised on behalf of some residents as a result of moving the facility from neutral territory.

Although statistics show 92% of users drive to the current facility, the next step involves investigating the operational aspects of the facility including accessibility in relation to transport, programmes and so on. The work that Council officers are undertaking regarding equitable access to the new facility will be developed with input from stakeholders.

The Committee were advised that under the terms of reference of this Committee they are able to make recommendations in this meeting for consideration by Council.

Māori Consultative Committee's recommendation

Councillor Tapine / Mayor Dalton

That the Council resolve that the Committee's recommendation be adopted.

Carried

Committee's recommendation

Councillors White / Taylor

The Strategy and Infrastructure Committee:

- a. Note that three of the four caveats outlined during the Long Term Plan deliberations in relation to proceeding with the Aquatic Centre project have been completed:
 - i. Caveat #1: Post-move development and funding plan put in place for Onekawa Park has been met by the Onekawa Park Development and Funding Plan.
 - ii. Caveat #2: Outdoor space built-in to the new complex has been met by the design concepts included in the 'Napier Aquatic Centre Concept Design Revision 3.0'.
 - iii. Caveat #4: The site investigations for the new location being completed has been met by the Tonkin and Taylor report (Proposed Napier Aquatic Centre, Prebensen Drive, Napier).
- b. Endorse the 'Scope of Tender' for the Aquatic Centre project as detailed in this report. This will complete Caveat #3: Scope for Tender agreed by Council before it is tendered.
- c. Note that the tender come back to Council for approval, including financial costs.

*The division was declared **carried** by 7 votes to 6 votes the voting being as follows:*

For: Councillors Dalton, Brosnan, Hague, Price, Taylor, White and Wright

Against: Councillors Boag, Dallimore, Jeffery, McGrath, Tapine and Wise

Carried

2. LEASES OF RESERVES - NAPIER FREE KINDERGARTEN ASSOCIATION INCORPORATED

<i>Type of Report:</i>	Legal
<i>Legal Reference:</i>	Reserves Act 1977
<i>Document ID:</i>	702389
<i>Reporting Officer/s & Unit:</i>	Bryan Faulknor, Manager Property Jenny Martin, Property and Facilities Officer

2.1 Purpose of Report

To obtain a Council decision to enter into two new ground leases with the Napier Free Kindergarten Association Incorporated for the Pirimai Kindergarten and the Onekawa Kindergarten.

At the Māori Consultative Committee meeting

The Mayor confirmed that this item is simply renewing leases that are already in place.

Māori Consultative Committee's recommendation

Councillor Tapine / Mayor Dalton

That the Council resolve that the Committee's recommendation be adopted.

Carried

Committee's recommendation

Councillors Taylor / Brosnan

The Strategy and Infrastructure Committee:

- a. Recommends that Council Resolve to:
 - i. Enter into new ground leases with the Napier Free Kindergarten Association Incorporated for the Pirimai Kindergarten and the Onekawa Kindergarten for 15 years with one 15 year right of renewal.

Carried

Cr Wright did not vote, as per declaration of interest

3. LEASE OF RESERVE - MARAENUI RUGBY & SPORTS ASSOCIATION INCORPORATED

<i>Type of Report:</i>	Enter Significance of Report
<i>Legal Reference:</i>	Reserves Act 1977
<i>Document ID:</i>	710981
<i>Reporting Officer/s & Unit:</i>	Bryan Faulknor, Manager Property Jenny Martin, Property and Facilities Officer

3.1 Purpose of Report

To obtain a Council decision to enter into a new ground lease with the Maraenui Rugby & Sports Association Incorporated for two portions of land located at Maraenui Park, Dinwiddie Avenue, Napier.

At the Māori Consultative Committee meeting

The Chief Executive confirmed that this item is simply renewing leases that are already in place.

Māori Consultative Committee's recommendation

Councillor Tapine / Mayor Dalton

That the Council resolve that the Committee's recommendation be adopted.

Carried

Committee's recommendation

Councillors White / Wise

The Strategy and Infrastructure Committee:

- a. Recommends that Council resolve to:
 - i. Enter into a new ground lease with the Maraenui Rugby & Sports Association for 15 years with one 15 year right of renewal.

Carried

Cr Boag did not vote, as per declaration of interest

4. PLASTIC RECYCLING

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	713737
<i>Reporting Officer/s & Unit:</i>	Rhett van Veldhuizen, Waste Minimisation Lead
Reason for Exclusion	<p><i>Section 7(2)(b)(ii) Protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information</i></p> <p><i>Section 7(2)(i) Enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</i></p>

4.1 Purpose of Report

The purpose of this report is to update Council on the current plastic recycling market situation, the impact on the Napier City Council waste services and the options going forward.

At the Māori Consultative Committee meeting

The Chief Executive spoke to the report, noting that the recycling environment is changing rapidly as a result of changes to the overseas markets.

Council's current contractor is on a month by month contract only, which is not ideal considering there are a number of performance issues as well as significantly increased costs for the service provided. Experts are advising Council that the cost for recycling services is likely to be up to \$95 per year per household, but this figure will be unconfirmed until Council goes out to tender.

It was noted that part of the Annual Plan process involves asking how Council should pay for the increased costs of recycling. Council also needs to align with the Waste Minimisation Management Plan - Council's joint waste strategy with Hastings District Council. One of the key objectives of the joint strategy is trying to minimise the amount of waste ending up in the landfill.

The Committee were advised that recycling is likely to be a recurring item on future agendas.

Māori Consultative Committee's recommendation

Councillor Tapine / Mayor Dalton

That the Council resolve that the Committee's recommendation be adopted.

Carried

Committee's recommendation

Councillors McGrath / Tapine

That the Strategy and Infrastructure Committee:

- a. Receive the report of the Waste Minimisation Lead titled "Plastic Recycling" dated 19/03/2019.
- b. Approve the preferred option to collect only Grades 1 and 2 plastics to enable further negotiation with the contractors involved.
- c. Approve funding up to \$50k for a joint communication plan on the change with Hastings District Council funded from existing Solid Waste budgets.

Carried

REPORTS FROM FINANCE COMMITTEE HELD 2 APRIL 2019

1. HAWKE'S BAY AIRPORT LTD HALF YEAR REPORT TO 31 DECEMBER 2018

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	714397
<i>Reporting Officer/s & Unit:</i>	Caroline Thomson, Chief Financial Officer

1.1 Purpose of Report

To receive the half year report to shareholders from Hawke's Bay Airport Limited to 31 December 2018.

At the Māori Consultative Committee meeting

The Committee acknowledged the work of the Hawke's Bay Airport Chief Executive Officer in getting the extension project back on track.

Māori Consultative Committee's recommendation

Councillor Tapine / Mayor Dalton

That the Council resolve that the Committee's recommendation be adopted.

Carried

Committee's recommendation

Councillors Hague / Taylor

The Finance Committee:

- a. Receive the Hawke's Bay Airport Limited half year report to shareholders, to December 2018.
-

Carried

2. ELECTED MEMBERS' REMUNERATION - 2019 INFORMATION UPDATE

Type of Report: Operational

Legal Reference: Local Government Act 2002

Document ID: 713356

Reporting Officer/s & Unit: Devorah Nícuarta-Smith, Team Leader Governance

2.1 Purpose of Report

To present to Council an information update on the 2019 process provided by the Remuneration Authority, the national body charged with matters in relation to elected members' remuneration.

At the Māori Consultative Committee meeting

The Mayor noted that the new level of remuneration for elected members recognises the work that is required to fulfil their duties.

Māori Consultative Committee's recommendation

Councillor Tapine / Mayor Dalton

That the Council resolve that the Committee's recommendation be adopted.

Carried

Committee's recommendation

Councillors Wright / White

The Finance Committee:

- a. Receive the information update on the 2019 elected members' remuneration process provided by the national Remuneration Authority.

Carried

3. QUARTERLY REPORT FOR THE SIX MONTHS ENDED 31 DECEMBER 2018

<i>Type of Report:</i>	Legal
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	711016
<i>Reporting Officer/s & Unit:</i>	Caroline Thomson, Chief Financial Officer

3.1 Purpose of Report

To consider the Quarterly Report for the six months ended 31 December 2018.

At the Māori Consultative Committee meeting

The Chief Executive offered to answer any questions in relation to the quarterly report. There was no discussion on this item.

Māori Consultative Committee's recommendation

Councillor Tapine / Mayor Dalton

That the Council resolve that the Committee's recommendation be adopted.

Carried

Committee's recommendation

Councillors Hague / Wright

That the Finance Committee:

- a. Receive the Quarterly Report for the six months ended 31 December 2018.

Carried

4. CONSENT TO LAND BEING DECLARED ROAD

Type of Report: Legal

Legal Reference: Public Works Act 1981

Document ID: 715741

Reporting Officer/s & Unit: Jenny Martin, Property and Facilities Officer

4.1 Purpose of Report

Seek approval by Council under the Public Works Act to consent to the land at 243 Awatoto Road be declared road.

At the Māori Consultative Committee meeting

There was no discussion on this item.

Māori Consultative Committee's recommendation

Councillor Tapine / Mayor Dalton

That the Council resolve that the Committee's recommendation be adopted.

Carried

Committee's recommendation

Councillors Jeffery / Tapine

The Finance Committee:

- a. Recommends that Council Resolve:
 - i. That in accordance with the provisions of Section 114(2) of the Public Works Act 1981, to consent to the land described in the Schedule hereto to be declared road and vested in the Napier City Council.

SCHEDULE

Hawkes Bay land District – Napier City

Area (hectares)	Legal Description	Part of Record Of Title
0.0039	Section 1 SO Plan 531110	651679

Carried

REPORTS FROM COMMUNITY SERVICES COMMITTEE HELD 2 APRIL 2019

1. SUBMISSION OF REMIT APPLICATION TO LOCAL GOVERNMENT NEW ZEALAND - HOUSING

<i>Type of Report:</i>	Procedural
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	713591
<i>Reporting Officer/s & Unit:</i>	Natasha Carswell, Manager Community Strategies

1.1 Purpose of Report

To seek approval to submit a Remit application to Local Government New Zealand (LGNZ) for them to approach the Government to seek funding support for the operation, upgrade and growth of local authority social housing portfolios.

At the Māori Consultative Committee meeting

The Mayor acknowledged those involved in preparing the housing remit.

The Chief Executive confirmed that following the Decision of Council on 2 April 2019, the remit was approved at the Zone Three meeting and will now go to the Local Government New Zealand Conference in July.

Council	Councillors Wright / Brosnan
Resolution	
Decision of Council made at the Community Services Committee meeting held on 2 April 2019.	That Council: a. Approve the submission of the Remit application regarding Social Housing.
	Carried

2. SUBMISSION OF REMIT APPLICATION TO LOCAL GOVERNMENT NEW ZEALAND - LIABILITY TO BUILDING DEFECTS CLAIMS

<i>Type of Report:</i>	Procedural
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	716495
<i>Reporting Officer/s & Unit:</i>	Wayne Jack, Chief Executive

2.1 Purpose of Report

To seek approval to submit a Remit application to Local Government New Zealand (LGNZ) to take action as recommended by the Law Commission in its 2014 report on “Liability of Multiple Defendants” to limit the liability of councils in New Zealand in relation to building defects claims.

At the Māori Consultative Committee meeting

The Mayor noted that this remit aims to readdress the current rule of last man standing, which often leaves the ratepayers having to foot the bill in these matters.

The Chief Executive confirmed that following the Decision of Council on 2 April 2019, the remit was approved at the Zone Three meeting and will now go to the Local Government New Zealand Conference in July.

Council	Councillors Wright / Taylor
Resolution	
Decision of Council made at the Community Services Committee meeting held on 2 April 2019.	That Council: a. Approve the submission of the Remit application regarding liability of councils in relation to building defects claims
	Carried

3. SUPPORT OF HASTINGS DISTRICT COUNCIL REMIT APPLICATION TO LOCAL GOVERNMENT NEW ZEALAND - ALCOHOL HARM

<i>Type of Report:</i>	Procedural
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	715928
<i>Reporting Officer/s & Unit:</i>	Michele Grigg, Senior Advisor Policy

3.1 Purpose of Report

To seek Council's support for Hastings District Council's (HDC) Remit application to Local Government New Zealand (LGNZ) asking them to identify opportunities and actively advocate on national policy changes to reduce alcohol harm.

At the Māori Consultative Committee meeting

The Chief Executive noted that this decision was made to support HDC on their remit in relation to reducing alcohol related harm, and confirmed that following the Decision of Council on 2 April 2019, the remit was approved at the Zone Three meeting and will now go to the Local Government New Zealand Conference in July.

Council Resolution	Councillors Jeffery / Hague
Decision of Council made at the Community Services Committee meeting held on 2 April 2019.	That Council: a. Endorse Hastings District Council's Remit application to LGNZ about reducing alcohol harm.
	Carried

4. HAWKE'S BAY MUSEUMS TRUST COLLECTION MANAGEMENT AGREEMENT

<i>Type of Report:</i>	Contractual
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	715942
<i>Reporting Officer/s & Unit:</i>	Antoinette Campbell, Director Community Services

4.1 Purpose of Report

To seek Council approval to enter into a new Management Agreement with the Hawke's Bay Museum Trust (HBMT) for a period of one year while the Hawke's Bay Regional Collection Joint Working Group conducts its review of governance and operational arrangements of how the collection is to be maintained and governed.

At the Māori Consultative Committee meeting

The Director Corporate Services spoke to the report, noting that Council has a management agreement with HBMT to manage the collection on their behalf. Both Napier City Council and Hastings District Council fund HBMT to look after the regional collection. A governance and management review of HBMT is currently being undertaken to ensure a fair contribution from all parties.

In response to questions it was clarified that a joint working group has been established to complete the review. Council officers and elected members from both Hastings and Napier are involved as well as representatives of HBMT, including Mike Paku. This working group will also be considering how we can display more of our local Māori collection.

Māori Consultative Committee's recommendation

Mayor Dalton / T Aranui

That the Council resolve that the Committee's recommendation be adopted.

Carried

Committee's recommendation

Mayor Dalton / Councillor Wright

The Community Services Committee:

- a. Approve that Napier City Council enter into a one-year Management Agreement with the Hawke's Bay Museum Trust.

Carried

5. REGIONAL INDOOR SPORTS AND EVENTS CENTRE (RISEC) TRUSTEES

Type of Report: Procedural

Legal Reference: N/A

Document ID: 709895

Reporting Officer/s & Unit: Antoinette Campbell, Director Community Services

5.1 Purpose of Report

To endorse the appointment of the Regional Indoor Sports and Events Centre (RISEC) trustees for a further term of three years.

At the Māori Consultative Committee meeting

The Chief Executive advised that this item had been left on the table by the Community Services Committee, and noted that further information had been requested concerning the lack of diversity in the proposed appointments.

There was no discussion on this item.

Officer's Recommendation

The Community Services Committee:

- a. Endorse the Advisory Group's recommendation to the RISEC Board to appoint the current trustees for a further three-year term.

This Officer's recommendation was laid on the table, pending further information in relation to the lack of diversity in the current proposed trustees.

6. SAFER NAPIER PROGRAMME - ANNUAL UPDATE

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	Enter Legal Reference
<i>Document ID:</i>	713588
<i>Reporting Officer/s & Unit:</i>	Michele Grigg, Senior Advisor Policy

6.1 Purpose of Report

To provide a summary of the 2017/18 year of the Safer Napier programme, including key highlights and benefits to Council and Napier.

At the Māori Consultative Committee meeting

The Manager Community Strategies gave a brief overview of the Safer Napier Programme, noting that the report highlights the key achievements and focuses over the last year.

Māori Consultative Committee's recommendation

Mayor Dalton / Tiwana Aranui

That the Council resolve that the Committee's recommendation be adopted.

Carried

Committee's recommendation

Councillors Wright / Brosnan

The Community Services Committee:

- a. Note the Safer Napier programme update.

Carried

General Business

Following the agenda items, no further business was raised for discussion.

Piri's presence at the Takitimu Seafoods launch on Monday was acknowledged by members of the Committee. It was noted that invitations were not extended to Napier City Council elected members which resulted in a small Council representation at this significant event.

Te Whetū Henare-Winitana closed the proceedings with a karakia at 4.05pm.

Approved and adopted as a true and accurate record of the meeting.

Chairperson

Date of approval