



NAPIER
CITY COUNCIL
Te Kaunihera o Ahuriri

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EXTRAORDINARY MEETING OF COUNCIL

Open Agenda

Meeting Date: Friday 28 June 2019

Time: 3.00pm

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

Council Members Acting Mayor White (In the Chair), Councillors Boag, Brosnan, Dallimore, Hague, Jeffery, McGrath, Price, Tapine, Taylor, Wise and Wright

Officer Responsible Chief Executive

Administrator Governance Team

Next Council Meeting
Thursday 11 July 2019

ORDER OF BUSINESS

Apologies

Mayor Dalton

Conflicts of interest

Public forum

Nil

Announcements by the Acting Mayor

Announcements by the management

Agenda items

1	Adoption of Annual Plan 2019/20.....	3
2	Resolution to set the rates for 2019/20	26
	Public excluded	33

AGENDA ITEMS

1. ADOPTION OF ANNUAL PLAN 2019/20

<i>Type of Report:</i>	Legal
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	724867
<i>Reporting Officer/s & Unit:</i>	Caroline Thomson, Chief Financial Officer

1.1 Purpose of Report

To adopt the 2019/20 Annual Plan in accordance with the Local Government Act 2002.

Officer's Recommendation

That Council:

- a. Note and action where necessary any feedback from the Audit and Risk Committee
- b. Agree the Annual Plan 2019/20 has been developed in accordance with section 95 of the Local Government Act 2002 and meets all requirements under the Act.
- c. Adopt the Annual Plan 2019/20 as attached in Attachment A.
- d. Delegate responsibility to the Chief Financial Officer to approve any final edits required to the Annual Plan and supporting information in order to finalise the documents for uploading online and physical distribution.
- e. Direct officers to comply with section 95 (7) of the Local Government Act 2002 and make the annual plan publicly available.

Acting Mayor's Recommendation

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

1.2 Background Summary

Overview

The Council has completed all the relevant provisions contained within the Local Government Act 2002 regarding the preparation of an Annual Plan. This report is an administrative matter and concludes the Council's annual planning process by recommending that the 2019/20 annual plan be adopted. This is the final step in the annual plan process and is one of technical compliance with the provisions of the Local Government Act 2002. The annual plan is not audited and does not require audit approval prior to adoption.

As outlined in previous Council reports, Council followed the following broad process for developing the annual plan:

- Officers undertook budget reviews

- Seven seminars with Councillors including 6 focused on budget development were held between November 2018 – March 2019. The purpose of these seminars was to provide time for Councillors to discuss and set direction on any changes from the LTP.
- Council meetings to consider and make decision on supporting information, consultation approach and consultation document (15 March 2019, 2 April 2019).
- Consultation period – 8 April-13 May including 3 community meetings.
- Consideration of submissions – Officers provided to Council all individual submissions and an officer's report containing all submissions, a summary of submissions, and officer's consideration of the submissions, and officer's recommendation. Council altered some of the officer's recommendations and added to them (4 June 2019). For record purposes, the minutes of the 4 June meeting are attached as attachment B.

On 4 June 2019, following the consideration of feedback received and Council deliberations, Council agreed decisions to finalise the annual budget for 2019/20. The Annual Plan 2019/20 has been prepared reflecting these decisions. In particular, it includes:

- Prospective financial statements and other financial information based on year 2 of the LTP 2018-28 updated to reflect the budget decisions made on 4 June 2019
- Rating policy, reflecting decisions made on 4 June 2019.

The Local Government Act 2002 requires that Council adopt the annual budget 2019/20 before 1 July 2019. Following adoption, officers will finalise documentation for distribution and also undertake activity to update Napier residents, particularly submitters of the decision.

The final overall budget position for the 2019/20 is a 6.4% average increase in rate requirement for existing ratepayers as agreed at the 4 June 2019 meeting. Before Council can resolve to set the rates for the 2019/20, Council must first adopt the Annual Plan which confirms the budget for the year. The resolution setting the rates for 2019/20 will be considered as a separate report on this agenda, following adoption of the Annual Plan 2019/20.

1.3 Issues

When preparing, consulting on and making decisions on the Annual Plan 2019/20, the council has followed a thorough process, including considering:

- significance or materiality of the differences to year two of the LTP
- whether any formal amendment to the LTP is necessary
- extent of the council's resources
- statutory decision-making practices in the Local Government Act 2002 (Part 6)
- decisions that are required for this annual budget
- financial management requirements.

Officers have reviewed the processes outlined above and confirm that Council has complied with all legal requirements for adoption of the annual budget today.

Of note, Council cannot delegate the power to adopt an annual plan to a Committee, and this is why all the annual plan reports have been submitted directly to Council and not through a Committee.

Relating to making a decision on a Long-term plan, or an Annual Plan, the effect of adopting an Annual Plan is to provide a formal and public statement of Council's intentions in relation to the matters covered by the plan. A resolution to adopt a Long-term plan or annual plan does not constitute a decision to act on any specific matter included within the plan (Section 96 of the Local Government Act 2002 refers).

In addition a number of projects, for which funding was approved 2018/19, were identified as needing to be carried forward in the last quarterly financial report to Council. The final schedule of projects to be carried forward will be presented with Council's end of year report. The carry forwards will be included in the 2019/20 revised budget and reported through the quarterly reports to Council.

1.4 Significance and Engagement

Officers assessed the changes from year 2 of the Long-Term plan 2018-28 and advised Council of the significant and material changes. Consultation has occurred in accordance with the Local Government Act 2002.

1.5 Implications

Financial

When considering the changes to the Annual Plan 2019/20 from the Long Term Plan 2018-28, Council officers reviewed its compliance against the Councils Financial Strategy and its Financial Prudence benchmarks.

As part of the Long Term Plan 2018-28 Council approved the Local Government Cost Index (LGCI) + 5% as its cap for rates increases. The proposed Annual Plan rates increase of 6.4% is within this level (including the recycling level of service adopted as part of WMMP).

Another key benchmark for Council is the Rates limit Benchmark, which is a measure of the rates income limits. The Council budget complies with this requirement.

In addition, the Balanced Budget Benchmark has been met.

There are ongoing financial implications from the introduction of the enhanced kerbside recycling collection service and rubbish collection service as per the Joint Waste Management and Minimisation Plan 2018-24. The exact cost of the new contracts for recycling and rubbish collection will not be known until they are tendered for.

At the 4 June 2019 Council meeting, Council allocated 200K to be funded from loans-rates to undertake an independent review of the options and costings for the supply of un-chlorinated water for Napier.

Looking ahead to 2020/21

There are also financial implications from bringing forward projects without these having a direct impact on the 2019/20 year rates, and new capital work, including the War Memorial and Kennedy Park ablution block. In the development of future Annual Plans there is the ability to further refine the annual budgets contained in that year within the Council's Long Term Plan (year 3 of the LTP). This will be at the discretion of the new Council to be elected October 2019. The following items have been approved as part of the Annual Plan and impact future years.

Cost of servicing additional loans

- New War Memorial spending proposal (0.2%)
- Kennedy Park ablution block (0.3%)

- Changes to water projects (0.7%)
- Independent assessment – water (0.02%)

Waste Minimisation and Management Plan impacts – these impacts are ongoing.

- Impact of phasing in kerbside recycling over 3 years (0.5% in 2020/21 and a further 1.15% in 2021/22) to be confirmed after confirmation of tender.
- Rubbish collection service changes (to be confirmed with tendering).

Social & Policy

The annual plan 2019/20 aligns with all Council policy including the Joint Waste Management and Minimisation Plan 2018-24.

Changes to the Revenue and Financing Policy and Rates Remission Policy have been consulted on concurrently but separately to the Annual Plan and Council adopted the amended policies on 4 June 2019.

Risk

The following risks were noted as part of the development of the Annual Plan 2019/20

- Strong Construction market demand – pressure on capital programme
- Climate change – Central Government requirements
- Government Healthy Home requirements
- Living wage/Min Wage changes
- Wellbeing legislation
- Insurance market (costs escalating as market making a loss)
- Outstanding detailed seismic assessments on Council owned buildings
- Timing of sections sold for Parklands development
- Elections and new Council requirements
- Limited general reserves
- The impact on rates in future years from loan funding capital projects in 2019/20
- Implementing WMMP waste recommendations could result in an average rates increase of between 1% and 2% for 2020/21
- Implementing WMMP recycling recommendations will result in an average rates increase of 1.7% (0.5% in 2020/21 and a further 1.15% in 2021/22)
- Provincial Growth Fund projects:
 - ongoing costs
 - cap on Government support
 - impact on current programme of work resulting from pressure to get work completed before Central government elections

1.6 Options

The options available to Council are as follows:

- a. Adopt the Annual Plan 2019/20
- b. Not adopt the Annual Plan 2019/20 (which would mean that rates cannot be struck)

1.7 Development of Preferred Option

Option A. A robust process has been undertaken to develop the budget and Council has considered public feedback and made decisions to proceed to develop the final plan. A plan can be modified during the year within the parameters of section 96.

Adopt the annual plan 2019/20 as a robust process has been undertaken and Council has considered public feedback and made decisions to proceed to develop the final plan.

1.8 Attachments

- A Minutes - Council meeting, 4 June 2019 [↓](#)
- B Annual Plan 2019/20 (*Under Separate Cover*) [⇨](#)



EXTRAORDINARY MEETING OF COUNCIL

Open Minutes

Meeting Date: Tuesday 4 June 2019

Time: 9.00am – 1.18pm

Venue Large Exhibition Hall
Napier Conference Centre
Napier War Memorial Centre
Marine Parade
Napier

Present Acting Mayor White (In the Chair), Councillors Boag, Brosnan, Dallimore, Hague, Jeffery, McGrath, Price, Tapine, Taylor, Wise and Wright

In Attendance Chief Executive, Director Corporate Services, Director Community Services, Director Infrastructure Services, Director City Services, Director City Strategy, Manager Communications and Marketing, Chief Financial Officer, Environmental Solutions Manager, Corporate Planner, Manager Community Strategies, Manager Asset Strategy, Manager Sport and Recreation, Senior Advisor Policy, Transformation Lead, Communications Specialist

Administration Governance Team

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

Apologies

Council resolution	Councillors Brosnan / Price
	That the apology from Mayor Dalton be accepted.
	Carried

Conflicts of interest

Councillor Price declared an interest during the discussion on the Council Projects Fund as Chairman of Basketball Hawke's Bay.

Announcements by the Acting Mayor

The Acting Mayor acknowledged that Council's thoughts are with Mayor Bill and his family at this time and wished them all well through his rehabilitation process.

The Acting Mayor also noted that in accordance with the Local Government Act 2002, this meeting is an opportunity to deliberate on the 218 submissions made to the Draft Annual Plan consultation document, and will not be double debated as the Annual Plan is not able to be delegated to a committee.

Announcements by the management

Nil

FUNDING APPLICATIONS

Speakers

Name	Organisation	Points Made
Peter Dunkerley	HB Knowledge Bank	<ul style="list-style-type: none"> • HB Knowledge Bank has been running for eight years and is made up of 80-100 volunteers. • The website was relaunched this year with the initial quote being \$35,000 for this work, but was achieved for \$12,500. • The Knowledge Bank was profiled in this month's Bay Buzz magazine noting the broad section of challenges and issues they face. • They are asking for Council's continued support. The labour is free; however, as the number of volunteers grows more equipment is required. • Volunteers are currently researching the history of scouting in the area. <p>In response to questions from Councillors it was confirmed that other Councils have been approached also and Hastings District Council has committed funding for three years for equipment and projects.</p>

2

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

Charles Daugherty	Biodiversity Hawke's Bay	<ul style="list-style-type: none"> • Biodiversity Hawke's Bay was founded on the view that biodiversity restoration will make a difference to the people in this region; it is a community based initiative. • The action plan was launched 18 months ago. • There are two operational streams being the Biodiversity Guardians and the Biodiversity Foundation. • All five Hawke's Bay Councils are involved as accountable partners. • The Foundation's primary focus is to create an endowment fund (\$10Million in 10 years) with the proceeds being used to grow the fund, and in perpetuity to support projects being undertaken by others around the region. A small grants/projects fund is already operational. • Partnerships are also a focus, as the aim of Biodiversity Hawke's Bay is to support others with their projects, rather than to lead them. Partnerships of note are with Great Things Grow Here and the Hawke's Bay Airport (a platinum sponsor). It was noted that Biodiversity Hawke's Bay may be able to apply for funding for Council projects. • Biodiversity Hawke's Bay is seeking support from all five Councils by way of contribution to the endowment fund, contribution to operating costs and through active partnerships. • Various large projects were talked through for which funding is being sought. <p>In response to questions from Councillors it was noted that of the \$50,000 provided by Council last year, \$25,000 was directed to the endowment fund with the remainder going towards staffing and projects.</p> <p>It was also noted that there is no particular organisational model to follow in this area but central government has confirmed that it needs to be done.</p>
Mark Aspden and Sam Weir	Sport HB	<ul style="list-style-type: none"> • An overview was provided for what has been achieved to date in the Maraenui and Tamatea communities following last year's approved funding. • Sport HB noted the work that Council is doing in the wellbeing space with development of the destination playground, sporting facilities and new swimming pool. • An overview was provided for what has been achieved to date in the Maraenui and Tamatea communities following last year's approved funding.. • Sam Weir, Community Activator, spoke to projects in Maraenui including 'a better life through movement' and whakakohe kura. • Sport HB feel that they have "only just scratched the surface" in the last 12 months and are seeking further support from Council to continue this work.

3

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

		<p>In response to questions from Councillors the following points were clarified:</p> <ul style="list-style-type: none"> • In relation to funding for facilities and programmes and meeting the same outcomes in two different markets (Napier and Hastings), they believe as long as everyone is clear about who is doing what this can be managed with minimal conflict. Sport HB do not run any facility in the region so there is no overlap there. • The focus needs to be on home life and not just activity focused. Sport NZ is clear that the biggest barrier is deprivation. • Sport HB have started waka ama with Tamatea Intermediate in terms one and four. The main focus has been on Maraenui at this time though, as it would be difficult to start on both areas at once. • Sport HB are currently working with EIT to see how they can evaluate their progress. • Sport HB approach the schools and it is up to the school whether they choose to take up the opportunity or not. • Sport NZ's strategic plan focuses on 5-18 year olds and decile 1-4 schools. Sport HB also takes the lead from the DHB and Councils regarding specific areas of focus.
<p>Deborah Burnside</p>	<p>Jervoistown Residents</p>	<ul style="list-style-type: none"> • Spoke on behalf of residents in relation to security and roadside dumping issues in the Jervoistown area. • Some residents would like to see better street lighting and cameras installed. It was noted that some residents may be prepared to contribute to the cost of this in some way, if necessary. • Following requests for data which is not currently tracked, residents are asking Council to investigate the cost to Council for collecting dumped rubbish in this area and to find a way to prosecute those responsible. • It was suggested that cameras be installed at the entry/exit points to capture number plates etc. <p>In response to questions from Councillors the following points were clarified:</p> <ul style="list-style-type: none"> • It was noted that properties in this area are rated as rural properties and therefore do not receive the same level of service as residential properties. • There is currently no signage in the area to deter dumping. • Six or seven cameras might be required to cover the entry/exit points, including Napier Street, Jervis Road and the tunnel end.

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

Questions from Councillors for Further Action

<i>Item</i>	<i>Requestor</i>	<i>Action</i>	<i>Responsible</i>
2	Cr Boag	Council officers to provide a summary of funding application criteria to Councillors.	Community Services
1	Cr Dallimore	The Harbour Endowment Fund cannot meet all the works committed against it over the next 10 years. Officers to provide more detail on this fund to Councillors.	Corporate Services

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

DELIBERATIONS

The Chair elected to take Agenda Item 2, Submissions on the Annual Plan 2019/20 Consultation document, first.

2. SUBMISSIONS ON THE ANNUAL PLAN 2019/20 CONSULTATION DOCUMENT

Type of Report:	Legal
Legal Reference:	Local Government Act 2002
Document ID:	751752
Reporting Officer/s & Unit:	Jane McLoughlin, Corporate Planner Natasha Carswell, Manager Community Strategies Caroline Thomson, Chief Financial Officer Adele Henderson, Director Corporate Services Antoinette Campbell, Director Community Services Catherine Bayly, Manager Asset Strategy Jon Kingsford, Director Infrastructure Services

2.1 Purpose of Report

To present the submissions received on the Annual Plan 2019/20 Consultation Document for Council's consideration.

At the meeting

The Chair elected to take the officer's recommendation in Parts. The following points were discussed during deliberations:

Part A

i. Waste Management:

- It was suggested that Council would be doing a disservice to ratepayers by hiding the true cost and paying for this service from reserves.
- It is expected that there will be a robust debate around recommendations for receptacles.
- The community are clearly concerned about environmental options.

ii. Disaster Relief Trust:

- It was noted that as we live in an area that is susceptible to large disaster events, it is sensible to have this in place before an emergency occurs.

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

iii. Whakarire Targeted Rate:

- The Director Infrastructure Services spoke to the report and noted that the officer's recommendation is to delay any decision on the matter of the targeted rate to allow Council officers an opportunity to address issues raised by residents, and work through their perceived cost-benefit concerns.
- Around 12 properties are directly affected and 96% of residents disagree with the revetment.
- The proposed delay is not connected to the decision on coastal hazards funding as every cell has their own risks to consider; this is a separate issue.
- It was noted that a number of residents have concerns around security and cost, and others are uninformed as they have not taken part in engagement opportunities to date. Further discussion with the affected residents is required to ensure they fully understand the project before this can be progressed further.
- These properties are at severe risk should another extreme weather event occur. Some residents claim that they have not suffered damage to their property to date but it is considered that those residents may not have experienced a significant event (such as that of the 1970s).
- Council has an obligation to protect both public and private properties; to protect the whole Westshore shingle spit is a priority.
- Residents are confused by the proposed targeted rate as they had previously been advised that funding was allocated through the endowment fund.
- There is no greater risk to the delay than has been the case for some time already.
- There was some concern that Council could be seen to be 'double dipping' through the targeted rate as well as increased rates if the property values increase as a result of the revetment. Council officers noted that all such considerations for public/private funding splits will have taken into account in s101(3) of the Local Government Act 2002 (LGA). This is not just about cost, but rather how the revetment interacts with their properties.
- It was confirmed that should a common understanding be reached with residents within the 12 months then the project can be progressed at that time.

The meeting adjourned for morning tea at 10.07am and reconvened at 10.34am.

iv. Water projects:

- It was noted that this decision is about bringing \$7.8Million of water related projects forward. 193 submissions were received on this topic, with 168 comments.
 - An amended motion was proposed adding the following to the Officer's recommendation:
 3. *Confirms that Water is Councils number 1 priority.*
 4. *That council commission an independent options and costings assessment report for the supply of un-chlorinated water for Napier.*
 5. *Council seek expressions of interest for the preparation of this report, and that the selection of the consultant be done by full Council.*
 6. *That \$200k be allocated for this review, with this to be funded through loans. Council note that this will add 0.02% to rates for 2020/21.*
 7. *That an invitation be extended to CCC Water Supply Improvement Manager and Canterbury Medical Officer of Health to visit Napier to share their*
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7

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

information and experience with the removal of chlorine from their network with NCC councillors and staff.

8. *That Council approve those funds be transferred to Council's property assessment and compliance projects for 2019/20 (\$860k).*

- A number of Councillors reiterated that chlorination was forced on Council following the Havelock North Water Inquiry.
- Council should consider their options in case central government leaves the door open to an unchlorinated supply. Some Councillors noted they would be comfortable spending money to investigate other options considering the community feedback on this matter. The options and costings should then form part of a consultation process to allow the community to decide whether it is unaffordable or not.
- It is important to state that water is Council's number one priority.
- It was acknowledged that selecting the consultant for the independent report may need to be undertaken in a public excluded meeting for commercial reasons.
- The community are asking Council to investigate other options and Council need to show that they are listening.
- Christchurch City Council (CCC) is on track to remove chlorine by 98% from their network by the end of June.
- CT or "Contact time" is the concentration of chlorine x the time required to sit in the holding taken before being released into the network. This is how Council ensures that any bugs in the network might be addressed by chlorine. Currently Council is unable to achieve the required 30 minutes contact time from every dosing point which is why the two new treatment plants are required.
- It is correct that chlorine doesn't address protozoa risk which is why secure bore status is held and water age actively tracked.
- Council officers are already in contact with their counterparts at CCC. For CCC to follow the Netherlands model it would cost a significant amount to achieve. Council has different views on risk to CCC and although there are key learnings to be taken from them, Council would prefer the Dutch were involved in considering options for an un-chlorinated water supply for Napier as they are the experts in this field.
- It was noted that the Ministry of Health (MoH) have been impressed with Council's work in this space to date and will address Council later this month. CCC are focussed on getting back to secure bore status, not on the risks within their network. It is understood MoH are advising CCC on what needs to be put in place if they move towards a chlorine free network.
- Some Councillors felt that the community has been left behind and these discussions need to be held with the community as well.

The meeting adjourned briefly at 10.56am and reconvened at 11.02am.

- A Councillor questioned whether \$30Million over 10 years indicates that water is the number one priority for Council. Council needs to invest in the network.
 - It was clarified that the network is not 'wasting away'. Staff are adhering to a new regulatory scheme. They are essentially trying to force our network to meet a different set of standards to what it was built to.
 - Although it would be a greater piece of work if the independent report could be completed from a regional perspective, the costs would likely be prohibitive. Council has also been advised that Hastings District Council do not intend to move to an un-chlorinated water supply.
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Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

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- It was asked that the independent report also take into consideration the negative affects chlorine has had on residents.

In response to questions around funding the independent report the Chief Executive advised that this report will require significant Council resources. It was recommended that an estimated figure of \$200,000 be loan funded to cover the cost.

v. Provincial Growth Fund:

- Although the Westshore and Regional Park project applications will be withdrawn from the Provincial Growth Fund (PGF) the funding that was allocated for these projects in the Long Term Plan (LTP) will remain but are based on a different level of outcomes.
- It was noted that a number of Council's applications were made in partnership with community groups i.e. Mana Ahuriri were the lead on the Regional Park project and Activate Maraenui was made in partnership with a number of agencies.
- Although the PGF is a three year fund there are a number of commitments against it. Council would be best to focus on the applications already submitted at this time.

Parts B - E

- EnviroSchools is set down for year two. These funds are committed for now through the LTP but in future they will be directed to apply through other funds.
 - There were several submissions to the LTP for funding last year for which the projects fund was used at that time. However this means these funding allocations fall outside of the grants process; Council officers will look at the most appropriate fund moving forward as this makes grants management difficult.
 - Subject to a carry forward being approved by Council, some funding could be allocated for other applications pending the rollover of the new financial year, specifically for Basketball Hawke's Bay and Creative Arts Napier. These have not been assessed yet and will come to Council on a case by case basis.
 - The Jervoistown Residents application did not specify an amount. To buy seven cameras would cost around \$21,000, not including installation or management. This is not something Council has funded in the past and could be proposed as a community development project through another grant.
 - Council are currently undertaking a street management review, including consideration of CCTV run by Council and the Napier Safety trust in the various business districts. If Council is going to facilitate CCTV in rural residential areas then this should be part of the wider picture.
 - The Sport HB application for \$20,000 could also be applied for through the community developments fund, although the administrative element would be ineligible.
 - The Biodiversity HB Foundation application would be ineligible under the Council Projects fund and the Small Projects fund due to the endowment fund aspect; Council does not fund the building of other organisations funds. They would be better to seek funding for a specific project. They were funded through the Council Projects Fund last year but that was for seed funding.
 - HB Knowledge Bank could apply to the community development fund although this has a maximum individual grant amount. Council officers will liaise with them to assess what funds could be available to them.
 - It was noted that the money set aside for the Pirimai Residents' Association under the LTP was for optimising the reserve component of the land.
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9

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

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- Council officers confirmed that those funded through the LTP were advised that it would be a one-off grant. A review of all community development funding is to be undertaken to assess how effective it is and how it could be better distributed.
 - Potential duplication and other factors are considered when funding applications are assessed.
 - It was confirmed that Sport HB have a three year service agreement with Council and every three years they can propose different activities and deliverables to be assessed against the agreed outcomes.
 - Information around funding application criteria is available on the Council website. Council officers will provide a summary to Councillors.
 - It was noted that it might be helpful for staff responses regarding the location of the library to provide a timeframe for consultation.
 - In relation to comments on essential services, a comment should be included to note that water has been made the number one priority.
 - Feedback was provided on behalf of Greypower members that they would have liked a freepost form included in the consultation document.
 - It was also noted that the community services grant allocation has increased from \$1.60 to \$1.80 this year.
 - Council officers were reminded that the community meetings were a trial this year and Council may elect to go back to formal hearings next year.

Taken in parts as directed by the Chair **Officer's Recommendation**
That Council:

- a. Adopt the following officer recommendations, including any changes and/or additional recommendations arising from the deliberations and consideration of all submissions to the Annual Plan 2019/20 Consultation Document:
 - i. **Waste Management:**
That Council proceed with the part pay option, that is,
 1. Using reserves of \$1.3 mil to absorb the increased cost of the kerbside recycling service over the next three financial years, 2019/20, 2020/21 and 2021/22.
 2. For 2019/20, seven hundred thousand dollars (\$700,000) will be used from the capital reserve, and the remainder of the increased cost of \$683,000 will be paid from rates.
 - ii. **Disaster Relief Trust:**
That Council proceed to establish the Trust.
 - iii. **Whakarire Targeted Rate:**
 1. That Council agree to delay the project to provide the opportunity to re-engage with affected parties as to the necessity, final form and funding options of the proposed revetment, and withdraw the proposed targeted rate component of the project from this annual plan.
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10

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

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2. That Council agree that the funding allocation for the Whakarire Ave Rock Revetment as outlined in the Long Term Plan (as \$1.737 mil for 2019/20), be moved to the 2020/21 financial year and inflated accordingly for LGCI price movements.
 3. That Council note funding for the project will remain as a Loan- HBHB Endowment Land income, which is repaid through general rates, until such time that Council makes a formal decision on a targeted rate for Whakarire Ave residents.

iv. Water projects:

That Council proceed with bringing forward water related capital projects of \$7.8m, and

1. Council endorse the change of the funding source for all 3 Waters projects in the capital programme for 2019/20 which are currently funded by rates, to be funded by loans-rates to better reflect inter-generational equity of the investment (\$860k).
2. That Council work with the Ministry of Health to develop a community education campaign to inform the community of the risks of managing network water supplies, the need for chlorine and the potential health impacts of chlorination.

v. Provincial Growth Fund:

That Council note that officers will report back on the success of applications to the Provincial Growth Fund.

- b. Note the following commitments from the Council Projects Fund for 2019/20.
Requests committed during the year
 1. Taradale Community Pool Trust \$50k
 2. Enviroschools \$15k
 3. Napier Community Advice Bureau \$30k
 - c. Consider funding requests to the annual plan and provide direction to Council Officers.
 - d. Direct officers to prepare the Annual Plan 2019/20 document in accordance with the recommendations above (a-c).
 - e. Direct officers to advise the submitters of Council's decision in relation to their submission at the time of the adoption of the Annual Plan 2019/20 on 28 June 2019.
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11

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

Part A i.	Councillors Brosnan / Hague
Council resolution	<p>That Council:</p> <p>a. Adopt the following officer recommendations, including any changes and/or additional recommendations arising from the deliberations and consideration of all submissions to the Annual Plan 2019/20 Consultation Document:</p> <p>i. Waste Management:</p> <p>That Council proceed with the part pay option, that is,</p> <ol style="list-style-type: none"> 1. Using reserves of \$1.3 mil to absorb the increased cost of the kerbside recycling service over the next three financial years, 2019/20, 2020/21 and 2021/22. 2. For 2019/20, seven hundred thousand dollars (\$700,000) will be used from the capital reserve, and the remainder of the increased cost of \$683,000 will be paid from rates.
	Carried
Part A ii.	Councillors Taylor / Price
Council resolution	<p>That Council:</p> <p>a. Adopt the following officer recommendations, including any changes and/or additional recommendations arising from the deliberations and consideration of all submissions to the Annual Plan 2019/20 Consultation Document:</p> <p>ii. Disaster Relief Trust:</p> <p>That Council proceed to establish the Trust.</p>
	Carried
Part A iii.	Councillors Hague / Wright
Council resolution	<p>That Council:</p> <p>a. Adopt the following officer recommendations, including any changes and/or additional recommendations arising from the deliberations and consideration of all submissions to the Annual Plan 2019/20 Consultation Document:</p> <p>iii. Whakarire Targeted Rate:</p> <ol style="list-style-type: none"> 1. That Council agree to delay the project to provide the opportunity to re-engage with affected parties as to the necessity, final form and funding options of the proposed revetment, and withdraw the proposed targeted rate component of the project from this annual plan.

12

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

	<p>2. That Council agree that the funding allocation for the Whakarire Ave Rock Revetment as outlined in the Long Term Plan (as \$1.737 mil for 2019/20), be moved to the 2020/21 financial year and inflated accordingly for LGCI price movements.</p> <p>3. That Council note funding for the project will remain as a Loan- HBHB Endowment Land income, which is repaid through general rates, until such time that Council makes a formal decision on a targeted rate for Whakarire Ave residents.</p>
	Carried
Part A iv. Substitute Motion	Councillors Brosnan / Wise
Council resolution	<p>That Council:</p> <p>a. Adopt the following officer recommendations, including any changes and/or additional recommendations arising from the deliberations and consideration of all submissions to the Annual Plan 2019/20 Consultation Document:</p> <p>iv. Water projects:</p> <p>That Council proceed with bringing forward water related capital projects of \$7.8m, and</p> <ol style="list-style-type: none"> 1. Council endorse the change of the funding source for all 3 Waters projects in the capital programme for 2019/20 which are currently funded by rates, to be funded by loans-rates to better reflect inter-generational equity of the investment (\$860k). 2. That Council work with the Ministry of Health to develop a community education campaign to inform the community of the risks of managing network water supplies, the need for current chlorine and the potential health impacts of chlorination. 3. Confirms that Water is Council's number 1 priority. 4. That council commission an independent options and costings assessment report for the supply of un-chlorinated water for Napier. 5. Council seek expressions of interest for the preparation of this report, and that the selection of the consultant be done by full Council. 6. That \$200k be allocated for this review, with this to be funded through loans. Council note that this will add 0.02% to rates for 2020/21. 7. That an invitation be extended to CCC Water Supply Improvement Manager and Canterbury Medical Officer of Health to visit Napier to share their information and experience with the removal of chlorine from their network with NCC councillors and staff.

13

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

	8. That Council approve those funds be transferred to Council's property assessment and compliance projects for 2019/20 (\$860k)
	Carried
Part A v. Council resolution	Councillors Boag / Taylor That Council: a. Adopt the following officer recommendations, including any changes and/or additional recommendations arising from the deliberations and consideration of all submissions to the Annual Plan 2019/20 Consultation Document: v. Provincial Growth Fund: That Council note that officers will report back on the success of applications to the Provincial Growth Fund.
	Carried
Parts B and D Council resolution	Councillors Taylor / Wright That Council: b. Note the following commitments from the Council Projects Fund for 2019/20: <i>Requests committed during the year</i> 1. Taradale Community Pool Trust \$50k 2. EnviroSchools \$15k 3. Napier Community Advice Bureau \$30k d. Direct officers to prepare the Annual Plan 2019/20 document in accordance with the recommendations above (a-c).
	Carried
Part C Substitute Motion Council resolution	Councillors White / Wise That Council: c. Direct Council officers to review the funding requests made under this consultation process, seek further information if necessary, and make a recommendation to Council on funding.
	Carried

14

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

Part E	Councillors Hague / Taylor
Council resolution	That Council: e. Direct officers to advise the submitters of Council's decision in relation to their submission at the time of the adoption of the Annual Plan 2019/20 on 28 June 2019.
	Carried

The meeting adjourned for lunch at 12pm and reconvened at 12.34pm.

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

1. AMENDMENTS TO FUNDING POLICIES AND FEES AND CHARGES

<i>Type of Report:</i>	Legal and Operational
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	750774
<i>Reporting Officer/s & Unit:</i>	Jane McLoughlin, Corporate Planner Caroline Thomson, Chief Financial Officer

1.1 Purpose of Report

To present to Council submissions received on proposed amendments to funding policies and changes to fees and charges for consideration.

At the meeting

The Chair elected to take the officer's recommendation in Parts. The following points were raised during deliberations:

Part A

- Council officers confirmed that they are already engaging with Whakarire Avenue residents regarding the revetment and there will be a follow up meeting with them. The project could progress in the 2019/20 financial year provided a resolution can be reached with residents.
- Some residents feel that they are losing their front lawn; officers note that this is reserve land. It was noted that a concrete path would be more suitable than limestone or a boardwalk as it is more durable in the environment; without significant ongoing maintenance, wooden boardwalks can be noisy and also become quite slippery. Officers confirmed that the path will be closer to the revetment than the private property boundaries.
- The culvert will remain where it at as Council is looking to use that as an option to drain stormwater away from properties. This may need to be bridged to continue the pathway further away from properties.
- Council officers noted that they have engaged with the Whakarire Avenue residents at every critical point in the process and as Council has been looking to move into each new project phase. The latest phase of consultation was targeted to affected residents and only two were unable to attend the meeting. Following the meeting a letter outlining discussion points and next steps was sent. The residents also had the opportunity to make submissions through the Annual Plan process, and many of them have.
- It was clarified that the loan for the Whakarire Revetment is through the Harbour Endowment Fund and will not impact ratepayers.
- The Harbour Endowment Fund cannot meet all the works committed against it over the next 10 years.

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

Part B

- It was noted that low income earners can apply for a rates rebate and this now includes retirement village home owners; however, most married couples do not qualify for this rebate as their household income is too high.

Part C

- A number of Councillors enquired whether the members' entry fee to BaySkate could be reduced from \$4 to \$2, as it is currently more expensive for kids that are regular users to go to BaySkate than to hold an adult golf club membership. It was felt that kids are being priced out of the facility.
The Chief Executive advised that this could be possible but Council may need to increase the membership fee to be able to lower the visit fee.
- The Manager Sport and Recreation confirmed that membership retention is quite high for BaySkate with around 360 at present and a number of very regular users. A revenue review including benchmarking has been undertaken for the facility and our fees are in line or lower than other facilities. He noted that if the facility follows a sustainable cost recovery model this will allow them to be more targeted with specific communities of interest i.e. providing programmes etc.
One Councillor noted that they were hesitant to agree to any changes in fees and costs purely to meet the 40-45% revenue return for facilities under the Revenue and Financing Policy. The Chief Executive advised that the Revenue and Financing Policy adopted by Council identifies the public/private split across all facilities and budgets are then set to meet those splits. It was suggested that the fees for BaySkate could be left as is at this point allowing officers to undertake an assessment of different ways the revenue could be achieved.
- It was noted that the current operating system at BaySkate needs to be replaced to better track regular users and that the fees can be reset at any time during the year.
- The charge for "live-aboards" at East Pier was queried as being too low at \$18 per night. People are making an economic choice to live aboard and this is having an impact on sanitation facilities etc. in the area. The Chief Executive confirmed that this will be looked at as part of the larger inner harbour project.

Taken in Parts as directed by the Chair **Officer's Recommendation**
That Council:

- Adopt the amended Revenue and Financing Policy as attached in Attachment A, noting,
 - that the proposed targeted rate for Whakarire Ave has been removed from the amended policy.
 - Adopt the amended Rates Remission Policy as attached in Attachment B.
 - Adopt the amended Fees and Charges for 2019/20 as attached in Attachment E.
-

17

Extraordinary Meeting of Council - 04 June 2019 - Open Minutes

Parts A and B	Councillors Taylor / Hague
Council resolution	That Council: <ul style="list-style-type: none"> a. Adopt the amended Revenue and Financing Policy as attached in Attachment A, noting, <ul style="list-style-type: none"> i. that the proposed targeted rate for Whakarire Ave has been removed from the amended policy. b. Adopt the amended Rates Remission Policy as attached in Attachment B.
	Carried
Part C Substitute Motion	Councillors McGrath / Wright
Council resolution	That Council: <ul style="list-style-type: none"> c. Adopt the amended Fees and Charges for 2019/20, with the exception of Bay Skate, which charges will be left at their current levels, with a review to be undertaken by officers as soon as possible and the results brought back to Council for decision.
	Carried

On closing the meeting Acting Mayor White acknowledged and thanked all staff involved in the Annual Plan process to date.

The meeting closed at 1.18pm

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

Chairperson

Date of approval

2. RESOLUTION TO SET THE RATES FOR 2019/20

<i>Type of Report:</i>	Legal
<i>Legal Reference:</i>	Local Government (Rating) Act 2002
<i>Document ID:</i>	762298
<i>Reporting Officer/s & Unit:</i>	Ross Franklin, Consultant

2.1 Purpose of Report

To set rates for 2019/20 in accordance with the Local Government (Rating) Act 2002 and with the Funding Impact Statement.

Officer's Recommendation

That Council:

- a. Resolve that the Napier City Council set the following rates under the Local Government (Rating) Act 2002, on rating units in the city for the financial year commencing on 1 July 2019 and ending on 30 June 2020, and that all such rates shall be inclusive of Goods and Services Tax (GST).

(A) GENERAL RATE

A general rate set under Section 13 of the Local Government (Rating) Act 2002 made on every rating unit, assessed on a differential basis on the rateable land value to apply to the Differential Groups as follows:

Differential Group	Differential Description	General rate - cents in the dollar on Land Value
1	City Residential	0.51749
2	Commercial and Industrial	1.39386
3	Miscellaneous	0.51749
4	Ex-City Rural	0.33332
5	Other Rural	0.33332
6	Bay View	0.38383

(B) UNIFORM ANNUAL GENERAL CHARGE

A Uniform Annual General Charge of \$368.00 per separately used or inhabited part of a rating unit for all rateable land set under Section 15 of the Local Government (Rating) Act 2002.

(C) WATER RATES as follows:**1. Fire Protection Rate**

A targeted rate for fire protection, set under Section 16 of the Local Government (Rating) Act 2002 on a differential basis and on the rateable capital value on every rating unit connected to or able to be connected and within 100 metres of either the City Water Supply System, or the Bay View Water Supply System. This rate will apply to the Differential Groups and Categories as follows:

Fire Protection Rate Differential Description (cents per dollar of Capital Value)	Connected to water Supply System	Not connected but within 100m of water Supply System
Central Business District and Fringe Area	0.02540	0.01270
Suburban Shopping Centres, Hotels and Motels and Industrial rating units outside of the CBD	0.01270	0.00635
Other rating units connected to or able to be connected to the water supply systems	0.00635	0.00318

2. City Water Rate

A targeted rate for Water Supply, set on a differential basis under Section 16 of the Local Government (Rating) Act 2002 as a fixed amount on a uniform basis, applied to each separately used or inhabited part of a rating unit connected to or able to be connected to and within 100 metres of the City water supply system. This such rate will apply as follows:

Description	Amount
Rating units connected to the City Water Supply System	\$221.00
Rating units able to be connected to and within 100m of the City Water Supply System	\$110.50

3. Bay View Water Rate

A targeted rate for Water Supply, set on a differential basis under Section 16 of the Local Government (Rating) Act 2002 as a fixed amount on a uniform basis, applied to each separately used or inhabited part of a rating unit connected to or able to be connected to and within 100 metres of the Bay View water supply system This rate will apply as follows:

Description	Amount
Rating units connected to the Bay View Water Supply System	\$221.00
Rating units able to be connected and within 100m of the Bay View Water Supply System	\$110.50

4. Water by Meter Rate

A targeted rate for water supply, set under Section 19 of the Local Government (Rating) Act 2002, on a differential basis per cubic metre of water consumed after the first 300m³ per annum, to all metered rating units as follows:

	Water Meter Rate per cubic metre
Non-Domestic Supplies Napier City(\$/m ³)	\$0.52017
Metered Domestic and Other Supplies (\$/m ³)	\$0.96522

(D) REFUSE COLLECTION AND DISPOSAL RATE

A targeted rate for refuse collection and disposal, set under Section 16 of the Local Government (Rating) Act 2002 as a fixed amount on a uniform basis, applied to each separately used or inhabited part of a rating unit, for which a weekly rubbish collection service is available, with the rate being 2 or 3 times the base rate for those units where 2 or 3 collections per week respectively is available. This rate will apply as follows:

RATE		
1	2	3
COLLECTION PER WEEK	COLLECTIONS PER WEEK	COLLECTIONS PER WEEK
\$83.00	\$166.00	\$249.00

(E) KERBSIDE RECYCLING RATE

A targeted rate for Kerbside Recycling, set under Section 16 of the Local Government (Rating) Act 2002, as a fixed amount on a uniform basis, applied to each separately used or inhabited part of a rating unit for which the Kerbside recycling collection service is available. This rate will apply as follows:

Charge per separately used or inhabited part of a rating unit	\$58.00
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(F) SEWERAGE RATE

A targeted rate for sewerage treatment and disposal, is set on a differential basis under Section 16 of the Local Government (Rating) Act 2002 as a fixed amount on a uniform basis. The rate is applied to each separately used or inhabited part of a rating unit connected or able to be connected and within 30 metres of the City Sewerage system (including the Bay View Sewerage Scheme). This rate will apply as follows:

Description	Amount
Rating units connected to the City and Bay View Sewerage Systems	\$372.00
Rating units able to be connected to and within 30m of either the City or Bay View Sewerage Systems	\$186.00

(G) BAY VIEW SEWERAGE CONNECTION RATE

A targeted rate for Bay View Sewerage Connection, set under Section 16 of the Local Government (Rating) Act 2002 as a fixed amount on a uniform basis, applied to each separately used or inhabited part of a rating unit connected to the Bay View Sewerage Scheme, where the lump sum payment option was not elected.

The rate to apply for 2019/20 is \$941.36

(H) CBD OFF STREET CARPARKING RATE

A targeted rate to provide funding for additional off street carparking in the Central Business District set under Section 16 of the Local Government (Rating) Act 2002 on a differential basis on the rateable land value, to apply to rating units in the Central Business District. The rate to apply to the Differential Groups is as follows:

Description	Cents in the dollar on Land Value
Properties where council provides additional parking due to the property receiving a 100% parking dispensation.	0.14825
Properties where council provides additional parking due to the property receiving a 50% parking dispensation.	0.07436

(I) SUBURBAN OFF STREET CARPARKING RATE

A targeted rate to provide funding for additional off street carparking in Suburban Shopping and commercial areas and to maintain existing offstreet parking areas in suburban shopping and commercial areas, set under Section 16 of the Local Government (Rating) Act 2002 as a rate in the dollar on Land Value as follows:

Description	Cents in the dollar on Land Value
Suburban Shopping Centres and Commercial properties in residential areas	0.10526

(J) TARADALE OFF STREET CARPARKING RATE

A targeted rate to provide funding for additional off street carparking in the Taradale Shopping and commercial area and to maintain existing offstreet parking areas in Taradale, set under Section 16 of the Local Government (Rating) Act 2002 as a rate in the dollar on Land Value as follows:

Description	Cents in the dollar on Land Value
Taradale Suburban Commercial and Shopping area	0.10526

(K) CBD PROMOTION RATE

A targeted rate to fund at least 70% of the cost of the promotional activities run by the Napier City Business Inc, set under Section 16 of the Local Government (Rating) Act 2002, and applied uniformly on the rateable land value of all rating units in the area defined as the Central Business District, such rate to apply to applicable properties within the Differential Groups and Differential Codes as follows:

Description	Cents in the dollar on Land Value
Properties in the CBD Promotion Rate area	0.20973

(L) TARADALE PROMOTION RATE

A targeted rate to fund the cost of the Taradale Marketing Association's promotional activities, set under Section 16 of the Local Government (Rating) Act 2002 and applied uniformly on the rateable land value of all rating units in the Taradale Suburban Commercial area, such rate to apply to the Differential Groups and Differential Codes as follows:

Description	Cents in the dollar on Land Value
Properties in the Taradale Promotion Rate area	0.23200

(M) SWIMMING POOL SAFETY RATE

A targeted rate to fund the cost of pool inspections and related costs, set under Section 16 of the Local Government (Rating) Act 2002, as a fixed amount on every rating unit where a swimming pool or small heated pool (within the meaning of the Building (Pools) Amendment Act 2016) is located, of \$51 per rating unit.

(N) DUE DATES FOR PAYMENT AND PENALTY DATES (For Rates other than Water by Meter Rates)

That rates other than water by meter charges are due and payable in four equal instalments. A 10% penalty will be added to any portion of rates (except for Water by Meter) assessed in the current year that remains unpaid after the relevant instalment

date, on the respective penalty date as shown in the following table as provided for in section 57 and 58(1)(a) of the Local Government (Rating) act 2002

Instalment	Due date	Penalty Date
1	21 August 2019	27 August 2019
2	20 November 2019	26 November 2019
3	19 February 2020	25 February 2020
4	20 May 2020	26 May 2020

Any portion of rates assessed in previous years (including previously applied penalties) which remains unpaid on 30 July 2019 will have a further 10% added, firstly on 31 July 2019, and if still unpaid, again on 31 January 2020.

(O) WATER RATES

Targeted rates for metered water supply will be separately invoiced from other rates invoices. Metered water supply for commercial properties is invoiced quarterly and metered water for domestic (residential) water supply is invoiced annually. A 10% penalty will be added to any part of the water rates that remain unpaid by the due date as shown in the table below as provided for in section 57 and 58(1)(a) of the Local Government (Rating) Act 2002.

Metered Water Supply rates are due for payment as follows:

Instalment	3 monthly invoicing Due Date	Penalty date
1	20 July 2019	26 July 2019
2	20 October 2019	25 October 2019
3	20 January 2020	24 January 2020
4	20 April 2020	25 April 2020
Period Ending	Annual invoicing Due Date	Penalty date
30 June 2019	20 July 2019	26 July 2019
30 June 2020	20 July 2020	24 July 2020

A penalty of 10% will be added to any portion of water supplied by meter, assessed in the current year, which remains unpaid by the relevant instalment due date, on the respective penalty date above.

Any portion of water rates assessed in previous years (including previously applied penalties) which are unpaid by 30 July 2019 will have a further 10% added, firstly on 31 July 2019, and if still unpaid, again on 31 January 2020.

Any water payments made will be allocated to the oldest debt.

Acting Mayor's Recommendation

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

2.2 Background Summary

Once the Annual Plan for the year has been adopted Council needs to pass a resolution to set the rates for the year to enable the required rates revenue to be collected to fund Council's budgeted activities for the year.

The resolution is drafted to comply with the requirements of the Local Government (Rating) Act 2002

2.3 Issues

These resolutions are procedural in nature in that they follow the legal process to collect the revenue as proposed in the Annual Plan.

The proposed rates are as set out in the Funding Impact Statement which is included in the Annual Plan document. The rates vary slightly from those published in the draft Annual Plan however the overall effect remains at an average increase of 6.4% for existing ratepayers. Examples of the impact for different categories are shown on page 61 of the Annual Plan.

2.4 Significance and Engagement

This report implements a decision of council made following consultation on the 2019/20 Annual Plan. No further action is required in relation to Council's significance and engagement policy.

2.5 Implications

Financial

The recommendations in this report enable council to collect rates revenues of \$60.326 million as outlined in the 2019/20 Annual plan.

Social & Policy

There are no social or policy implications

Risk

If council does not pass the proposed resolutions the required revenue to fund Council's activities for 2019/20 would not be able to be collected.

2.6 Options

The options available to Council are as follows:

- a. Adopt the resolutions as proposed
- b. Adopt an amended resolution
- c. Do not adopt the resolution

2.7 Development of Preferred Option

As explained in the report these resolutions are procedural in nature in that they implement a decision already made by Council when the 2019/20 Annual Plan was adopted. Therefore the preferred decision is to adopt the resolutions as proposed without any alteration.

2.8 Attachments

Nil

PUBLIC EXCLUDED ITEMS

That the public be excluded from the following parts of the proceedings of this meeting, namely:

Agenda Items

1. Contract 1215 - Road Maintenance and Renewal Contract

The general subject of each matter to be considered while the public was excluded, the reasons for passing this resolution in relation to each matter, and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution were as follows:

General subject of each matter to be considered.	Reason for passing this resolution in relation to each matter.	Ground(s) under section 48(1) to the passing of this resolution.
	<p>That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of the information is necessary to:</p>	<p>48(1)(a) That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist:</p>

Agenda Items

<p>1. Contract 1215 - Road Maintenance and Renewal Contract</p>	<p>7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities</p> <p>7(2)(i) Enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>48(1)A That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist:</p> <p>(i) Where the local authority is named or specified in Schedule 1 of this Act, under Section 6 or 7 (except 7(2)(f)(i)) of the Local Government Official Information and Meetings Act 1987.</p>
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