



NAPIER
CITY COUNCIL
Te Kaunihera o Ahuriri

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ORDINARY MEETING OF COUNCIL

Open Minutes

Meeting Date: Thursday 5 August 2021

Time: 10.00am – 10.01am
10.40am – 11.38am
11.45am – 12.10pm (*Public Excluded*)

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

Livestreamed via Council's Facebook site

Present Mayor Wise, Deputy Mayor Brosnan, Councillors Boag, Browne, Chrystal, Crown, Mawson, McGrath, Price, Simpson, Tapine, Taylor and Wright

In Attendance Chief Executive (Steph Rotarangi)
Director City Services (Lance Titter)
Director City Strategy (Richard Munneke)
Director Community Services (Antoinette Campbell)
Director Corporate Services (Adele Henderson)
Director Infrastructure Services, (Jon Kingsford)
Investment and Funding Manager (Garry Hrustinsky)
Manager Community Strategies (Natasha Mackie)
Pou Whakarae (Mōrehu Te Tomo)
Senior Advisor Policy (Michele Grigg)
Team Leader Governance (Helen Barbier)

Public Forum **Theresa Carter (formerly O'Brien), Ngarino Te Waati and Rebecca Clark – Māori Movement**

Administration Governance Advisors (Carolyn Hunt and Anna Eady)

*The meeting adjourned at 10.01am
and reconvened at 10.40am*

Karakia

The Elected Members opened the meeting with a karakia.

Apologies

Nil

Conflicts of interest

Nil

Public forum

Māori Movement – Theresa Carter (formerly O'Brien) together with Ngarino Te Waati displayed a powerpoint presentation (*Doc ID 1364352*) providing a brief overview of the highlights, challenges and outcomes of 10 weeks in the Whānau Transformation Programme for participants in the Maraenui and Waiohiki Cohorts. An in-committee session had been held prior to the meeting to protect the participants as they spoke of the changes that were happening and the backgrounds in their lives.

Success factors enabling whānau participants to experience transformational changes were:

1. Accessibility to te ao Māori and the source (knowledge growth)
2. Opportunities to apply learning (transfer learning into everyday life)
3. Relationships (sustainability)
4. Exemplary leadership (guidance, respect, trust)

Theresa had been in the community and social service sector for several years and said there were people who through the programme were now well advanced in conquering issues such as methamphetamine addiction.

Rebecca Clark spoke as a participant in the Waiohiki programme and spoke of her ten week experience in the programme.

The programme was a Māori Movement for health and wellbeing which provided sustainable solutions for transformational change within individuals, whānau, hapū and iwi using Māori traditional methodologies.

Māori Movement were working together with the Ministry of Defence and Ministry of Social Development using Māori frameworks which could not be compared to clinical practise and being open from a Māori perspective.

The outcomes based evaluation of the Māori Movement Whānau Transformation Programme independent final report was circulated.

Attachments

- 1 Māori Movement presentation (Doc ID 1364352)
 - 2 Whānau Transformation Final Report (Doc ID 1364349)
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Minor Matters

Nil

Announcements by the Mayor

Mayor Wise acknowledged and congratulated Hawke's Bay gold medalists Emma Twigg and Tom Mackintosh in the 2020 Tokyo Olympic Games.

Announcements by the management

Nil

Confirmation of minutes

Council resolution	<u>Dep. Mayor Brosnan / Councillor Wright</u>
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That the Draft Minutes of the Ordinary meeting held on 27 May 2021 be confirmed as a true and accurate record of the meeting.

Carried

Council resolution	<u>Councillors Boag / Crown</u>
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That the Draft Minutes of the Ordinary meeting held on 1 June 2021 be confirmed as a true and accurate record of the meeting.

Carried

Council resolution	<u>Councillors Price / Taylor</u>
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That the Draft Minutes of the Ordinary meeting held on 8 June 2021 be confirmed as a true and accurate record of the meeting.

Carried

Council resolution	<u>Councillors Chrystal / Tapine</u>
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That the Draft Minutes of the Extraordinary meeting held on 30 June 2021 be confirmed as a true and accurate record of the meeting.

Carried

AGENDA ITEMS

1. RETIREMENT OF REDUNDANT POLICIES

<i>Type of Report:</i>	Operational and Procedural
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	1330614
<i>Reporting Officer/s & Unit:</i>	Garry Hrustinsky, Investment and Funding Manager

1.1 Purpose of Report

The purpose of this report is to formally retire three redundant policies; specifically:

1. Rates Refund for Overpayment Policy
2. Rates Early Payment Discount Policy
3. Rating Exemptions and Apportionments Policy

At the Meeting

The Investment and Funding Manager, Mr Hrustinsky spoke to the report advising that the policies were either unused or did not reflect present day Council operations.

Council resolution	Councillors Taylor / Simpson
	That Council:
	a. Resolve to formally retire the following policies:
	i. Rates Refund for Overpayment Policy
	ii. Rates Early Payment Discount Policy
	iii. Rating Exemptions and Apportionments Policy
	Carried

2. AMENDMENTS TO THE 2021 COUNCIL/COMMITTEE MEETING SCHEDULE

<i>Type of Report:</i>	Procedural
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	1314949
<i>Reporting Officer/s & Unit:</i>	Helen Barbier, Team Leader Governance

2.1 Purpose of Report

The purpose of this report is to seek approval for amendments to the schedule of Council and Committee meetings for 2021, as adopted on 22 October 2020. (*Doc Id 1365128*)

Meeting	Venue	New Date
Hearings (for consideration of Tenders)	Ikatere Room, Capeview Building, 265 Marine Parade, Napier	14 September 2021 <i>12.00pm (previously 2.00pm)</i>
Council (Speed Bylaws)	Large Exhibition Hall War Memorial Centre Marine Parade Napier	21 September 2021 9.00am

At the meeting

The Team Leader Governance, Mrs Barbier, spoke to the report advising that an additional meeting was also required to be included in the schedule for a Council (Māori Wards) meeting on 18 October 2021 commencing 3.00pm.

Council resolution

Councillors McGrath / Boag

That Council:

- Receive the report "Amendment to the 2021 Council/Committee Meeting Schedule".
- Adopt the amendments to the 2021 Meeting Schedule as below:

Meeting	Venue	New Date
Hearings (for consideration of Tenders)	Ikatere Room, Capeview Building, 265 Marine Parade, Napier	14 September 2021 <i>12.00pm (previously 2.00pm)</i>
Council (Speed Bylaws)	Large Exhibition Hall War Memorial Centre Marine Parade Napier	21 September 2021 9.00am
Council (Māori Wards)	Chapman Pavilion, McLean Park Latham Street Napier	18 October 2021 3.00pm

Carried

3. MINUTES OF THE OMARUNUI REFUSE LANDFILL JOINT COMMITTEE HELD 18 JUNE 2021

Type of Report:	Operational
Legal Reference:	Local Government Official Information and Meetings Act 1987
Document ID:	1356688
Reporting Officer/s & Unit:	Helen Barbier, Team Leader Governance

1.1 Purpose of Report

The purpose of this report is to receive the unconfirmed minutes of the Omarunui Refuse Landfill Joint Committee meeting held on 18 June 2021.

To view the full agenda relating to these minutes please refer to the Hastings District Council website: [Agenda of Omarunui Refuse Landfill Joint Committee Meeting - 18 00 2021 \(infocouncil.biz\)](https://infocouncil.biz/Agenda/2021/06/JCWF_18062021_AGN_5049_AT.PDF).

At the Meeting

There was no discussion at the meeting.

Council resolution	Councillors Tapine / McGrath
	That Council receive for information the unconfirmed minutes of the Omarunui Refuse Landfill Joint Committee meeting held on 18 June 2021.
	Carried

4. MINUTE OF THE JOINT WASTE FUTURES PROJECT STEERING COMMITTEE MEETING HELD 18 JUNE 2021

Type of Report:	Information
Legal Reference:	N/A
Document ID:	1357346
Reporting Officer/s & Unit:	Helen Barbier, Team Leader Governance

4.1 Purpose of Report

To present to Council the unconfirmed minutes of the Joint Waste Futures Project Steering Committee meeting held on 18 June 2021.

To view the full agenda relating to these minutes please refer to the Hastings District Council website: https://hastings.infocouncil.biz/Open/2021/06/JCWF_18062021_AGN_5049_AT.PDF

At the Meeting

There was no discussion at the meeting.

Council resolution

Dep. Mayor Brosnan / Councillor Price

That Council:

- a. Receive the unconfirmed minutes of the Joint Waste Futures Project Steering Committee meeting held on 18 June 2021.

Carried

REPORTS / RECOMMENDATIONS FROM THE STANDING COMMITTEES

Note: The Māori Committee Recommendations in relation to the Standing Committees items are recorded with each specific item.

REPORTS FROM AUDIT AND RISK COMMITTEE HELD 16 JUNE 2021

1. EXTERNAL AUDIT: AUDIT NZ MANAGEMENT REPORT CONSULTATION DOCUMENT 2021-31

Type of Report: Legal and Operational

Legal Reference: Local Government Act 2002

Document ID: 1315061

Reporting Officer/s & Unit: Caroline Thomson, Chief Financial Officer

1.1 Purpose of Report

To receive the Audit New Zealand management report for the Consultation Document for the Long Term Plan 2021-31

At the meeting

There was no discussion at the meeting.

Council resolution

Councillors Taylor / Simpson

The Audit and Risk Committee:

- a. Receive the Audit NZ management report for the Consultation Document for the Long Term Plan 2021-31.
- b. Note that consultation for the Long Term Plan has been completed, and Council undertook the hearings and deliberations process from 8 June 2021.

Carried

2. EXTERNAL ACCOUNTABILITY: INVESTMENT AND DEBT REPORT

Type of Report: Operational

Legal Reference: N/A

Document ID: 1315064

Reporting Officer/s & Unit: Caroline Thomson, Chief Financial Officer

2.1 Purpose of Report

To consider the snapshot report on Napier City Council's Investment and Debt as at 31 May 2021.

At the meeting

There was no discussion at the meeting.

Council resolution

Councillors Taylor / Simpson

The Audit and Risk Committee:

- a. Receive the snapshot report on Napier City Council's Investment and Debt as at 30 April 2021.

Carried

3. RISK MANAGEMENT REPORT JUNE 2021

Type of Report: Operational

Legal Reference: N/A

Document ID: 1315819

Reporting Officer/s & Unit: Jane Klingender, Manager Business Excellence & Transformation

3.1 Purpose of Report

To provide the Audit and Risk Committee (Committee) with an update on risk management with reference to responsibilities listed in the Audit & Risk Charter; to report on high and extreme strategic risks; and to note emerging risks.

At the meeting

There was no discussion at the meeting.

Council resolution

Councillors Taylor / Simpson

The Audit and Risk Committee:

- a. Receive the Risk Management Report dated 16 June 2021;
- b. Note the progress against the agreed action plan to progress towards organisational risk maturity and to review statutory compliance at least annually, including identifying progress against the top five risks agreed by Council;
- c. Note that an independent audit of the Business Continuity Programme has been undertaken and a final report and updated action plan will be provided at the next Audit and Risk Committee meeting; and
- d. Note the emerging risks.

Carried

4. AUDIT AND RISK CHARTER REVIEW

Type of Report: Operational

Legal Reference: N/A

Document ID: 1317276

Reporting Officer/s & Unit: Caroline Thomson, Chief Financial Officer

4.1 Purpose of Report

As set out in the Audit and Risk Committee Charter, the Committee will review this Charter in consultation with the Council at least once a year. Any substantive changes to the Charter will be recommended by the Committee, and formally approved by the Council. The last review of the Charter was undertaken on 20 March 2020.

At the meeting

There was no discussion at the meeting.

Council resolution

Councillors Taylor / Simpson

The Audit and Risk Committee:

- a. Review the Audit and Risk Committee Charter
- b. Additional recommended changes to the Audit and Risk Charter (*Doc Id 325090*) for Council approval as follows:

Composition and Tenure:

- Increase Audit and Risk Committee members to 7
 - Increase independent members to 3
 - Add a representative from the Māori Committee
- c. Agree the role the Audit and Risk Committee would like to undertake as part of the proposed Local Government reform and revise the Audit Charter accordingly

Carried

5. SENSITIVE EXPENDITURE - MAYOR AND CHIEF EXECUTIVE

Type of Report: Procedural

Legal Reference: N/A

Document ID: 1318443

Reporting Officer/s & Unit: Caroline Thomson, Chief Financial Officer

5.1 Purpose of Report

To provide the information required for the Committee to review Sensitive Expenditure of the Mayor and Chief Executive for compliance with Council's Sensitive Expenditure Policy.

At the meeting

There was no discussion at the meeting.

Council resolution

Councillors Taylor / Simpson

The Audit and Risk Committee:

- a. Receive the 31 March 2021 quarterly report of Sensitive Expenditure for the Mayor and Chief Executive and review for compliance with the Sensitive Expenditure Policy.

Carried

6. PROCUREMENT ACTION PLAN - TO ADDRESS THE FINDINGS OF THE INTERNAL AUDIT OF TENDERING PROCESSES

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1320732
<i>Reporting Officer/s & Unit:</i>	Sharon O'Toole, Procurement Lead

6.1 Purpose of Report

This report is to provide details of the procurement action plan, these are the planned actions to address the recommendations from the PWC internal audit report of Tendering Processes (Feb 2021).

At the meeting

There was no discussion at the meeting.

Council resolution

Councillors Taylor / Simpson

The Audit and Risk Committee:

- a. Endorse the procurement improvement action plan which addresses the recommendations and risks outlined in the PWC internal audit report of Tendering Processes (Feb 2021).

Carried

7. LOCAL GOVERNMENT REFORM

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	1321146
<i>Reporting Officer/s & Unit:</i>	Adele Henderson, Director Corporate Services

7.1 Purpose of Report

To initiate discussions with the Audit and Risk Committee regarding the proposed Local Government reform. To discuss the role of the Committee in relation to these reforms and agree any next steps.

At the meeting

There was no discussion at the meeting.

Council resolution

Councillors Taylor / Simpson

The Audit and Risk Committee:

- a. Note the update on Three Waters Reform from the Department of Internal Affairs.
- b. Note the update on the Local Government Reform from the Department of Internal Affairs.
- c. Note the update and changes to the Resource Management Act.
- d. Note the report on Advancing the evidence base – Three Waters Reform Programme (*Doc Id 1326620*).
- e. Discuss and agree the role that the Audit and Risk Committee will play in relation to the proposed changes to Local Government including setting expectations for future report requirements by officers to the Committee.

Carried

8. HEALTH AND SAFETY REPORT TO 31 MAY 2021

Type of Report: Enter Significance of Report

Legal Reference: Enter Legal Reference

Document ID: 1325722

Reporting Officer/s & Unit: Sue Matkin, Manager People & Capability

8.1 Purpose of Report

The purpose of this report is to provide all NCC Staff with an overview of the health and safety performance as at **31 May 2021**.

At the meeting

There was no discussion at the meeting.

Council resolution

Councillors Taylor / Simpson

The Audit and Risk Committee:

- a. Receive the Health and Safety report for the period 1 January to 31 May 2021.

Carried

REPORTS FROM NAPIER PEOPLE AND PLACES COMMITTEE HELD 1 JULY 2021

1. NAPIER COMMUNITY SAFETY SURVEY 2021

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1308267
<i>Reporting Officer/s & Unit:</i>	Michele Grigg, Senior Advisor Policy

1.1 Purpose of Report

To provide a summary of findings from the Napier Community Safety Survey 2021.

At the meeting

There was no discussion at the meeting.

Council resolution	Councillors Boag / Wright
	The Napier People and Places Committee:
	a. Receives the Napier Community Safety Survey 2021 report.
	Carried

2. AQUATICS SURVEY 2021 REPORT: SIL RESEARCH

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1325377
<i>Reporting Officer/s & Unit:</i>	Glenn Lucas, Manager Sport & Recreation

2.1 Purpose of Report

The purpose of this report is to inform council of the results of the SIL Aquatics Survey 2021 and the implications that these customer insights have on future asset and operational improvements.

At the meeting

There was no discussion at the meeting.

Council resolution

Councillors Boag / Wright

The Napier People and Places Committee:

- a. Note the results of the SIL Aquatics Survey.
- b. Note the influence of these insights to future investment and improvements for Napier's aquatic network.
- c. Endorse continued work to plan and implement capital and operational improvements to both aquatic facilities.

Carried

3. NAPIER LIBRARIES SUMMER READING PROGRAMME FUNDING 2021-2022

Type of Report: Operational

Legal Reference: N/A

Document ID: 1323548

Reporting Officer/s & Unit: Belinda McLeod, Community Funding Advisor

3.1 Purpose of Report

To seek approval to apply for external funding from Eastern Central Community Trust, to support the Napier Libraries 2021-2022 Summer Reading Programme, that will take place between 13 December 2021 and 23 January 2022, at both the Napier and Taradale Libraries.

At the Napier People and Places Committee meeting held on Thursday, 1 July 2021 the following committee recommendation was ratified as a DECISION OF COUNCIL.

Councillors Simpson / Chrystal

The Napier People and Places Committee:

- a. Approve the application to the external funder, Eastern Central Community Trust for the Napier Libraries 2021/22 Summer Reading Programme to be held from 13 December 2021 and 23 January 2022, at both the Napier and Taradale Libraries.

Carried

REPORTS FROM PROSPEROUS NAPIER COMMITTEE HELD 1 JULY 2021

1. COUNCIL PROCUREMENT POLICY

Type of Report:	Operational and Procedural
Legal Reference:	N/A
Document ID:	1322316
Reporting Officer/s & Unit:	Adele Henderson, Director Corporate Services Jon Kingsford, Director Infrastructure Services

1.1 Purpose of Report

To approve and adopt the Napier City Council Procurement Policy which will supersede the current Contracts Policy.

At the meeting

There was no discussion at the meeting.

Council resolution	Councillors Taylor / Crown
	The Prosperous Napier Committee:
	a. Approve the recommendation to supersede the Council contract policy with the Procurement Policy.
	b. Approve and adopt the Procurement Policy.
	c. Note a Procurement Strategy to support the Policy is under development.
	Carried

REPORTS FROM SUSTAINABLE NAPIER COMMITTEE HELD 8 JULY 2021

1. REVISED CCTV POLICY

Type of Report:	Operational
Legal Reference:	N/A
Document ID:	934816
Reporting Officer/s & Unit:	Duncan Barr, Manager Information Services

1.1 Purpose of Report

To present the Information Services CCTV Policy to Council to be approved.

At the meeting

There was no discussion at the meeting.

Council resolution

Councillors Price / Chrystal

The Sustainable Napier Committee:

- a. Approve the updates made to the Closed Circuit Television (CCTV) Policy for finalisation and publication.

Carried

2. WASTE LEVY EXPENDITURE REPORT

Type of Report: Information

Legal Reference: N/A

Document ID: 1326568

Reporting Officer/s & Unit: Alix Burke, Environmental Solutions Coordinator

2.1 Purpose of Report

To present the attached Waste Levy Expenditure Audit Report

At the meeting

There was no discussion.

Council resolution

Councillors Price / Chrystal

The Sustainable Napier Committee:

- a. Receive the Waste Levy Expenditure Audit Report

Carried

3. LE QUESNE TOILET BLOCK RENEWAL

Type of Report: Procedural

Legal Reference: N/A

Document ID: 1329218

Reporting Officer/s & Unit: Jason Tickner, Team Leader Parks Reserves and Sportsgrounds

3.1 Purpose of Report

To seek a decision on relocating and rebuilding the public toilet block on Le Quesne Road, either to the end of Franklin Road, or leaving the facility in its current location.

At the meeting

There was no discussion.

Council resolution

Councillors Price / Chrystal

The Sustainable Napier Committee:

- a. The Sustainable Napier Committee agree to replace the public toilet block on Le Quesne Road within close proximity to its existing location.

Carried

4. COASTAL EROSION FUNDING RECOMMENDATION

Type of Report: Legal and Operational

Legal Reference: Local Government Act 2002

Document ID: 1329526

Reporting Officer/s & Unit: Adele Henderson, Director Corporate Services
Jon Kingsford, Director Infrastructure Services

4.1 Purpose of Report

This report presents the completed Funding Review for the Clifton to Tangoio Coastal Hazards Strategy.

This item presents recommendations from the Clifton to Tangoio Coastal Hazards Strategy Joint Committee (Joint Committee) and seeks a recommendation from Council on how to progress next steps to implement the Clifton to Tangoio Coastal Hazards Strategy (the Strategy).

Following the completion of a review (Funding Review) to consider which Council should lead and fund the implementation of coastal hazard mitigation projects under the Strategy, the Joint Committee met to consider the report's recommendations and recommend the way forward to the Partner Councils. It is now necessary for each of the Partner Councils to agree (or not) the findings of the Funding review to enable implementing the Clifton to Tangoio Coastal Hazards Strategy and its coastal hazard mitigation projects.

The key recommendations of the Funding Review are that the Hawke's Bay Regional Council takes charge of all aspects of the prevention and mitigation of coastal hazards

on the Clifton to Tangoio coast and that the Napier City Council, Hastings District Council and Hawke's Bay Regional Council enter into a memorandum of understanding setting out agreed positions on this arrangement.

At the meeting

There was no discussion at the meeting.

Council resolution

Councillors Price / Chrystal

The Sustainable Napier Committee:

- a) Receive the report titled Coastal Erosion Funding Recommendation dated 8 July 2021.
- b) Agree in principle to the outcome of the Funding Review and recommendations of the Clifton to Tangoio Coastal Hazards Strategy Joint Committee; being:
 - i. Endorses the findings of the review undertaken by Mr Raynor Asher QC titled "Review and Recommendations for the Clifton to Tangoio Coastal Hazards Strategy Joint Committee" (*Doc Id 1330559*), including the following key recommendations, for the purposes of commencing consultation under s.16 of the Local Government Act 2002:
 - ii. That the Hawke's Bay Regional Council takes charge of all aspects of the prevention and mitigation of coastal hazards on the Clifton to Tangoio coast.
 - iii. Note the discussion at HBRC that the proposed memorandum of understanding has been repurposed to a memorandum of transition. The document will set out the agreed arrangements for new and transferred functions for mitigating coastal hazards risks between the three Councils. This details the proposed operational regime for implementing coastal hazards mitigation projects under the Clifton to Tangoio Coastal Hazards Strategy
 - iv. That an advisory committee is formed by elected representatives from Napier City Council, Maungaharuru-Tangitu Trust, Hastings District Council, Mana Ahuriri, Hawke's Bay Regional Council and Heretaunga Tamatea Settlement Trust to support forward work.
 - v. That a Memorandum of Transition is prepared to set out the timing and orderly process of transitioning functions to the Hawke's Bay Regional Council in accordance with the terms set.

Carried

REPORTS FROM FUTURE NAPIER COMMITTEE HELD 8 JULY 2021

1. RESOURCE CONSENT ACTIVITY UPDATE

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1278531
<i>Reporting Officer/s & Unit:</i>	Luke Johnson, Team Leader Planning and Compliance

1.1 Purpose of Report

This report provides an update on recent resource consenting activity. The report is provided for information purposes only, so that there is visibility of major projects and an opportunity for elected members to understand the process.

Applications are assessed by delegation through the Resource Management Act (RMA); it is not intended to have application outcome discussions as part of this paper.

This report only contains information which is lodged with Council and is publicly available.

At the meeting

There was no discussion at the meeting.

Council resolution	<u>Dep. Mayor Brosnan / Councillor Crown</u>
	The Future Napier Committee:
	a. Note the resource consent activity update.
	<u>Carried</u>

2. NAPIER SPATIAL PICTURE

<i>Type of Report:</i>	Operational and Procedural
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1326068
<i>Reporting Officer/s & Unit:</i>	Catherine Reaburn, Senior Policy Planner

2.1 Purpose of Report

For Council to endorse the public release of the draft Napier spatial picture for the purpose of informing the community on Council's progress for future urban growth planning, and to seek feedback on its content.

At the meeting

The Director City Strategy, Mr Munneke advised that a few minor changes relating to boundaries had been made to the Spatial Picture Report following feedback from the Hastings District Council. Mr Munneke clarified that a Spatial Picture was an indicative concept that was worked through with stakeholders and community and was non-regulatory.

A Plan was where the real work happened regarding structural planning and the feasibility of a project in regard to the District Plan and legality.

Council resolution	Dep. Mayor Brosnan / Councillor Crown
	The Future Napier Committee:
	<ul style="list-style-type: none"> a. Endorse the public release of the draft Napier spatial picture for the purpose of informing the community on Council's progress for future urban growth planning, and to seek feedback on its content. b. Note and endorse that Council will seek written comments on the draft Napier spatial picture concurrently with the draft District Plan.
	Carried

3. DRAFT DISTRICT PLAN

<i>Type of Report:</i>	Operational and Procedural
<i>Legal Reference:</i>	Resource Management Act 1991
<i>Document ID:</i>	1295468
<i>Reporting Officer/s & Unit:</i>	Dean Moriarity, Team Leader Policy Planning

3.1 Purpose of Report

For Council:

1. To endorse the release of the (non-statutory) draft District Plan for consultation with the community;
2. To inform of legislative changes; and
3. To inform how a number of current work streams relate to the District Plan.

At the meeting

There was no discussion at the meeting.

Council resolution	Dep. Mayor Brosnan / Councillor Crown
	The Future Napier Committee:
	<ul style="list-style-type: none"> a. Endorse: <ul style="list-style-type: none"> i. the release of the (non statutory) draft District Plan for the purpose of engaging with the community on its content; and

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- ii. the policy framework for inclusion in the draft District Plan to provide the opportunity for the wider public to have their say.
 - b. Note and endorse that Council will seek written comments on the draft District Plan with a generous period of time for submitting of no less than 6 weeks.
 - c. Note and endorse that the written comments will be considered by Council prior to confirmation of the final policy framework adopted in the Proposed District Plan in 2022.
 - d. Note that the sites of significance to Māori chapter has not been included in the draft plan. This chapter is progressing in parallel to consultation on the Draft Plan.
 - e. Note/Inform:
 - i. Council of legislative changes impacting on the Resource Management Act and by virtue the District Plan
 - ii. Council of how a number of current growth-related work streams will interact with the District Plan

Carried

REPORTS FROM MĀORI COMMITTEE HELD 23 JULY 2021

1. MĀORI COMMITTEE TERMS OF REFERENCE DEVELOPMENT

<i>Type of Report:</i>	Legal
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	1329439
<i>Reporting Officer/s & Unit:</i>	Mōrehu Te Tomo, Pou Whakarae Helen Barbier, Team Leader Governance

1.1 Purpose of Report

To continue the development of the Māori Committee Terms of Reference following the Committee's decisions around membership, quorum and scope of activities.

At the meeting

There was no discussion at the meeting.

Council resolution

Councillors Wright / Mawson

The Māori Committee:

- a. Endorse the recommended process for selecting a new name for the Māori Committee. That is, Te Waka Rangapū to provide three names before the September 2021 Māori Committee meeting and the Committee will choose a name at that meeting.
- b. Note that quorum for the Māori Committee cannot be extended until additional members i.e. Councillors have been approved.
- c. Note that no further action is required to nominate independent advisors (no voting rights) to the Māori Committee, as required, as delegation has been approved by Council.
- d. Note the progress on review of the activities and scope of the Māori Committee to ensure that it reflects a spirit of partnership between the Council and the community that will ensure that Māori can contribute effectively to the Council activities.
- e. That as part of a Governance Structure review, the option of having Māori Committee representatives on Council's Standing Committees is explored.

Kua Mana

Carried

2. MĀORI WARDS - FINAL CONSULTATION PLAN

Type of Report: Operational

Legal Reference: N/A

Document ID: 1355574

Reporting Officer/s & Unit: Natasha Mackie, Manager Community Strategies

2.1 Purpose of Report

This report provides the Māori Wards Consultation Plan, which was finalised after further development through the co-design process undertaken in May/June 2021.

At the meeting

A minor amendment was noted in the report – Hawke's Bay District Council should read "Hawke's Bay Regional Council".

Council resolution

Mayor Wise / Councillor Mawson

The Māori Committee:

- a. **Endorse** the Māori Wards High Level Consultation Plan, acknowledging the co-design approach to its development.

Kua Mana

Carried

REPORTS UNDER DELEGATED AUTHORITY

1. TENDERS LET

Type of Report:	Information
Legal Reference:	Enter Legal Reference
Document ID:	1354635
Reporting Officer/s & Unit:	Debbie Beamish, Executive Assistant to the Chief Executive

1.1 Purpose of Report

To report the Tenders let under delegated authority for the period 3 May – 9 July 2021

Council resolution

Councillors Wright / Crown

That Council receive the Tender Let report for the period 3 May – 9 July 2021

Carried

2. DOCUMENTS EXECUTED UNDER SEAL

Type of Report:	Information
Legal Reference:	Enter Legal Reference
Document ID:	1354638
Reporting Officer/s & Unit:	Debbie Beamish, Executive Assistant to the Chief Executive

2.1 Purpose of Report

To report on the Documents Executed under Seal for the period 3 May – 9 July 2021.

**Council
resolution**

Councillors Wright / Crown

That Council receive the report for Documents Executed under Seal for the period 3 May – 9 July 2021.

Carried

PUBLIC EXCLUDED ITEMS

**Council
resolution**

Dep. Mayor Brosnan / Councillor Price

That the public be excluded from the following parts of the proceedings of this meeting.

Carried

Agenda Items

1. Public Excluded Minutes of the Omarunui Refuse Landfill Joint Committee Meeting held 18 June 2021

Reports from Audit and Risk Committee held 16 June 2021

1. Annual Security Audit
2. Website Denial of Service Attack Mitigation
3. NCC IT BCP/DR Testing
4. Cybersecurity Framework Update
5. Insurance
6. Investment Strategy
7. Update Remediation Pathway

Reports from Napier People and Places Committee held 1 July 2021

1. Napier Creative Communities Scheme March 2021
2. Aquatic Strategic Framework/Napier Aquatic Facilities Section 17A
3. Napier Civic Awards Nominations 2021

Reports from Prosperous Napier Committee held 1 July 2021

1. Debt write off
2. Hawke's Bay Airport Limited - Quarterly Report for 9 months ending 31 March 2021
3. Request for Remission for Special Circumstances

Reports from Sustainable Napier Committee held 8 July 2021

1. Community Facility Naming Rights

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.
	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:	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:

Agenda Items

1. Public Excluded Minutes of the Omarunui Refuse Landfill Joint Committee Meeting held 18 June 2021	7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities	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: (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.
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Reports from Audit and Risk Committee held 16 June 2021

1. Annual Security Audit	7(2)(e) Avoid prejudice to measures that prevent or mitigate material loss to members of the public 7(2)(f)(ii) Maintain the effective conduct of public affairs through the protection of such members, officers, employees and persons from	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: (i) Where the local authority is named or specified in Schedule 1 of this Act, under
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	improper pressure or harassment	Section 6 or 7 (except 7(2)(f)(i)) of the Local Government Official Information and Meetings Act 1987.
2. Website Denial of Service Attack Mitigation	7(2)(j) Prevent the disclosure or use of official information for improper gain or improper advantage	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: (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.
3. NCC IT BCP/DR Testing	7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities	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: (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.
4. Cybersecurity Framework Update	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 7(2)(h) Enable the local authority to carry out, without	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: (i) Where the local authority is named or specified in Schedule 1 of this Act, under Section 6 or 7 (except

	prejudice or disadvantage, commercial activities	7(2)(f)(i)) of the Local Government Official Information and Meetings Act 1987.
5. Insurance	7(2)(i) Enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	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: (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.
6. Investment Strategy	7(2)(f)(ii) Maintain the effective conduct of public affairs through the protection of such members, officers, employees and persons from improper pressure or harassment	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: (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.
7. Update Remediation Pathway	7(2)(ba) The item relates to an application for a resource consent or water conservation order or a requirement for a designation or heritage order under the Resource Management Act 1991 and the withholding of the information is necessary to avoid serious offence to tikanga Māori or to avoid the	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: (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

	<p>disclosure of the location of waahi tapu</p> <p>7(2)(d) Avoid prejudice to measures protecting the health and safety of members of the public</p> <p>7(2)(g) Maintain legal professional privilege</p> <p>7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities</p>	<p>Government Official Information and Meetings Act 1987.</p>
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Reports from Napier People and Places Committee held 1 July 2021

<p>1. Napier Creative Communities Scheme March 2021</p>	<p>7(2)(c)(i) Protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information or information from the same source and it is in the public interest that such information should continue to be supplied</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: (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>
<p>2. Aquatic Strategic Framework/Napier Aquatic Facilities Section 17A</p>	<p>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</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: (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>

3. Napier Civic Awards Nominations 2021	7(2)(a) Protect the privacy of natural persons, including that of a deceased person	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: (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.
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Reports from Prosperous Napier Committee held 1 July 2021

1. Debt write off	7(2)(a) Protect the privacy of natural persons, including that of a deceased person	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: (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.
2. Hawke's Bay Airport Limited - Quarterly Report for 9 months ending 31 March 2021	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 7(2)(j) Prevent the disclosure or use of official information for improper gain or improper advantage	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: (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.

3. Request for Remission for Special Circumstances	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	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: (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.
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Reports from Sustainable Napier Committee held 8 July 2021

1. Community Facility Naming Rights	7(2)(g) Maintain legal professional privilege 7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities	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: (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.
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The meeting adjourned at 11.38am and reconvened in Public Excluded at 11.45am

The meeting closed with a karakia at 12.10pm

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

Chairperson

Date of approval