



NAPIER
CITY COUNCIL

Te Kaunihera o Ahuriri

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NGĀ MĀNUKANUKA O TE IWI (MĀORI COMMITTEE)

Open Agenda

Meeting Date: Thursday 29 August 2024

Time: 1.30pm (rescheduled from 26 July 2024)

Venue: Ocean Suite
East Pier Hotel
Nelson Quay
Ahuriri
Napier

Livestreamed via Council's Facebook page

Committee Members **Acting Chair:** Mayor Kirsten Wise
Council Kaumātua / Committee Chair (Vacant)
Mana Ahuriri Trust (Evelyn Ratima)
Maungaharuru-Tangitū Trust (Vacant)
Moteo Marae (Maureen Box)
Petane Marae (Shyann Raihania)
Pukemokimoki Marae (Tiwana Aranui)
Tangoio Marae (Krystal Haimona)
Timikara Marae (Kirk Leonard)
Waiohiki Marae (Vacant)
Wharerangi Marae (Tipene Cottrell)
Deputy Mayor Annette Brosnan
Councillor Keith Price
Councillor Sally Crown
Councillor Richard McGrath

Officer Responsible	Pou Whakarae (Mōrehu Te Tomo)
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Administration	Governance Team
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**Next Ngā Mānukanuka o te Iwi (Māori Committee) Meeting
Friday 18 October 2024**

2022-2025 TERMS OF REFERENCE - NGĀ MĀNUKANUKA O TE IWĪ (MĀORI COMMITTEE)

<i>Reports to:</i>	<i>Council</i>
<i>Chairperson</i>	<i>Kaumātua or Mana Whenua Representative</i>
<i>Deputy Chairperson</i>	<i>Elected Member</i>
<i>Membership</i>	<i>Mayor of Napier</i> <i>Chair off Future Napier Committee</i> <i>Chair of Sustainable Napier Committee</i> <i>Chair of Napier People & Places Committee</i> <i>Chair of Prosperous Napier Committee</i> <i>Petane Marae Representative</i> <i>Waiohiki Marae Representative</i> <i>Moteo Marae Representative</i> <i>Timikara Marae Representative</i> <i>Tangoio Marae Representative</i> <i>Wharerangi Marae Representative</i> <i>Pukemokimoki Marae Representative</i> <i>Mana Ahuriri Trust Representative</i> <i>Maungaharuru-Tangitū Trust Representative</i>
<i>Quorum</i>	<i>8 (to be made up of no less than 5 mana whenua representatives and 3 Councillors)</i>
<i>Meeting frequency</i>	<i>Quarterly</i>
<i>Officer responsible</i>	<i>Te Pou Whakarae</i>

Ngā Mānukanuka o te Iwi (Definition)

The anxiousness of people. The Committee deals with people and projects that strive towards their aspirations, and deal with all types of anxieties of deadlines, spreadsheets, correct data, research, all these elements they bring to the table as well as the knowledge or matauranga gained through the process.

Membership

- Mana whenua representatives will be appointed by mana whenua entity.
- Elected Committee Members:
 - Mayor of Napier,
 - Chair of the Future Napier Committee,
 - Chair of the Sustainable Napier Committee,
 - Chair of the Napier People & Places Committee,
 - Chair of the Prosperous Napier Committee.
- The Council Kaumātua will be offered the Chair post at the start of the triennium. If the Kaumātua declines, the Chair will be elected from the mana whenua representatives appointed to the Committee.
- The Deputy Chair will be elected from the Elected Members of the Committee at the beginning of the triennium.

Moemoeā (Vision)

Whakatauki / Whakatauāki

The Ngā Mānukanuka o te Iwi Committee has been established by Council to continue the development of strategic and sustainable relationships with Ahuriri Māori. Council shall meet the intent and spirit of the Council's obligations set out in the legislation more particularly the obligations of the Local Government Act 2002;

- Towards establishing and maintaining processes that provide opportunities for Māori to contribute to the decision processes of Council.
- Fostering the development of Māori capacity to contribute to these processes.
- The provision of information to assist Māori contribution to Council's activities.

The Council wishes the Committee to reflect a spirit of partnership between the Council and Hapori Māori, to contribute effectively to the Council's activities. The Council will require the Committee to assist with the development of an integrated policy framework (based on Te Tiriti o Waitangi Principles) for the Council aimed at delivering effective governance, engagement and service delivery for Council's Māori Communities.

Whaingā (Purpose)

The purpose of the Ngā Mānukanuka o te Iwi Committee is to:

- Advocate on behalf of Mana/Tangata whenua to local, regional and national bodies as appropriate. This is in addition to Council's responsibility to engage directly with Mana/Tangata whenua;
- Consider governance issues relating to Council obligations to tangata whenua;
- Investigate and report to the Council on any issues that the Ngā Mānukanuka o te Iwi Committee considers necessary that may have an implication for tangata whenua.
- To nominate from among its members representatives whom it considers appropriate for the Council to appoint as voting members on the:
 - Napier People and Places Committee
 - Prosperous Napier Committee
 - Sustainable Napier Committee
 - Future Napier Committee.
 - Audit and Risk Committee

Pou (Objectives)

1. Ensure that every decision in relation to Council activities takes into consideration the relationship to Māori culture and traditions (refer Local Government Act 2002 and Resource Management Act 1991)
 - a. Works with Council and officers to ensure appropriate and timely opportunities to contribute are consistently provided to the Committee, including through review and recommendations on formal reports, informal discussions at wānanga or working with officers at a project level
 - b. Works with officers to ensure that clear appropriate processes are developed and implemented that facilitate the Committee being able to meet its mandate.
2. Raise and make recommendations to Council on matters of importance to the Māori residents of Ahuriri
3. Provide feedback to Council on ways that relationship and capability to engage on Council-related matters can be built with and within the Māori communities of Napier.
 - a. Works with Council and officers in developing Māori capacity to contribute to Council activities

Notes

As well as specific hui and wānanga of this Committee, members will be invited to attend Council workshops, standing committee meetings and Council meetings.

The Ngā Mānukanuka o te Iwi Committee can nominate independent advisors to the Committee as required. Advisors have no voting rights.

ORDER OF BUSINESS

Karakia

Apologies

Nil

Conflicts of interest

Public forum

Announcements by the Chairperson

Announcements by the management

Confirmation of minutes

That the Minutes of the Ngā Mānukanuka o te Iwi (Māori Committee) meeting held on Friday, 26 July 2024 be taken as a true and accurate record of the meeting.41

Agenda items

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Updates from Committee Representatives

Updates from Pou Whakarae

General business

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Karakia Whakamutunga

AGENDA ITEMS

1. CULTURAL NARRATIVE FOR EMERSON STREET UPGRADE

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1780081
<i>Reporting Officer/s & Unit:</i>	Hilary Prentice, Māori Partnership Manager - Te Kaiwhakahaere Hononga Māori Georgina King, Team Leader City Design and Urban Renewal

1.1 Purpose of Report

The purpose of this report is to seek the Ngā Mānukanuka o te iwi endorsement of the Cultural Narrative for the Emerson Street upgrade.

Officer's Recommendation

The Ngā Mānukanuka o te Iwi (Māori Committee):

- a. **Endorse** the Cultural Narrative for the Emerson Street upgrade.

1.2 Background Summary

Emerson Street is Napier City's main retail street. It has traditionally been the heart of the city's retail activity and is characterised by heritage architecture, continuous shop frontages, and verandas over both sides of the street. Emerson Street is one of Napier CBD's most frequented streets and attractions.

Emerson Street, bound at one end by Clive / Memorial Squares and by Marine Parade and Te Matau-a-Māui at the other, is a key part of Napier CBD's identity.

The upgrade of Emerson St is significant for both Council and our community. It provides Council with the opportunity to introduce a cultural narrative into the streetscape whilst replacing underground infrastructure at the end of its life, and improving the safety and accessibility of Emerson Street.

A key objective for this upgrade is enhancing the visibility of mana whenua in our urban environment. We want Emerson Street to reflect our cultural heritage and celebrate our people as well as our unique architecture.

A Cultural Narrative starts to describe what is unique about our place, our people and our stories that make up the whenua. The building of a Cultural Narrative has been a key part of this concept design process. While the Emerson Street upgrade is a 'Community-led' design process, there has been an open and productive dialogue developed through all elements of the concept design process with Te Waka Rangapū.

The narrative gifted to this project by Te Waka Rangapū has set the foundation for the concept from the ground up, ensuring that our stories and what makes us unique it is woven into the fabric of the design and proposed features.

Attached to this paper is the Cultural Narrative Visualisation, which outlines the three themes of the Cultural Narrative, and identifies opportunities within each stage of development to express and respond to this kaupapa.

1.3 Issues

No issues

1.4 Significance and Engagement

Community consultation and engagement has been conducted since November 2023 and included:

- Pop-Up shop (> 200 visitors)
- Online Survey (593 responses)
- Workshops (on-site) – 45 attendees
- Intercept Interviews – 40 in person interviews
- Camera Monitoring – four sites along the length of Emerson St for 1 week
- Testing through activation over 1 week

1.5 Implications

Financial

\$1.6million of the Better Off Fund was allocated by Council to this project which has facilitated the development of the Concept Design, the developed / detailed design of Stages 1 & 2, and a portion of the physical upgrade of Stage 1.

On 27 July Council adopted the 3-Yr Plan which allocates \$10.2 million for the upgrade of Emerson St streetscape over a four year period. The Project Team are seeking approval from Council on 1st August to endorse the Design Concept and progress to Developed and Detail Design for Stages 1 & 2.

Social & Policy

The outcomes of the Concept Design align with a number of existing Council strategies and plans, including the Design Brief, the City Vision Framework, Council's Vision and Strategic Priorities, Disability Strategy, Positive Ageing Strategy, and the Youth Strategy.

A Community-led design approach has been employed from the outset, and the Design Team have been working with Te Waka Rangapū throughout to support the success of the design process. Engagement and consultation is ongoing with key stakeholders including Emerson St businesses and Landowners, Napier City Business Inc, Historic Places, and Art Deco Trust.

Risk

A programme of Emerson Street's size comes with potential risks, however these are being managed through a robust risk process, both at the project and programme level, this includes the coordination of any infrastructural upgrades within the project scope area so that they are dovetailed into the Emerson St upgrade programme.

The programme also has a Quantity Surveyor in place for project assurance and value management. They are responsible for managing quality aspects and costs of the project within the Developed / Detailed Design phase, and during construction as distinct from undertaking design or engineering delivery.

1.6 Options

The options available to Council are as follows:

- a. The Ngā Mānukanuka o te Iwi (Māori Committee) endorse the Cultural Narrative for Emerson Street
- b. The Ngā Mānukanuka o te Iwi (Māori Committee) DO NOT endorse the Cultural Narrative for Emerson Street

1.7 Development of Preferred Option

The endorsement of the Cultural Narrative by Ngā Mānukanuka o te Iwi, ensures its inclusion within the Concept Design package for Council approval on the 1st of August, and its ongoing development and inclusion within the physical design of all stages of the Emerson Street upgrade.

The Emerson St Kaupapa will continue to work in a collaborative form as the design continues through its multiple stages, and the Project Team will continue to update and seek guidance from Ngā Mānukanuka o te Iwi.

1.8 Attachments

- 1 2024-08-29-Cultural Narrative for Emerson Street [↓](#)

CULTURAL NARRATIVE



“TE HONONGA KI TE AO O PANIA ME TE IWI PONATURI”

“OUR CONNECTION TO THE WORLD OF PANIA AND HER PEOPLE OF THE SEA”

-PIRI PRENTICE

PRINCIPLES

KAITIAKITANGA

A dynamic street. Emerson St will be full of life and connected with natural systems, through water treatment and enhancing the biodiversity of our CBD by the shore of Te Matau a Māui. People of all ages, abilities and backgrounds will experience a street that is safe, inclusive and reflects our history in Ahuriri.

KOTAHITANGA

An authentic street. By creating places and spaces where people want to be we bring people together and provide authentic experiences. Ahuriri Napier is unique. Our City centre represents the City’s rich heritage and a diverse community who are creative, diverse and resilient.

MANA TANGATA

A street of our people. Celebrating our history and bringing our cultural heritage to the fore. By better knowing ourselves, we are able to share our stories and celebrate our uniqueness with our visitors.

RANGATIRATANGA

A progressive street. Showing leadership through raingardens for stormwater treatment and landscaped areas for shade and to reduce the heat in our CBD. This ensures that our CBD is more prepared for a changing climate future, and our infrastructure more resilient.

STRATEGIC PRIORITIES

SPACES AND PLACES FOR ALL

Creating vibrant streets and open spaces for our community to enjoy and be proud of. Ensuring that we deliver the best that we can for our city, as well as working with others to ensure that our places and spaces are the best that they can be.

GREATER VISITOR DESTINATION

Providing quality places and spaces has that overflow effect of providing a great destination for our visitors and tourists. This is about showcasing and celebrating what sets us apart from other parts of NZ, therefore we must aspire to being world class and encouraging both visitor spend and investment.

AUTHENTIC RELATIONSHIPS

Having meaningful relationships with our community and stakeholders to ensure that the people of Ahuriri Napier’s voice is heard. Relationships are key to ensuring we understand our surroundings and seeking our community’s feedback and listening to their ideas and concerns allows us to build authentic relationships.

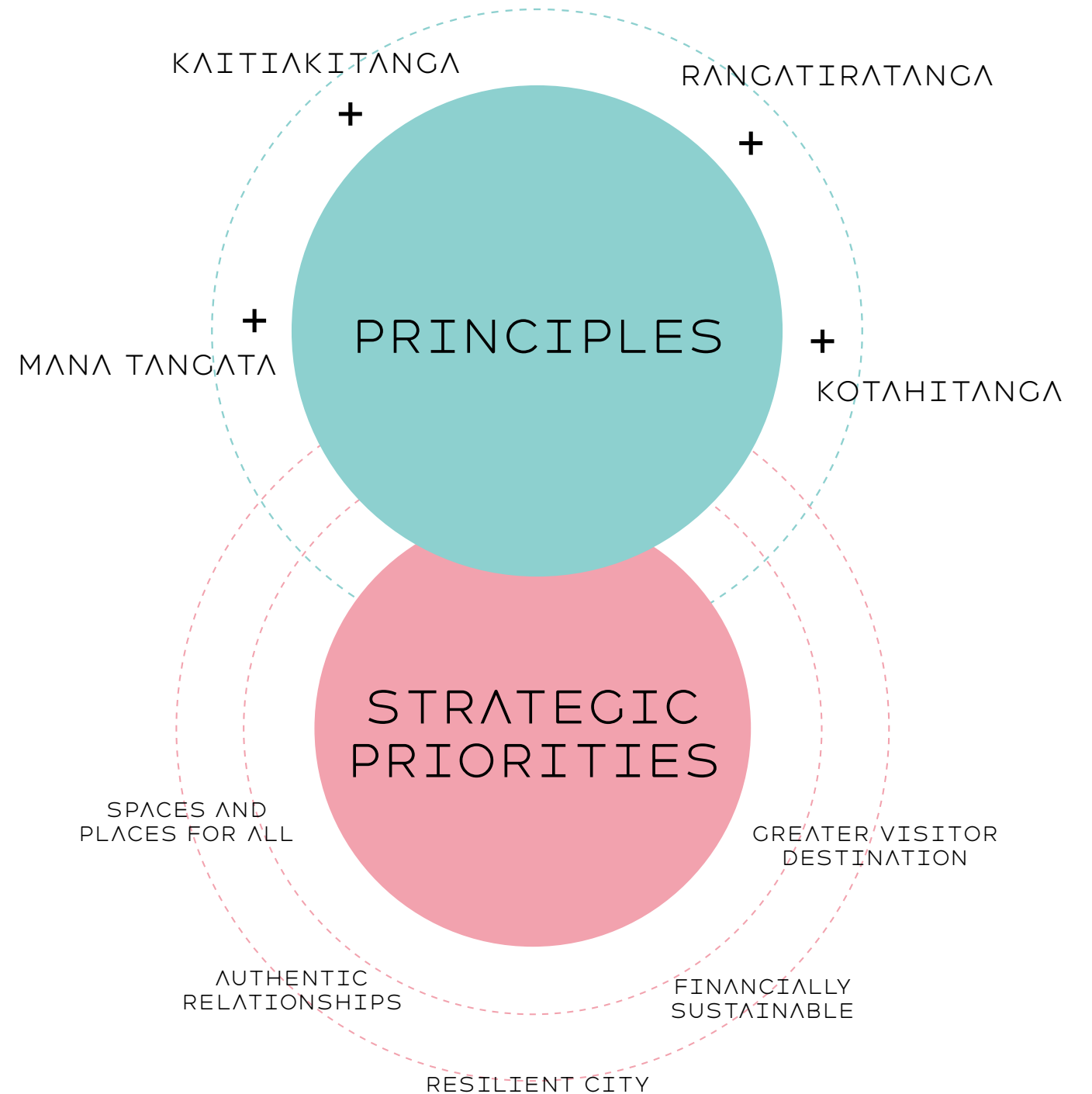
FINANCIALLY SUSTAINABLE

Maximising the benefits we are providing to our community, while working in a way that allows us to continue to do the same for future generations. Doing our best to find cost savings, while taking care of what we have by dovetailing infrastructural renewal into our streetscape revitalisation.

RESILIENT CITY

Napier is a thriving, progressive city committed to it’s community’s and the environments wellbeing. Adopting low impact design methods such as raingardens allows us to treat stormwater runoff before it reaches our waterways, and adding shade trees into the streetscape enhances the biodiversity of the area whilst reducing the temperature of the area.

VISION



2. THE LOCAL GOVERNMENT (ELECTORAL LEGISLATION AND MĀORI WARDS AND MĀORI CONSTITUENCIES) AMENDMENT ACT 2024 CONSULTATION

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	1780083
<i>Reporting Officer/s & Unit:</i>	Anna Eady, Team Leader Governance Jane McLoughlin, Project Manager - Strategy and Transformation

2.1 Purpose of Report

To update the Committee on the newly enacted Local Government (Electoral Legislation and Māori Wards and Māori Constituencies) Amendment Act 2024, the resulting community consultation and implications for Napier City Council and the 2025 local election.

Officer's Recommendation

The Ngā Mānukanuka o te Iwi (Māori Committee):

- a. **Receive** the report titled The Local Government (Electoral Legislation and Māori Wards and Māori Constituencies) Amendment Act 2024 Consultation.
- b. **Note** that under the Local Government (Electoral Legislation and Māori Wards and Māori Constituencies) Amendment Act 2024, Council must make a decision by 6 September 2024 on whether to reaffirm or rescind its previous decision made on 20 October 2021 to establish Māori wards for the 2025 local government election in Napier.
 - i. Napier City Council carried out consultation between 9-23 August to inform the Council decision as outlined above.
 - ii. The approach to the consultation was to state Council's preference to proceed with establishing Māori wards from the 2025 local government election in Napier and invite community feedback on this.
 - iii. The Council will consider the community feedback and make a decision on 5 September 2024.
 - iv. If Council decides to continue its plans to establish Māori wards from the 2025 local government election in Napier, a binding poll must be held at the time of that election.
- c. **Endorse** Napier City Council holding candidacy, voting and education campaigns in conjunction with Māori partners, leading up to the 2025 local election to increase candidate and voter participation.
- d. **Note** for Napier residents opinions to be counted on the matter of Māori wards, and in electing preferred ward candidates:
 - i. Residents who are not enrolled to vote but who are eligible to vote should enrol; and
 - ii. Residents who are enrolled need to vote at the 2025 Local Election.

2.2 Background Summary

The Local Government (Electoral Legislation and Māori Wards and Māori Constituencies) Amendment Act 2024 (the Amendment Act) reintroduces:

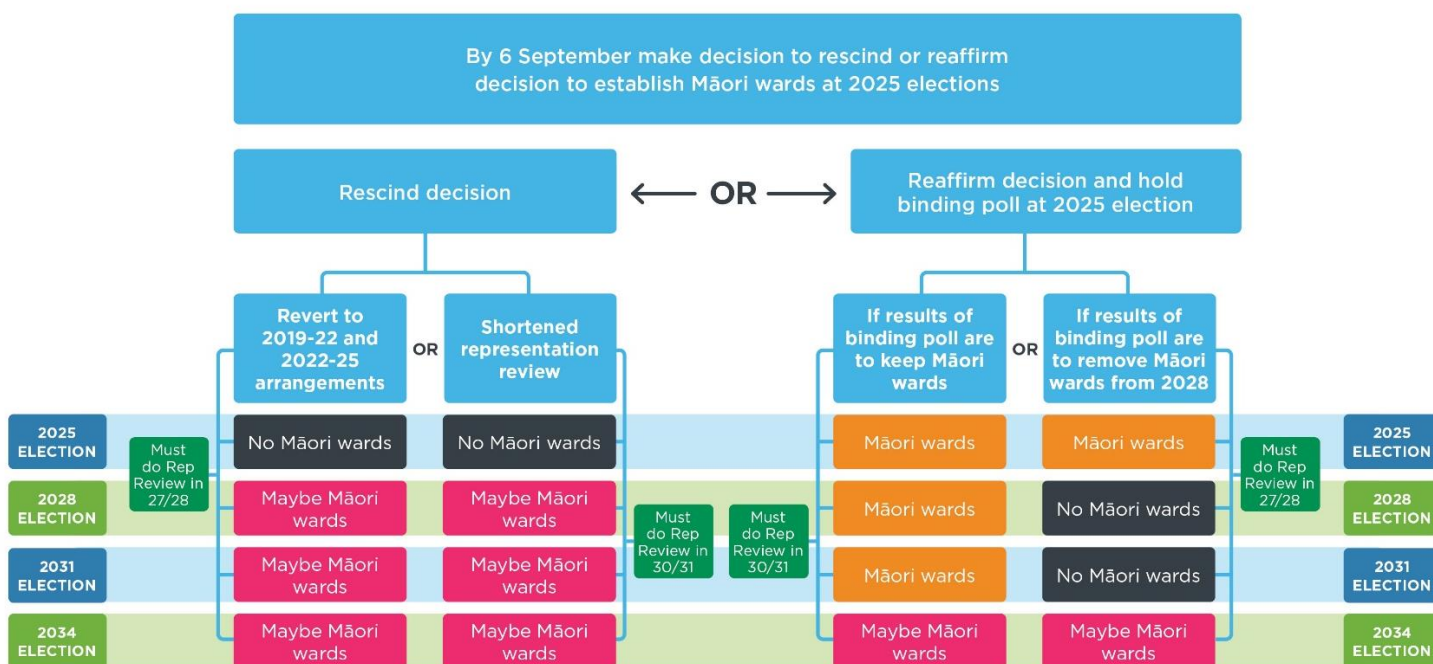
- the ability for binding polls to be held on proposals to establish or continue Māori wards and constituencies; and
- for polls to be held as a result of petitions of electors.

The Amendment Act requires Council to make a formal decision by 6 September 2024 on whether it is going to rescind the decision it made in 2021 to establish Māori wards or not. Making such a significant decision triggers NCC’s Significance and Engagement Policy and requirements under Part 6 of the Local Government Act 2002 (LGA), which requires community and stakeholder consultation on significant decisions.

As discussed with the Committee previously there are two transitional options available to Napier City Council (NCC) (see diagram below):

- To rescind its 2021 decision to establish Māori wards, or
- To reaffirm its 2021 decision, have Māori wards at the 2025 election, but also hold a binding poll at the election to determine if Māori wards will stay in place from the 2028 election.

The following diagram outlines Council's decision pathways for Māori wards under the new legislation and the potential options for future local elections in Napier City.



Each pathway has implications in terms of Māori wards, NCC’s Representation Review which is underway, and when there could be a binding poll.

From 2025 elections, a binding poll can be triggered by Council making a proposal to either establish or disestablish Māori wards, Council requesting a poll, or by a demand by the community. A community poll demand requires 5% of residents to sign a petition

demanding a poll, and this mechanism can be used to **establish** or **disestablish** Māori wards under the conditions outlined in the Amendment Act, section 7.

Rescind Pathway

If Council elected to rescind its decision to establish Māori wards there would be no Māori wards at the 2025 election, but after the election the council could resolve, or the community could demand, a poll be held to establish Māori wards to take effect from the 2028 election.

Reaffirm Pathway

If Council elected to reaffirm its decision to establish Māori wards, then they will be established for the 2025 local elections. But also, the Amendment Act requires NCC to hold a binding poll at the 2025 Election about the future of Māori wards. The result of that poll will be implemented at the 2028 election and is binding for two electoral terms e.g. 2028-31 and 2031-34.

2.3 Issues

Obligations under Te Tiriti o Waitangi

NCC has an obligation to uphold equality in local government representation arrangements and to honour the articles and the principles of Te Tiriti o Waitangi (Te Tiriti). The fundamental purpose of the Local Government Act 2002 (LGA) is to enable good local governance decision making on behalf of communities, and by communities. This upholds the principles of Te Tiriti. Section 81 of the LGA requires councils to:

- (a) establish and maintain processes to provide opportunities for Māori to contribute to the decision-making processes of the local authority; and
- (b) consider ways in which it may foster the development of Māori capacity to contribute to the decision-making processes of the local authority.

Often the Māori voice is missing from governance conversations and decisions. NCC strives to meet its obligations under the LGA and to honour Te Tiriti using different mechanisms, such as having dedicated seats on our Standing Committees for marae representatives and a Māori committee. However, mana whenua in Napier, and the Waitangi Tribunal, have made it clear that a guaranteed ward seat is the best way to achieve a Māori voice at the Council table. Legislation provides for this and encourages it.

Voter Turnout

Often the Māori voice is missing from local government elections. In Napier, at the last local government election, only 17% of people on the Māori Electoral Roll participated, compared with 40% of people on the General Electoral Roll. Advice received has signaled that Māori voter participation in local government elections would likely improve with more reason to vote. This was demonstrated through NCC's formal consultation with the community on the establishment of Māori wards; people on the Māori Electoral Roll were over-represented through submissions, whereas people on the General Electoral Roll were slightly underrepresented. 95% of Māori who provided feedback were in favour of Māori wards. Moreover, only those in favour of Māori wards came to speak to their submission at the Council Hearing.

NCC will be conducting a voting campaign in the lead up to the 2025 local election, and if there is to be a binding poll, NCC will highlight the importance of resident participation. If Māori wards are a matter that residents are passionate about, they will need to make

sure they are enrolled and participate in the vote. There is further information about the enrollment process here: <https://vote.nz/enrolling/enrol-or-update/enrol-or-update-online/>

Officers are yet to understand the scope of their role in advocating for a certain position leading up to a poll, but it is understood Local Government specialists will release advice on this soon.

Election Candidates

NCC would also like to see good engagement and participation by residents in electing the members of the Council. It is hoped residents who are particularly interested will start thinking early about standing for election, either in a general ward or in the Māori ward. Council officers will be available to support candidates through that process, and to give information about what being an elected member involves. It is important to note that regardless of what type of ward a candidate stands for, if they are elected, they take an oath to represent the whole city.

To be eligible to stand for election a candidate must be:

- A New Zealand citizen (by birth or citizenship ceremony), and
- Enrolled as a Parliamentary elector, and
- Nominated by two electors whose names appear on the electoral roll within the ward that a candidate is standing (in the case of Māori wards, the Māori electoral roll),
- A candidate does not have to be Māori to stand for election in a Māori ward.

Key election dates below:

Date	Key events
7 July 2025	Nominations of candidates open
11 July 2025	Māori electoral option suspended until polling day (residents can no longer change rolls until after the election)
1 August 2025	Nomination of candidates close
6 August 2025	Public notice of candidates standing for election
9 September 2025	Voting opens
11 October 2025	Election day – Voting closes at noon

NCC will be looking to partner with this Komiti, Māori organisations, the Electoral Commission and other community groups to promote election engagement. This is to increase voter participation and to encourage residents to stand for election.

2.4 Significance and Engagement

Aside from the requirement in the Amendment Act to make a formal Council decision, deciding whether to rescind or reaffirm the 2021 decision that established Māori wards is a significant decision which impacts on, and is of interest to, the whole city and in particular Māori residents. This triggered the requirements for community consultation in NCC’s Significance and Engagement Policy, and also Part 6 of the Local Government Act 2002 (LGA).

Consultation Approach

The approach to the consultation was to remind the community of the decision that was made in 2021 and invite their feedback on that decision in an online survey. The consultation aimed to engage with the whole community, but particularly with directly affected residents. There were two community drop-in meetings during the two-week consultation period and a Hui a Iwi. Officers are compiling the results of the survey to be put to Council on 5 September 2024 for it to make its decision. These were not available at the time of writing this report, but a verbal update will be able to be given at the meeting.

2.5 Implications

Financial

The cost of this consultation was approximately \$4,000 - \$5,000.

Social & Policy

Nil

Risk

Regardless of the process followed by officers for the consultation, there is a risk that relationships with mana whenua and tangata whenua may be impacted. Officers are endeavouring to keep these groups informed as to why we need to go through this process, as well as the wider community, through the in-person meetings and media releases.

If NCC did decide to rescind the decision to establish Māori wards for the 2025 election, it is likely it would significantly undermine NCC's credibility with mana whenua and tangata whenua stakeholders, who participated actively in the decision-making process for establishing Māori wards.

The enactment of the Bill coincided with NCC's formal consultation on its representation review initial proposal. This has created confusion in the community about whether NCC is able to establish Māori wards. Officers have been endeavouring to clarify the situation in community messaging.

2.6 Options

The options available to the Komiti are as follows:

- a. Receive the report titled The Local Government (Electoral Legislation and Māori Wards and Māori Constituencies) Amendment Act 2024 Consultation.

OR

- b. Make changes to the recommendations.

2.7 Development of Preferred Option

Not applicable.

2.8 Attachments

Nil

3. LOCAL WATER DONE WELL - COMMITTEE UPDATE

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1782443
<i>Reporting Officer/s & Unit:</i>	Andrew Lebioda, Manager Water Reforms Transition

3.1 Purpose of Report

To provide an update to Ngā Mānukanuka o te Iwi on the current state of Local Water Done Well (LWDW), work currently being conducted by Napier City Council in this space, and indicative timeline highlighting key milestone dates.

Officer's Recommendation

The Ngā Mānukanuka o te Iwi (Māori Committee):

- a. **Note** the content of this report titled “Local Water Done Well – Committee Update” dated 12 August 2024

3.2 Background Summary

The current Coalition Government repealed, via statute, the previous Government's Three Waters Reform programmed in February 2024. The Minister of Local Government is now introducing two-phases of legislation to implement the Government's Local Water Done Well Policy.

The first of two Bills (the Local Government (Water Services Preliminary Arrangements) Bill) was introduced in May 2024, has recently returned from select committee, and is anticipated to be passed by end of August 2024.

This second Bill (the Local Government (Water Services Preliminary Arrangements) Bill) establishes the framework for local government to manage and deliver water services. This has currently returned from select committee and is anticipated to be passed in August 2024. Key areas of the Bill include:

- Requiring councils (either individually or collectively) to develop Water Services Delivery Plans (WSDP) by mid-2025.
- Providing baseline information about water services operations, assets, revenue, expenditure, pricing, and projected capital expenditure.
- Providing specific consultation and decision-making processes that Territorial Authorities (TAs) may use to establish, join, or amend Council Controlled Organisations (CCOs) that will deliver water services.

The final Bill is expected to be introduced in December 2024 providing further details around this water reform including potential water services delivery models, economic regulation, and amendments to any regulatory settings for Taumata Arowai.

The attached factsheet, *Local Government Water Services Bill overview*, provides some further context to the above.

3.3 Workstreams

Council officers are progressing with two workstreams relating to Council's response to LWDW.

Standalone

Work is progressing to investigate Napier City Council's ability to delivery water services as a sole entity. This will evaluate the current state of our water services network, current level of service, and if our planned expenditure adequately meets the requirements of growth, increasing level of service, and renewals.

Regional

The member councils of Wairoa District Council, Napier City Council, Hastings District Council, and Central Hawke's Bay District Council are leveraging the coordination work of the Regional Recovery Agency to develop a business case for a regional water services entity in Hawke's Bay. Procurement of lead consultants to deliver this is currently progressing.

3.4 Significance and Engagement

The content of this report has been provided for your information only and has not been subject to any specific engagement.

However, in making judgements about how and when to engage on a Water Service Delivery Plan, Council will need to be mindful that water services assets defined as strategic assets in our Significance and Engagement Policy. As such, it is expected that Council will need to conduct consultation with community prior to adopting a WSDP and submitting this document for approval.

Financial

N/A

Social & Policy

N/A

Risk

N/A

3.5 Options

The options available to Council are as follows:

- a. To **Note** the content of this report titled "Local Water Done Well – Committee Update" dated 12 August 2024

3.6 Development of Preferred Option

Not applicable

3.3 Attachments

- 1 Local Water Done Well - Overview Factsheet [↓](#)

4. JOINT WASTE MANAGEMENT AND MINIMISATION PLAN

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1783681
<i>Reporting Officer/s & Unit:</i>	Stefni Wilson, Waste Minimisation Lead

4.1 Purpose of Report

The purpose of this report is to update Ngā Mānukanuka o Te Iwi on the development of the Joint Waste Management and Minimisation Plan (WMMP) owned by Napier City Council (NCC) and Hastings District Council (HDC).

Officer's Recommendation

The Ngā Mānukanuka o te Iwi (Māori Committee):

- a. **Receive** this report and provide feedback and guidance on:
 - i. their general view of Joint Waste Futures, waste management and minimisation, and the WMMP
 - ii. the approaches outlined in this report
 - iii. how they should be involved in the current process to develop the WMMP
 - iv. how they should be involved in the waste kaupapa into the future.

4.2 Background Summary

The Waste Minimisation Act 2008 (hereafter *The Act*) requires all city and district councils to have a formal plan for managing waste. These plans must set out goals and actions for how the city or district will reduce the volume of waste it produces.

Due to their physical proximity and other linkages, Napier City and Hastings District Councils have a Joint Waste Management and Minimisation Plan (*WMMP*). The Joint WMMP is overseen by the Joint Waste Futures Projects Steering Committee (hereafter *Joint Waste Futures*). The purpose of the Joint Waste Futures committee is to:

- support, monitor, and report progress towards achieving the intent of the WMMP
- review the WMMP at least every six years to meet the requirements of The Act.

The solid waste teams from both councils are currently reviewing the previous WMMP to create the next. The development of the next WMMP was delayed due to the impacts of Cyclone Gabrielle and the new completion date is August 2025.

Both councils hope to utilise and enhance their existing partnerships with Mana Whenua to guide waste management and minimisation into the future. This includes, but is not limited to, supporting the development of this, and future Joint WMMPs.

To begin this journey, the solid waste teams have hosted a series of engagements with Joint Waste Futures, Ngā Mānukanuka o Te Iwi, Heretaunga Takoto Noa Māori Standing

Committee (HDC), and Māori and Mana Whenua representatives to build knowledge of the waste management and minimisation kaupapa. These engagements were:

1. 16 April 2024

Ōmarunui Landfill visit with Jordarne Wiggins (Te Whānau-ā-Apanui), Mātanga Mukupara - Waste Minimisation Specialist HDC

2. 17 June 2024

"World of Waste" with Kate Fenwick, Director of Waste-Ed with Kate

3. 23 August 2024

Toitū te Taiao with Jacqui Forbes (Ngāti Tama), Para Kore Kaihautū

The above sessions were to build a foundation of general knowledge about waste and enhance existing partnerships to inform our joint future in waste management and minimisation.

For the NCC component of the Joint WMMP, we hope to continue from the above engagements by collaborating directly with Mana Ahuriri Trust.

On 12 August we attended the monthly meeting between Mana Ahuriri Trust and Napier City Council to introduce ourselves as a working group and briefly outline our moemoeā of enhanced partnership for waste management and minimisation.

The General Manager of Mana Ahuriri Trust confirmed in this hui that they would like to engage directly with the project team, stating their interest in waste minimisation and te taiao are a priority for their organisation.

We will continue to attend these monthly hui and take the lead of Mana Whenua on their expectations for Joint Waste Futures and the solid waste teams.

4.3 Issues

Timeframes for the delivery of the next WMMP (2024-08-29- Timeframes for development of Joint Waste Management and Minimisation Plan (Doc ID 179689) are governed by The Act and therefore inflexible, especially considering Joint Waste Futures have already been granted an extension due to Cyclone Gabrielle.

Given these tight timeframes, the WMMP development team are nervous about their ability to partner in a way that feels authentic and genuine for Mana Whenua.

To address this, the development team are operating with transparency about their internal capability and prioritising open and clear partnership channels with Mana Whenua.

The teams would also like to include mechanisms in the next WMMP that support the growth of our relationship with Mana Whenua and ensure the enhancement of our

partnership into the future. What this future partnership looks like, is to be determined by Mana Whenua through our existing relationships.

We are also conscious Mana Whenua groups experience heavy engagement commitments and are aware of the associated engagement fatigue.

The waste kaupapa is a significant issue for councils and communities, and especially for Mana Whenua whose interest in te taiao is paramount. For this reason, we are working hard to ensure we partner with Mana Whenua in a way that maximises our ability to receive their guidance while limiting their need to have additional engagements.

To achieve this, we are attempting to find time with our partners in their existing schedule of engagements, such as the monthly hui between Mana Ahuriri Trust and NCC.

We encourage feedback on this approach and seek the guidance of Mana Whenua on how they want to partner for the waste Kaupapa.

4.4 Significance and Engagement

This is the beginning of the engagement process.

4.5 Implications

Financial

N/A – contained within existing budgets.

Social & Policy

N/A – contained within project scope.

Risk

There is risk that Mana Whenua do not feel the partnership for waste management and minimisation is genuine. This could result in damage to the relationship.

Additionally, without the guidance and support of Mana Whenua for the development of the WMMP, the overall value of the plan will be diminished.

Māori are uniquely capable in guiding outcomes for te taiao through kaupapa Māori principles. This is why partnership, Mana Whenua determination and the ao Māori context are crucial to our future in waste and the pursuit of holistic aspirations.

4.6 Options

The options available to Council are as follows:

- a. **Receive** this report and provide feedback and guidance on:
 - i. their general view of Joint Waste Futures, waste management and minimisation, and the WMMP
 - ii. the approaches outlined in this report
 - iii. how they should be involved in the current process to develop the WMMP
 - iv. how they should be involved in the waste kaupapa into the future.
- b. **Do not Receive** this report and provide feedback and guidance on:

- i. their general view of Joint Waste Futures, waste management and minimisation, and the WMMP
- ii. the approaches outlined in this report
- iii. how they should be involved in the current process to develop the WMMP
- iv. how they should be involved in the waste kaupapa into the future.

4.7 Development of Preferred Option

N/A - no options determined yet and the intention is for any preferred options to be determined in partnership with Mana Whenua.

4.8 Attachments

- 1 2024-08-29- Timeframes for development of Joint Waste Management and Minimisation Plan (Doc ID 179689) [↓](#)

RECOMMENDATION TO EXCLUDE THE PUBLIC

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

Agenda Items

- Proposed District Plan Te Ao Māori Commissioner

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>Agenda Items</p> <p>1. Proposed District Plan Te Ao Māori Commissioner</p>	<p>7(2)(a) Protect the privacy of natural persons, including that of a deceased person</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>

NGĀ MĀNUKANUKA O TE IWI (MĀORI COMMITTEE)

Open Minutes

**This meeting did not proceed due to lack of quorum.
Meeting rescheduled to 29 August at 1pm.**

Meeting Date: Friday 26 July 2024

Time: 11.00am

Venue Small Exhibition Hall
War Memorial Centre
Marine Parade
Napier

Livestreamed via Council's Facebook page

Present

In Attendance

Administration

NGĀ MĀNUKANUKA O TE IWI (MĀORI COMMITTEE)

Open Minutes

Meeting Date: **Friday 10 May 2024**

Time: **11.00am – 1.24pm**

Venue **Small Exhibition Hall
War Memorial Centre
Marine Parade
Napier**

Livestreamed via Council's Facebook page

Present **Acting Chair:** Future Napier Committee Chair (Deputy Mayor Brosnan) Moteo Marae (Maureen Box)
Petane Marae (Shyann Raihania)
Pukemokimoki Marae (Tiwana Aranui)
Tangoio Marae (Diana Taunoa)
Waiohiki Marae (Joe Tareha) Sustainable Napier Committee Chair (Councillor Price)
Napier People & Places Committee Chair (Councillor McGrath)
Prosperous Napier Committee Chair (Councillor Crown)

In Attendance Pou Whakarae (Mōrehu Te Tomo)
Chief Executive (Louise Miller) [online]
Executive Director Community Services (Thunes Cloete)
Executive Director Infrastructure Services, (Russell Bond)
Executive Director Corporate Services (Jessica Ellerm)
Executive Director City Strategy (Rachael Bailey) [online]
Team Leader Governance (Anna Eady),
Manager Community Strategies (Anne Bradbury),
Strategic Programme Lead (Alix Burke),
Team Leader City Design and Urban Renewal (Georgina King),
Māori Partnership Manager, Te Kaiwhakahaere Hononga Māori, (Hilary Prentice),
Māori Partnership Manager, Te Kaiwhakahaere Hononga Māori (Jackie Ham),
Team Leader Corporate Planning (Jane McLoughlin)
Executive Assistant to the Mayor (Vanessa Smith) [online]

Also in Attendance Ātea a Rangi Trust (Te Kaha Hawaikirangi)
Design Lead, Te Aka Mahi Toi (Israel Birch)

Administration Governance Advisor (Jemma McDade)

NGĀ MĀNUKANUKA O TE IWI (MĀORI COMMITTEE) – Open Minutes

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Order of Business

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ORDER OF BUSINESS

Karakia

The meeting was opened by the Committee with a Karakia

Apologies

Joe Tareha / Councillor Price

That the apologies from Evelyn Ratima, Kirk Leonard, Tipene Cottrell, Coralee Thompson and Kirsten Wise be accepted.

Carried

Conflicts of interest

Nil

Public forum

Nil

Announcements by the Chairperson

To be considered by the Committee, the Joint Alcohol Strategy Advisory Group has requested:

- 1 representative, and
- 1 alternate

From the Ngā Mānukanuka o te Iwi Committee to form part of this Advisory group.

This is a joint group with HDC to review the Joint Alcohol Strategy. There would be approximately six meetings before the end of the year.

Youth Council are also being approached for representatives.

The General Business item will be called at the end of the agenda.

Announcements by the management

Nil

Confirmation of minutes

Joe Tareha / Tiwana Aranui

That the Minutes of the meeting held on 15 September 2023 were taken as a true and accurate record of the meeting.

Carried

AGENDA ITEMS

1. TE AKA MAHI TOI UPDATE

Type of Report: Information

Legal Reference: N/A

Document ID: 1749207

Reporting Officer/s & Unit: Darran Gillies, Strategic Programmes Manager

Hilary Prentice, Māori Partnership Manager - Te Kaiwhakahaere Hononga Māori

Alix Burke, Strategic Programme Coordinator

1.1 Purpose of Report

To update Ngā Mānukanuka o te Iwi Committee on the development of the mahi toi for the Te Aka project.

At the meeting

The Officer presented the report. A PowerPoint presentation was shared showing examples of how artwork could be incorporated into the build.

Questions were answered clarifying:

- The design and the planting will be congruent with the existing landscape, incorporating native planting that would naturally be present.
 - The procurement process can support a heavier weighting for local artists, whilst not excluding other artists. Knowledge of the local community is a key part of this process.
 - Procurement and inclusion of artwork will be a collaborative co-design process.
-

COMMITTEE Deputy May Brosnan / Shyann Raihania

RESOLUTION

The Ngā Mānukanuka o te Iwi (Māori Committee):

- a) **Receive** the report updating the development of the Mahi Toi for the Te Aka project.
 - b) **Endorse** the direction of the cultural narrative for Te Aka.
 - c) **Support**, in principle, the procurement of Ahuriri hapu/Ngāti Kahungunu artists for the delivery of the Mahi Toi in Te Aka.
-

Carried

Attachments

1 Te Aka PowerPoint presentation (Doc Id 1760164)

2. DRAFT HOUSING STRATEGY

Type of Report: Operational

Legal Reference: N/A

Document ID: 1752317

Reporting Officer/s & Unit: Anne Bradbury, Manager Community Strategies

2.1 Purpose of Report

This report discusses the Draft Housing Strategy and next steps to finalise the strategy.

At the meeting

The Officer presented the report and in response to questions from the Committee it was clarified:

- Following further consultation with the interested parties provided by the Ngā Mānukanuka o te Iwi representative, the draft Strategy will be brought back to Ngā Mānukanuka o te Iwi prior to the October Council meeting.
 - That section 17A of the Local Government Act provides for review of public services.
 - Current tenants will continue to have a home.
-

COMMITTEE Shyann Raihania / Councillor Crown

RESOLUTION

The Ngā Mānukanuka o te Iwi (Māori Committee):

- a) **Note** the Draft Housing Strategy (Doc Id 1742977) and recommend Officers continue to work with key partners and stakeholders to finalise the strategy.
- b) **Direct** Officers to report back on the Housing Strategy to Ngā Mānukanuka o te Iwi at the 26 July 2024 meeting to recommend the strategy to go to Council for adoption in October 2024.

ACTION: Officer to liaise with Ngā Mānukanuka o te Iwi representative (Shyann Raihania) on other parties to be consulted on the Draft Housing Strategy

Carried

3. UPDATE ON THE WAKA HUB PROJECT

Type of Report: Information

Legal Reference: N/A

Document ID: 1753340

Reporting Officer/s & Unit: Georgina King, Team Leader City Design and Urban Renewal

3.1 Purpose of Report

The purpose of this report is to provide an update of the Waka Hub project and to seek endorsement from Nga Mānukanuka o te Iwi on the location for the new Waka Hub.

At the meeting

The Officer presented the report with the support of Te Kaha Hawaikirangi, [Ātea a Rangi Trust]. In response to questions from the Committee it was clarified:

- The current site was chosen due to its location, size and suitability for housing Te Matau a Māui.
- The importance of the funding being available to ensure the completion of this project.

COMMITTEE RESOLUTION Shyann Raihania / Councillor Crown

The Ngā Mānukanuka o te Iwi (Māori Committee):

- a) **Endorse** the 'Preferred Site' adjacent to the Napier Sailing Club for the new Waka Hub and permanent mooring for Te Matau-a-Māui waka.
- b) **Endorse** the development of a Concept Design for the Waka Hub and mooring(s) for waka hourua.
- c) **Recommend** to council that the funding shortfall for this project be budgeted for or confirmed in the three year plan.

Carried

Attachments

1 2024-05-16 Te Waka Hub presentation.pdf

4. PROPOSED LEGISLATION - REINSTATEMENT OF THE PRE-2021 BINDING POLL PROVISIONS FOR MĀORI WARDS

Type of Report: Information

Legal Reference: Local Electoral Act 2001

Document ID: 1752917

Reporting Officer/s & Unit: Anna Eady, Team Leader Governance

4.1 Purpose of Report

To inform the Committee of the proposed legislation to reinstate the pre-2021 binding poll provision for the establishment of Māori wards, and what the options are for Napier City Council (NCC) once the legislation is enacted at the end of July 2024.

At the meeting

The Officer presented the report. Questions were answered clarifying:

- Council's current position is to not to rescind the decision to establish Māori Wards.
 - The proposed legislation presents the risk that Napier City Council may establish Māori Wards that only operate for one triennium.
 - A name or names for the Māori Ward(s) will be put forward by Mana Ahuriri and will be open for community feedback in the formal consultation.
-

COMMITTEE Tiwana Aranui, Joe Tareha

RESOLUTION

The Ngā Mānukanuka o te Iwi (Māori Committee):

- a) **Receive** the report for information: Proposed legislation – Reinstatement of the pre-2021 binding poll provisions for Māori Wards.
 - b) **Note** Ngā Mānukanuka o te Iwi supports the Council decision on the establishment of Māori Wards made in 2021.
 - c) **Endorse** the Mayor making a submission on the proposed legislation for the Reinstatement of the Pre-2021 Binding Poll provisions for Māori Wards.
-

Carried

5. REPRESENTATION REVIEW UPDATE

Type of Report: Operational

Legal Reference: Local Electoral Act 2001

Document ID: 1754658

Reporting Officer/s & Unit: Anna Eady, Team Leader Governance

5.1 Purpose of Report

To give the Komiti an update on the Representation Review project, highlight upcoming engagement opportunities with the community, and to receive feedback from the Komiti on the proposed options, which will be put to the Council for consideration.

At the meeting

The Officer presented the report. There were no questions from the Committee.

COMMITTEE Tiwana Aranui / Councillor Crown
RESOLUTION

The Ngā Mānukanuka o te Iwi (Māori Committee):

- a) **Receive** the report titled “Representation Review Update” dated 10 May 2024.
-

Carried

6. TE WAKA RANGAPŪ STRATEGY 2024

Type of Report: Operational and Procedural

Legal Reference: N/A

Document ID: 1752840

Reporting Officer/s & Unit: Mōrehu Te Tomo, Pou Whakarae

6.1 Purpose of Report

This purpose of this report is to advise on Te Waka Rangapū Strategy (the Strategy).

At the meeting

The Officer presented the report. Questions were answered clarifying:

- The need to recognise those that have come before, are here now and the future in the Strategy. The Strategy aims to ensure that NCC is culturally safe; the Komiti is to lead the cultural side of, and enhance knowledge within, the organisation. The Strategy will be in place for 5 years, though under continual review.
- The desire to establish succession plans for the Komiti was raised with the possibility of an intern position within Te Waka Rangapū.

COMMITTEE Joe Tareha / Shayann Raihania

RESOLUTION

The Ngā Mānukanuka o te Iwi (Māori Committee):

- a) **Endorse** the “Te Waka Rangapū Strategy 2024.”

Carried

7. AGENDA ITEMS FOR NGĀ MĀNUKANUKA O TE IWI KOMITI

Type of Report: Operational

Legal Reference: Local Government Act 2002

Document ID: 1753242

Reporting Officer/s & Unit: Mōrehu Te Tomo, Pou Whakarae

7.1 Purpose of Report

The purpose of this report is to establish the key topics and Napier City Council (NCC) projects Ngā Mānukanuka o te Iwi Komiti members would like brought to Komiti Huis for discussion.

At the meeting

The Officer spoke to the report. The Komiti requested a workshop be organised, with suggestions for future agenda items.

COMMITTEE Tiwana Aranui / Councillor McGrath

RESOLUTION

The Ngā Mānukanuka o te Iwi (Māori Committee):

- a) **Request** reports on the following subjects be included in the agendas for Ngā Mānukanuka o te Iwi Komiti as relevant:
-

-
- i. Housing
 - ii. Health
 - iii. Te Aka Mahi Toi & Te Aka Operational Model
 - iv. Internal Cultural progress (Ka Awatea)
 - v. Water Issues (Local Water Done Well)
 - vi. Long Term Plan (3 Year Plan)
 - vii. Annual Plan
 - viii. District Plan
 - ix. Future Development Strategy
 - x. Representation Review
 - xi. Māori Wards
 - xii. Te Mana o te Wai
 - xiii. Environmental concerns
 - xiv. Tourism

b) Endorse a workshop to be held to identify key priority areas for papers for the Committee's 2024 work programme.

Carried

Updates from Committee Representatives

Maureen Box presented a copy of the book 'Moremore' to Council.

Updates from Pou Whakarae

Nil

General business

The Joint Alcohol Strategy Advisory Group has requested:

- 1 representative, and
- 1 alternate

From the Ngā Mānukanuka o te Iwi Committee to form part of this Advisory group.

- Shyann Raihania was nominated and accepted to be the representative, and
- Maureen Box was nominated and accepted to be the alternate.

The meeting closed with a karakia at 1:24pm

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

Chairperson

Date of approval