



ORDINARY MEETING OF COUNCIL

Open Minutes

Meeting Date: Thursday 14 March 2024

Time: 9.30am – 12.25pm (*Open*)
12.30pm – 1.40pm (*Public Excluded*)

Venue Large Exhibition Hall
War Memorial Centre
Marine Parade
Napier

Livestreamed via Council's Facebook page

Present **Chair:** Mayor Wise
Members: Deputy Mayor Brosnan, Councillors Boag, Browne, Chrystal, Crown, Greig, McGrath, Price, Simpson, Tareha and Taylor

In Attendance Chief Executive (Louise Miller)
Deputy Chief Executive/ Executive Director Corporate Services (Jessica Ellerm)
Executive Director City Services (Lance Titter)
Executive Director City Strategies (Rachael Bailey)
Acting Executive Director Infrastructure Services (Jamie Goodsir)
Executive Director Community Services (Thunes Cloete)
Acting Manager Communications and Marketing (Jessica Soutar-Barron)
Pou Whakarae (Mōrehu Te Tomo)
Chief Financial Officer (Caroline Thomson)
Corporate Finance Manager (Garry Hrustinsky)
Business Improvement Manager (Alister Edie)
Manager Community Strategies (Anne Bradbury)
Financial Controller (Talia Foster)

Procurement Manager (Sharon O’Toole)
Manager City Development (Paulina Wilhelm)
Senior Advisor Corporate Planning (Danica Rio)
Programme Manager – Long Term Planning (Stephanie Murphy)
Team Leader Transportation (Robin Malley)
Team Leader Governance (Anna Eady)
Governance Advisor (Jemma McDade)

Also in Attendance Wendie Harvey, Chair and Rochelle Ham, Chief Financial Officer,
Hawke’s Bay Airport Limited
Greg Tims, HR Consultant, Greg Tims and Associate (*Public
Excluded Item 1*)

Administration Governance Advisor (Carolyn Hunt)

ORDINARY MEETING OF COUNCIL – Open Minutes

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ORDER OF BUSINESS

Karakia

The meeting opened with the Council karakia.

Apologies

COUNCIL Councillors Chrystal / Browne

RESOLUTION

That the apology from Councillor Mawson be accepted.

Carried

Conflicts of interest

Nil

Public forum

Nil

Announcements by the Mayor

Additional Public Excluded Item - As per Standing Order 9.12 (Items of business not on the agenda which cannot be delayed) the following item be included on the agenda and addressed in Public Excluded

- Agreement with Hawke's Bay Regional Council for the Supply and Transportation of Silt

Announcements by the management

Nil

Confirmation of minutes

COUNCIL Councillors Price / Taylor

RESOLUTION

That the Draft Minutes of the Ordinary meeting held on 1 February 2024 be confirmed as a true and accurate record of the meeting.

Carried

AGENDA ITEMS

1. HAWKE'S BAY AIRPORT LTD HALF YEAR REPORT TO SHAREHOLDERS TO 31 DECEMBER 2023

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	1741173
<i>Reporting Officer/s & Unit:</i>	Caroline Thomson, Chief Financial Officer

1.1 Purpose of Report

To receive the half-year report to shareholders from Hawke's Bay Airport Limited to 31 December 2023.

At the meeting

Ms Harvey, Chair, Hawke's Bay Airport Board advised that the airport had celebrated its 60th anniversary on Saturday, 8 March 2024 and as part of the celebrations had included the unveiling of two significant displays that were at the airport and provided an opportunity for the community to visit and familiarise themselves with the district and history:

- a new historical timeline on the mezzanine floor of unique stories of the airport, prepared with the assistance of local historian Michael Fowler; and
- a pre-earthquake map of Te Whanganui-a-Orotū, created with the assistance of the Mana Ahuriri Trust.

Ms Harvey also advised that the resignation of the Chief Executive, Rob Stratford had been received and recruitment was underway with applications closing 14 March 2024. However, it could be some months before the successful applicant commences.

Ms Harvey, together with Ms Ham displayed a PowerPoint presentation (Doc Id 1744037) providing an overview of the airport's half yearly performance and the Statement of Intent indicating that the airport was doing very well.

In response to questions the following was clarified:

- Air New Zealand additional flights are included in the schedule, however they do not have the capacity to operate them. If the planes are available they are struggling to find trained crew. Over the next couple of years some aircraft require maintenance which will mean ATR planes that currently service the Auckland route for other routes.
 - The additional flights have been built into the Statement of Intent as the information is not in the flight schedules.
 - Ms Harvey explained the Board's decision for issuing dividends was based on solvency and operations, and that the three shareholders would discuss the dividend amount, in light of performance, and the decision would be reflected through the Statement of Intent.
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- The last dividend issued was in approximately 2018 when the airport was in the rebuild stage and the decision had been made not to seek a dividend but invest into the terminal project instead, then COVID and then paying down debt.
 - With the resignation of the CEO the Senior Leadership Team are working together with Director, Darin Cusack in the interim and this has been working well.
 - Negotiation and written agreement with the landlord and Airport in terms of shareholding are preventing the solar farm consent being lodged.

It was noted that the Statement of Intent had been circulated to all shareholders for feedback and if changes were suggested for the draft the Airport would engage further with the respective shareholder.

It was agreed that the reports relating to the Airport be contained in one recommendation.

COUNCIL Councillors Taylor / Crown

RESOLUTION

That Council:

- a) **Receive** the Hawke's Bay Airport Limited half year report to shareholders, to December 2023.
- b) **Receive** the Hawke's Bay Airport Limited Draft Statement of Intent for the 2024/25 (Doc Id 1741570) year and provide comment and feedback from Napier City Council.

ACTION: Council to provide any feedback on the circulated Hawke's Bay Airport Limited Statement of Intent (Doc Id 1741570) by the end of March 2024.

Carried

Attachments

- 1 HB Airport presentation (Doc Id 1744037)
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2. HAWKE'S BAY AIRPORT LIMITED DRAFT STATEMENT OF INTENT 2024/25

Type of Report: Legal and Operational

Legal Reference: Local Government Act 2002

Document ID: 1741209

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

2.1 Purpose of Report

To present the Hawke's Bay Airport Limited Draft Statement of Intent for the 2024/25 year.

At the meeting

This item was discussed together with the previous item Hawke's Bay Airport Ltd Half Year Report to Shareholders to 31 December 2023.

3. DRAFT HOUSING STRATEGY AND HOUSING REVIEW

<i>Type of Report:</i>	Legal and Operational
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	1741276
<i>Reporting Officer/s & Unit:</i>	Anne Bradbury, Manager Community Strategies

3.1 Purpose of Report

This report discusses the Draft Housing Strategy and the 2024 Housing Review. The report looks back to the 2022 housing review and outlines the work done since then to meet the Council resolutions from 18 May 2022 and the external pressures that have led to the 2024 Housing Review being undertaken.

At the meeting

The Manager Community Strategies, Ms Bradbury spoke to the report and provided a summary of work undertaken in the Housing Review and Strategy. If the review and three year plan consultation document is approved today, officers will be hand delivering the housing consultation part of the document to the tenants on Friday, 15 March 2024, including a hardcopy submission form.

Ms Bradbury advised that there was an error in the Housing Review which indicated that only tenants had been consulted on housing, however the community was also consulted and this would be amended in the final document.

In response to questions the following was noted:

- Officers in the housing team are working on the Homelessness Report recommendations approved by Council in July 2022, including working with Hastings District Council. It was considered including too much in the over-arching Housing Strategy may complicate it and the Regional Action Plan is a good place for the homelessness recommendations.
 - In the Housing Review the names of the villages will be specified so tenants can see the appropriate name is used for their Village.
 - Ms Bradbury agreed that the following five principles that were used to guide elected members' decision making could be incorporated into the Housing Review document:
 1. We will honour our current tenants and make sure they have a home.
 2. We want to make sure there is as little financial pressure as possible on our community, ratepayers and on our tenants.
 3. Over time move away from social housing.
 4. Keep and potentially increase our retirement housing.
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5. Enable further investment into retirement housing including healthy homes for tenants.
- Option 2 in the consultation document involves selling the three social villages, but continuing to operate them in the same way which will ease financial pressure in the short term but will still lead to an unsustainable financial position in the long term. .
 - Option 3 is selling the three social villages and investing that money back into the portfolio which is a more financially sustainable option.
 - The consultation document had to be quite specific and provided a preferred option, with financial implications supporting the options. The implementation of the Housing Review will be a long process and will be dependent on submissions and Council's decision, which may require more consultation in the future.
 - Ms Bradbury confirmed that alternative modes of divestment and delivery can be considered as part of the consultation, however if it strayed too much from the preferred option, further consultation may be required as the housing villages are significant assets.

COUNCIL	Councillors Crown / Boag
RESOLUTION	That Council: <ul style="list-style-type: none">a) Note the Draft Housing Strategy (Doc Id 1742977) and recommend Officers continue to work on the strategy through submissions from the Three Year Plan and continued work with key stakeholders.b) Direct Officers bring the draft Housing Strategy back to Council for adoption in October 2024.c) Receive the 2024 Housing Review (Doc Id 1741576) with the inclusion of the following five principals:<ul style="list-style-type: none">i. We will honour our current tenants and make sure they have a home.ii. We want to make sure there is as little financial pressure as possible on our community, ratepayers and on our tenants.iii. Over time move away from social housing.iv. Keep and potentially increase our retirement housing.v. Enable further investment into retirement housing including healthy homes for tenants.d) Proceed with consultation on Option 3 of the 2024 Housing Review which is to move away from social housing, maintain control of our retirement housing and look at other approaches as our preferred option as part of our Three Year Plan consultation.

Carried

4. DRAFT FINANCIAL CONTRIBUTIONS POLICY

Type of Report: Legal and Operational

Legal Reference: Local Government Act 2002

Document ID: 1740421

Reporting Officer/s & Unit: Paulina Wilhelm, Manager City Development
Caroline Thomson, Chief Financial Officer
Danica Rio, Senior Advisor Corporate Planning

4.1 Purpose of Report

A review of the Financial Contributions Policy has recently been undertaken. This report outlines the recommended changes and reasoning that resulted from the review. The recommended consultation approach is stipulated in the Council paper titled “Adoption of Draft Significance and Engagement Policy and Approach to Consultation” which will be presented at this Council meeting and aligned with the Council’s Three-Year Plan 2024-27 (Consultation to begin 25 March 2024). Once consultation is complete, officers will bring the feedback received to Council for consideration before a final version of the policy is adopted.

At the meeting

The Manager City Development, Ms Wilhelm presented the report.

All financial impacts of the Long Term Plan have been included within the final document, including impacts on rates, debt and levels of service.

The Chief Financial Officer, Ms Thomson advised that changes to the draft Financial Contribution Policy and the Revenue and Finance Policy require separate public consultation, however they will be consulted on in tandem with the Financial Contributions Policy and the Long Term Plan.

In response to questions the following was clarified:

- The formal practise is to review and consult on financial policies together with the Long Term Plan.
- Developers will not be contacted independently for their input however, everyone in the community will be targeted during the consultation.

COUNCIL Councillors Greig / Tareha

RESOLUTION That Council:

- a. **Adopt** the amended Financial Contributions Policy (Doc Id 1742936) as a draft for public consultation.
 - b. **Adopt** the proposed consultation approach detailed in the agenda report (Doc Id 1740421) to allow consultation on the Financial Contributions Policy to begin on 25 March 2024 (noting consultation will be concurrent with the Three-Year Plan 2024-27).
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- c. **Note** that the final policy will be brought back to Council for adoption in line with the timeframes for the adoption of the Long Term Plan 2024-2027.

Carried

5. REVENUE AND FINANCING POLICY REVIEW

<i>Type of Report:</i>	Legal and Operational
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	1739595
<i>Reporting Officer/s & Unit:</i>	Alister Edie, Business Improvement Manager Garry Hrustinsky, Corporate Finance Manager

5.1 Purpose of Report

To recommend the proposed amendments to the Revenue and Financing Policy for adoption by Council and subsequent consultation with the community.

At the meeting

The Business Improvement Manager, Mr Edie took the report as read.

In response to questions it was clarified:

- Animal Control, the Aquarium, i-site and Municipal Theatre will all require more ratepayer contribution.
 - The i-site has struggled to meet funding targets set by the Revenue and Finance Policy over time, having achieved much less fees and charges cost recovery versus the policy. These activities signal there is more of a public good aspect supported by decreasing fees and charges cost recovery over time.
 - There is a balance between setting a challenging fees and charges cost recovery target and what can realistically be achieved. Animal Control is a good example where it is assumed the public good aspect has increased, but the fees and charges target range has increased to drive cost recovery.
 - Widespread changes to activity funding policies have not been proposed and most of the targets remain the same. Changes have been made only to those activities not achieving funding targets.
 - Dog owners can only fund a certain amount of activity. The Animal Control team report that the amount of work they undertake in regard to public safety is increasing year-by-year with increased dangerous dogs roaming the streets.
 - In terms of the Policy, Council is required to review it at least every three years, however if there is a material change it would be brought to Council sooner.
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COUNCIL Deputy Mayor Brosnan / Councillor Crown

RESOLUTION

That Council:

- a. **Approve** the draft Revenue & Financing Policy (Doc Id 1741513).
- b. **Approve** Revenue & Financing Policy consultation plan (Doc Id 1742651).

Carried

6. RATES REMISSION, RATES POSTPONEMENT, REMISSION & POSTPONEMENT OF MAORI FREEHOLD LAND, AND LIABILITY MANAGEMENT POLICIES REVIEW

Type of Report: Legal and Operational

Legal Reference: Local Government Act 2002

Document ID: 1739062

Reporting Officer/s & Unit: Garry Hrustinsky, Corporate Finance Manager

6.1 Purpose of Report

The purpose of this report is to review the Rates Remission Policy, Rates Postponement Policy, Rates Remission & Postponement on Māori Freehold Land Policy, and Liability Management Policy.

At the meeting

The Corporate Finance Manager, Mr Hrustinsky took the report as read.

In response to questions the following was clarified:

- No changes are being made to the policies therefore consultation is not required.
 - The Rates Postponement Policy provides a mechanism to delay the payment of rates.
 - The Postponement for Older Persons allows for ratepayers who are old enough to qualify for NZ Superannuation, and are on a fixed income ie NZ Superannuation, experiencing financial hardship to apply to Council to postpone their rates.
 - Ratepayers using the postponement would be required to pay approximately the first \$500.00 of rates every year and then postpone the balance. There is an annual fee of \$49.00, and interest charges on the outstanding balance. Each year the liability will increase.
 - Council takes a charge over the property.
 - Repayment would be required if the property was sold, the owner moves, or dies.
 - Council would expect applicants to speak to a specialist and/or family members to discuss the postponement prior to application.
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- The eligibility threshold would include not owning any other properties or investments providing an income to the property owner; any such income is taken into consideration as part of the application process.
 - People on lower incomes are also able to make application for a rates rebate, which is funded through Government but administered by Council.
 - Reference in the Policy to postponement provisions approved prior to July 2009 is a “grandfathering” clause, with no ratepayers on it and could be removed from the Policy.
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COUNCIL Councillors Boag / Chrystal

RESOLUTION

That Council:

- a. **Approve** the existing Rates Remission Policy (Doc Id 1739327) with no changes.
 - b. **Approve** the existing Rates Postponement Policy (Doc Id 1739329) with no changes.
 - c. **Approve** the existing Rates Remission & Postponement on Māori Freehold Land Policy (Doc Id 1739326) with no changes.
 - d. **Approve** the existing Liability Management Policy (Doc Id 1739328) with no changes.
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Carried

7. ADOPTION OF DRAFT SIGNIFICANCE & ENGAGEMENT POLICY AND APPROACH TO CONSULTATION

Type of Report: Legal and Operational

Legal Reference: Local Government Act 2002

Document ID: 1739235

Reporting Officer/s & Unit: Danica Rio, Senior Advisor Corporate Planning
Anne Bradbury, Manager Community Strategies

7.1 Purpose of Report

A review of the Significance and Engagement Policy has recently been undertaken. This report outlines the recommended policy changes and associated reasoning that resulted from the review. It details the recommended consultation approach that is aligned with Council’s Three-Year Plan 2024-27 Consultation (to begin 25 March 2024).

At the meeting

The Manager Community Strategies, Ms Bradbury took the report as read advising that the reference to the Iwi Engagement Policy has not yet been adopted by Council.

It is a legislative requirement that all Councils have a Significance and Engagement Policy. Council does not currently have an Engagement Policy which specifies how council will engage with the community, but follow best practise.

In the second half of this year officers will be looking at creating an Engagement Policy for Council which will work with the Iwi Engagement Policy and will come back to Council for adoption.

COUNCIL Councillor Greig / Deputy Mayor Brosnan

RESOLUTION

That Council:

- a. **Adopt** the amended Significance and Engagement Policy (Doc Id 1741520) as a draft for community consultation.
- b. **Adopt** the proposed consultation approach detailed in the agenda report (Doc Id 1739235) to allow consultation on the Significance and Engagement Policy to begin on 25 March 2024 (noting consultation will be concurrent with the Three-Year Plan 2024-27).

Carried

8. ADOPTION OF THE THREE-YEAR PLAN 2024-27 CONSULTATION DOCUMENT

<i>Type of Report:</i>	Legal and Operational
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	1738692
<i>Reporting Officer/s & Unit:</i>	Danica Rio, Senior Advisor Corporate Planning Stephanie Murphy, Programme Manager- Long Term Planning Jessica Ellerm, Deputy Chief Executive / Executive Director Corporate Services

8.1 Purpose of Report

To present the Consultation Document and supporting information for consultation on Napier City Council's Three-Year Plan 2024-27 (TYP).

At the meeting

The Senior Advisor Corporate Planning, Ms Rio presented the report and displayed a PowerPoint presentation (Doc Id 1744337) highlighting key points.

Ms Rio noted an error on page 327 of the Open Attachments (Under separate cover 1). The error relates to the "Financial Information" attachment. The Rangatira Revetment Rate should be \$348.86 (not \$14); 14 properties will be charged that rate. This was a design error and does not impact any other figures. An updated version of the document that reflects the correct information will be used for consultation.

In response to questions the following was noted:

- The Resilient Rate would be included as an ongoing fund and used for resilience planning for infrastructure in the event of another disaster. Any unspent funds would go into a reserve and be ring-fenced for items only relating to resilience.
- Consistency in the consultation document in regards to the War Memorial Centre or Napier Conferences Events facility will be checked.

**COUNCIL
RESOLUTION**

Mayor Wise / Councillor Price

That Council:

- a. **Adopt** the following documents as supporting information for consultation on Napier City Council's Three-Year Plan 2024-27:
 - i. High Level Consultation Plan TYP 24-27 (Doc Id 1741039)
 - ii. Draft Combined Financial and Infrastructure Strategy (Doc Id 1741040)
 - iii. Schedule of Fees and Charges (Doc Id 1742431)
 - iv. Financial Information (Doc Id 1741089)
- b. **Note** that these supporting documents are subject to minor corrections and any changes arising from the consultation process.
- c. **Adopt** the Consultation Document (Doc Id 1742617) for Napier City Council's Three-Year Plan 2024-27 for public consultation, subject to any grammatical and minor changes.
- d. **Note** that due to the Severe Weather Emergency Recovery Legislation Act 2023, there is no requirement to include an audit report in the Consultation Document.

Carried

Attachments

- 1 Summary slide of 3 year plan (Doc Id 1744337)
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9. MAYORAL RELIEF FUND - DISTRIBUTIONS

Type of Report: Operational

Legal Reference: N/A

Document ID: 1734865

Reporting Officer/s & Unit: Talia Foster, Financial Controller

9.1 Purpose of Report

To report back to Council on the expenditure so far from the Napier City Council Mayoral Relief Fund and provide an update on the available balance.

However, the revenue and offsetting expenditure that was intended to cover that additional budget may not be achieved.

COUNCIL Councillors Greig / McGrath

RESOLUTION

That Council:

- a. **Receive** the Quarterly Report (Doc Id 1740669) for the three months ended 31 December 2023.

Carried

The meeting briefly adjourned at 11.26am and reconvened at 11.35am

11. OMBUDSMAN REPORT - COUNCIL MEETING AND WORKSHOP RECOMMENDATIONS

Type of Report: Operational

Legal Reference: Local Government Official Information and Meetings Act 1987

Document ID: 1724506

Reporting Officer/s & Unit: Anna Eady, Team Leader Governance
Jane McLoughlin, Corporate Planning Lead

11.1 Purpose of Report

In October 2023 the Ombudsman released a report “Open for Business”, which followed an investigation into local council meetings and workshops. This report will set out our proposed improvement programme to meet the Ombudsman’s key findings.

At the meeting

The Team Leader Governance, Ms Eady took the report as read.

In response to questions it was clarified:

- Workshop guidelines are being drafted and it is anticipated they will be available as soon as possible, with the Ombudsman training, supporting this work. Minutes of workshops would be a summary of key points and actions rather than detailed meeting minutes.
 - Full costs of the activity are hard to predict.
 - Audio-visual recordings of workshops would be uploaded to a YouTube channel.
 - Currently meetings are set up by a technical person and it is ideal to have workshops after meetings, which means there is only one cost to set up and also the venue hire.
 - The extra benefit from audio-visual recording rather than audio is the ability for the public to view who is speaking at the time rather than trying to distinguish voices.
 - LGNZ organised a webinar with Simpson Grierson who advised that the Ombudsman recommendations are just “recommendations”. However, if Councils do not comply it
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would not be viewed favourably by the Ombudsman. It was important to show that Council are trying to work with what the Ombudsman is recommending.

- Ombudsman virtual training for staff and elected members will be held on 9 April 2024.
- Guidelines will be similar to Standing Orders for meetings, and if public wish to record the meeting permission would be required from the Chair.
- An option is to initially produce a transcript of the workshop discussion which would be available through an official information request for the community. The setting could be reviewed in twelve months and possibly then release audio-visual recording.
- The definition of a workshop which would be impacted by these changes is a topic put forward by officers that has gone through the established workshop approval process, which is reviewed by an Executive Director, Chief Executive and the Mayor prior to a workshop being booked. Reasons for public exclusion will be considered as part of this process, if required.
- It is not mandatory to record workshops, but best endeavours, so if there is a technical glitch and a workshop cannot be recorded it would not require cancellation of the workshop.
- A dedicated page on the Council website is to be created that will list the workshops, whether they are public excluded and the reason, or if they are open to the public.

Following considerable discussion Text and Audio were included in the recommendations with the three modes of media being reviewed after twelve months.

COUNCIL Mayor Wise / Councillor Browne

RESOLUTION

That Council:

- a. **Note** officers have undertaken an assessment of Napier City Council's current practices in relation to the Ombudsman's *Open for Business* report and will make improvements to these practices.
 - b. **Approve** all Council workshops are held in public unless they are covered by one of the relevant grounds in section 6 or 7 of the LGOIMA. This includes:
 - i. Advertising a monthly list of workshops on the Napier City Council website; and
 - ii. Text, audio or audio-visual recording and publication of Council workshops on the Napier City Council website; and
 - iii. Publication of workshop material on the Napier City Council website; and
 - iv. Facilitating public attendance at Council workshops.
 - c. **Approve** audio-visual recording and publication on the Napier City Council website of open Audit and Risk Committee meetings.
 - d. **Note** workshop guidelines will be developed to provide support to elected members and staff.
 - e. **Note** a standardised template will be developed for workshop notes which are going to be published publicly after a workshop.
 - f. **Note** the proposed process change to documenting staff advice given to elected members for holding a meeting or workshop in public excluded.
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- g. **Note** training from the Ombudsman's Office will be made available to elected members and relevant staff on the fundamentals of the LGOIMA.
- h. **Note** once training is provided, public excluded material will include release statements.

*Councillor Tareha abstained from voting
Deputy Mayor Brosnan, Councillors Boag and Greig voted AGAINST the
Motion*

Carried

12. INFORMATION - MINUTES OF JOINT COMMITTEES

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	Local Government Act 2002
<i>Document ID:</i>	1739368
<i>Reporting Officer/s & Unit:</i>	Anna Eady, Team Leader Governance

1.1 Purpose of Report

The purpose of this report is to receive unconfirmed minutes from various Joint Committee meetings from November 2023.

To view the full agendas relating to these minutes please refer to the Hawke's Bay District Council website at <https://www.hbrc.govt.nz/our-council/meetings> or the Hastings District Council website at <https://hastings.infocouncil.biz> .

At the meeting

The Team Leader Governance, Ms Eady took the report as read.

COUNCIL Councillors Price / Tareha

RESOLUTION

That Council:

- a. **Receive** for information the unconfirmed minutes of the following Joint Committees:
- Hawke's Bay Regional Transport Committee meeting held on 3 November 2023 (Doc Id 1739343)
 - Omarunui Refuse Landfill Joint Committee meeting held on 20 February 2024 (Doc Id 1740656)

Carried

13. AMENDMENT TO THE 2024 SCHEDULE OF STANDING COMMITTEES AND COUNCIL MEETINGS

Type of Report:	Procedural
Legal Reference:	Local Government Act 2002
Document ID:	1736235
Reporting Officer/s & Unit:	Anna Eady, Team Leader Governance

13.1 Purpose of Report

The purpose of this report is to consider amendments to the schedule of Standing Committees and Council meetings for 2024, which was adopted on 12 October 2023.

At the meeting

The Team Leader Governance, Ms Eady took the report as read.

COUNCIL RESOLUTION Deputy Mayor Brosnan / Councillor Browne

That Council:

a) **Adopt** the following amendments to the 2024 Napier City Council meeting schedule:

- | | | |
|--|-------------|---|
| • Audit and Risk Committee | Date Change | Previously 5 April 2024
Proposed 4 April 2024 |
| • Council | Date change | Previously 30 May 2024
Proposed 23 May 2024 |
| • Council (Reserve Management Plan Hearings) | Date Change | Previously 22-24 July 2024
Proposed 16-18 September 2024 |
| • Council (Representation Review Hearings) | New date | 9,10 and 11 September 2024 |
| • District Plan Hearings Committee | Date change | Previously 1-3 October 2024
Proposed 25-27 November 2024 |

b) **Approve** formal Ngā Mānukanuka o te Iwi Komiti hui begin at 11.00am in future.

Carried

14. CLIMATE ACTION JOINT COMMITTEE - REPLACEMENT ALTERNATE

Type of Report: Procedural

Legal Reference: N/A

Document ID: 1739806

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

14.1 Purpose of Report

The purpose of this report seeks Council approval to appoint a new alternate representative for the Climate Action Joint Committee as required in the Terms of Reference.

At the meeting

The Team Leader Governance, Ms Eady took the report as read.

COUNCIL Mayor Wise / Councillor Browne

RESOLUTION

That Council:

- a) **Approve** the appointment of Councillor Greig as the alternate representative on the Climate Action Joint Committee.

Carried

15. ACTION POINTS REGISTER AS AT 27 FEBRUARY 2024

Type of Report: Operational

Legal Reference: N/A

Document ID: 1736553

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

15.1 Purpose of Report

The Action Points Register (Register) records the actions requested of Council officials in Council and Committee meetings. This report provides an extract from the Register as at 27 February 2024, for Council to note. It does not include action points that were requested in public excluded Council or Committee meetings.

At the meeting

The Team Leader Governance, Ms Eady took the report as read.

COUNCIL Deputy May Brosnan / Councillor Tareha

RESOLUTION

That Council:

- a. **Note** the extract from the Action Points Register (Doc Id 1740484) as at 27 February 2024.

Carried

REPORTS UNDER DELEGATED AUTHORITY

1. TENDERS LET

<i>Type of Report:</i>	Information
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1742258
<i>Reporting Officer/s & Unit:</i>	Debbie Beamish, Executive Assistant to the Chief Executive

1.1 Purpose of Report

To report the Tenders let under delegated authority for the period 22 January – 1 March 2024

At the meeting

There was no discussion on this item.

COUNCIL Councillors McGrath / Crown **RESOLUTION**

That Council:

- a) **Receive** the Tenders Let for the period 22 January – 1 March 2024 as below:
- Contract 2650 Anderson Park Stage 2 – Playground Design & Construction be awarded to Playground Centre Limited in the sum of \$200,000.00.

Carried

Minor matters

There were no minor matters to discuss.

RESOLUTION TO EXCLUDE THE PUBLIC

COUNCIL RESOLUTION

Deputy Mayor Brosnan / Councillor Crown

- a) That the public be excluded from the following parts of the proceedings of this meeting.
1. Extraordinary Chief Executive Contract Committee Recommendations
 2. Variation to Contract C1215 Road Maintenance and Renewal
 3. Art Deco Trust Loan - Confirming terms
 4. Action Points Register (Public Excluded) as at 27 February 2024
 5. Agreement with HBRC for the supply and Transportation of Silt
- b) That Greg Tims, HR Consultant of Greg Tims and Associate - Item 1 – Extraordinary Chief Executive Contract Committee Recommendations be permitted to remain in the Public Excluded session for his expertise on this matter.

Carried

Agenda Items

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

<p>1. Extraordinary Chief Executive Contract Committee Recommendations</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>
<p>2. Variation to Contract C1215 Road Maintenance and Renewal</p>	<p>7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities</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>3. Art Deco Trust Loan - Confirming terms</p>	<p>7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities</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,</p>

		under section 6 or 7 (except 7(2)(f)(i)) of the Local Government Official Information and Meetings Act 1987.
4. Action Points Register (Public Excluded) as at 27 February 2024	<p>7(2)(a) Protect the privacy of natural persons, including that of a deceased person</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>7(2)(g) Maintain legal professional privilege</p> <p>7(2)(i) Enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p> <p>7(2)(j) Prevent the disclosure or use of official information for improper gain or improper advantage</p>	<p>48(1)(a) That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist:</p> <p>(i) Where the local authority is named or specified in Schedule 1 of this Act, under section 6 or 7 (except 7(2)(f)(i)) of the Local Government Official Information and Meetings Act 1987.</p>
5. Agreement with Hawke's Bay Regional Council for the Supply and Transportation of Silt.	<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>48(1)(a) That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist:</p> <p>(i) Where the local authority is named or specified in Schedule 1 of this Act,</p>

		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 12.25pm and reconvened
in Public Excluded at 12.30pm*

The meeting closed with a karakia at 1.40pm



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

Chairperson

Date of approval