



# ORDINARY MEETING OF COUNCIL

## Open Minutes

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Meeting Date: Thursday 26 September 2024

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Time: 9.30am – 10.50am (*Open*)  
11.05am – 12.05pm (*Public Excluded*)

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Venue Chapman Room  
Level 1, Chapman Pavilion  
Latham Street  
Napier

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*Livestreamed via Council's Facebook page*

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

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In Attendance Chief Executive (Louise Miller)  
Acting Executive Director Corporate Services (Caroline Thomson)  
Acting Executive Director City Services (Jessica Ellerm) [via zoom]  
Executive Director City Strategies (Rachael Bailey)  
Executive Director Infrastructure Services (Russell Bond)  
Executive Director Community Services (Thunes Cloete)  
Manager Communications and Marketing (Julia Stevens)  
Manager Strategy and Transformation (Stephanie Murphy)  
Senior Advisor Corporate Planning (Danica Rio)  
Senior Policy Analyst (Michele Grigg)  
Manager City Development (Paulina Wilhelm)  
Asset & Planning Manager (Robin Malley)  
Manager Property (Bryan Faulknor)  
Project Manager (Hugh Mullane)  
Team Leader Community Strategies (Margot Wilson)  
Team Leader Governance (Anna Eady)

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Public Forum	Shyann Rahania, Te Hiwa a Mahiki - Community Focussed Group, Maraenui Sukhdeep Sing
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Administration	Governance Advisors (Carolyn Hunt and Jemma McDade)
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## ORDINARY MEETING OF COUNCIL – Open Minutes

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## ORDER OF BUSINESS

### Karakia

The meeting opened with the Council karakia.

### Apologies

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#### COUNCIL RESOLUTION

Councillors Tareha / Chrystal

That the apology for absence from Councillor Browne be accepted.

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Carried

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### Conflicts of interest

Deputy Mayor Brosnan declared a conflict of interest in Item 3: Mayoral Relief Fund – Distributions and did not participate in the discussion or decision.

### Public forum

**Shyann Raihana, Te Hiwa ā Mahiki Trust** displayed a PowerPoint presentation (Doc Id 1797117) providing a brief summary of what the Maraenui based Community Focussed Group wanted to achieve. They had identified gaps in services and were planning on delivering three programmes relating to:

- Youth/housing/home ownership
- Tailored life skills/navigation support
- Exploration of career pathways.

The Trust had a drop-in centre in a Maraenui laundromat which is open 10.00am to 3.00pm daily. Ms Raihana has 15 years experience in youth development and is a very active member of the community.

**Vaping Issues - Sukhdeep Singh** spoke on the serious vaping issue affecting the health and future of New Zealand's young people. He shared some facts on the number of retailers and online retailers able to sell vapes, with some only 300m in distance from schools. The increase in school age children vaping addiction to nicotine is alarming.

Mr Singh had circulated an overview of the Government's planned vaping legislation (Doc Id 1797108) advising that currently the Government are progressing new legislation as part of their crack down on youth vaping. The Smokefree Environments and Regulated Products Amendment Bill (No 2) has just passed its first reading in Parliament and now moves on to the select committee process. This is where anyone can make a submission to the select committee and share their views on the legislation. The submission period has been extended by one week from 27 September to close on 4 October 2024.

Mr Singh was aware of capacity and resource issues for Council and suggested that as there was a Joint Smokefree and Vapefree Policy that a joint submission by Hastings District Council and Napier City Council could be made. He encouraged councillors to spread the word for people to make a submission on this serious matter.

Announcements by the Mayor

**Napier Monopoly** – As part of the 150 year celebrations for Napier City a limited edition monopoly board game has been created. The board incorporates Art Deco landmarks like the Napier Soundshell, Tom Parker Fountain, some favourite facilities and parks, the National Aquarium etc. The Mission Estate Winery had been selected as the most valuable property to acquire in the game.

The limited edition board game will be available for pre-order in early October and this can be made through [www.ourplacenapier.nz](http://www.ourplacenapier.nz). There will be only 3000 games available and when released will also be available for purchase from the Napier i-Site, Aquarium and the Faraday Centre.

Announcements by the management

Nil

Confirmation of minutes

COUNCIL RESOLUTION	Councillors Boag / Chrystal
	That the Draft Minutes of the Ordinary Council (Māori Wards) meeting held on Tuesday, 5 September 2024 be confirmed as a true and accurate record of the meeting.
	Carried
	<i>Councillor McGrath abstained from voting on this motion</i>
Attachments	
	1 Public Forum - Te Hiwa ā Mahiki PowerPoint Presentation (Doc Id 1797117)
	2 Public Fourm - Sukhdeep Sing - Vaping information circulated (Doc Id 1797108)
COUNCIL RESOLUTION	Councillors Boag / Chrystal
	That the Draft Minutes of the Ordinary Council (Representation Review) meeting held on Thursday, 10 September 2024 be confirmed as a true and accurate record of the meeting.
	Carried

# AGENDA ITEMS

## 1. DEVELOPMENT APPROACH TO THE ANNUAL PLAN 2025/26

Type of Report:	Information
Legal Reference:	Local Government Act 2002
Document ID:	1789937
Reporting Officer/s & Unit:	Danica Rio, Senior Advisor Corporate Planning

### 1.1 Purpose of Report

To provide an overview of the timeline officers will follow to develop the Annual Plan 2025/26. Legislation requires that the final plan is adopted no later than 30 June 2025.

### At the meeting

The Senior Advisor Corporate Planning, Ms Rio took the report as read advising that the report provided an overview of the 2025/26 Annual Plan development process.

The Manager Strategy and Transformation, Ms Murphy advised that a workshop will be held on 10 October 2024 to discuss future consultation processes.

COUNCIL RESOLUTION	Councillors Greig / Price
	That Council:
	a. <b>Receive</b> the report titled “Development Approach to the Annual Plan”, dated 26 September 2024 and the Summary Project Plan - Annual Plan 2025/26 (Doc Id 1790865).
	Carried

## 2. CLIMATE ACTION JOINT COMMITTEE - CHANGES TO TERMS OF REFERENCE

Type of Report:	Procedural
Legal Reference:	N/A
Document ID:	1792182
Reporting Officer/s & Unit:	Michele Grigg, Senior Advisor Policy

### 2.1 Purpose of Report

To convey proposed changes to the Climate Action Joint Committee Terms of Reference and recommend the changes be adopted.

### At the meeting

The Senior Advisor Policy, Ms Grigg spoke to the report which included some minor changes to the Climate Action Joint Committee Terms of Reference. Ms Grigg advised that the Hawke's Bay Regional Council had adopted the ToR on 25 September 2024 and the Hastings District Council would be considering them on 26 September 2024.

### COUNCIL RESOLUTION

Deputy Mayor Brosnan / Councillor Simpson

That Council:

- a) **Receive** the report titled "Climate Action Joint Committee – Changes to Terms of Reference" dated 26 September 2024.
- b) **Adopt** the amended Terms of Reference for the Climate Action Joint Committee (Doc Id 1792183)

Carried

*Deputy Mayor Brosnan having previously declared a conflict of interest in Item 3 did not participate.*

## 3. MAYORAL RELIEF FUND - DISTRIBUTIONS

Type of Report:	Operational
Legal Reference:	N/A
Document ID:	1790993
Reporting Officer/s & Unit:	Talia Foster, Financial Controller

### 3.1 Purpose of Report

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

### At the meeting

The Acting Executive Director Corporate Services, Ms Thomson spoke to the report which provided visibility and oversight of the donations and distributions of the Cyclone Gabrielle Mayoral Fund. Total donations to date is \$512,575, with distributions of \$454,329 being made, with \$20,000 pending, leaving a remaining balance of \$38,246.

Funding application for those affected during Cyclone Gabrielle can be made via email to Mayor Wise. Payments from the fund are then co-approved by the Mayor and the Chief Executive.

### COUNCIL RESOLUTION

Councillors Boag / Mawson

That Council:

- a) **Receive** this report regarding donations and distributions from The Napier City Council Cyclone Gabrielle Event – February 2023 Mayoral Fund.

Carried

## 4. INFORMATION - MINUTES OF JOINT COMMITTEES

Type of Report:	Information
Legal Reference:	N/A
Document ID:	1782445
Reporting Officer/s & Unit:	Anna Eady, Team Leader Governance

### 4.1 Purpose of Report

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

To view the full agendas relating to these minutes please refer to the following websites:

- Hawke's Bay Regional Council <https://www.hbrc.govt.nz/our-council/meetings>
- Napier City Council [Infocouncil | Business Papers](#)
- Hastings District Council <https://hastings.infocouncil.biz>

### At the meeting

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

The Chair invited representatives on the relevant Joint Committees to comment:

**Omarunui Refuse Landfill Joint Committee** – Councillor Tareha advised that at the recent meeting of this Joint Committee, held on 20 September 2024, a decision had been made to allow Wairoa District Council to transport up to 4,000 tonnes of waste to the Omarunui Landfill. This would be for a short term period of three years and would enable Wairoa District Council to explore options for a new landfill.



**Clifton to Tangoio Coastal Hazards Strategy Joint Committee** – Councillor Simpson advised that this Committee had now been disestablished and that the Hawke’s Bay Regional Council would be undertaking community consultation on the Strategy for final adoption by HBRC. However, once the Strategy was adopted it was proposed that a new Advisory Committee would be set up.

**Ahuriri Regional Park Joint Committee** – Deputy Mayor Brosnan advised that the Joint Committee were working on the development of a Masterplan with an Engagement Plan. A pause has been taken in the development of the Masterplan to allow for the 3 waters panel to complete technical design work on the topography of the land.

## COUNCIL RESOLUTION

Councillors Simpson / Tareha

That Council:

- a) **Receive** for information the minutes of the following Joint Committee meetings held:

- 11 March 2024 – Climate Action Joint Committee (Doc Id 1785899)
- 21 June 2024 – Omarunui Refuse Landfill Joint Committee (Doc Id 1787054)
- 5 July 2024 – Clifton to Tangoio Coastal Hazards Strategy Joint Committee (Doc Id 1782465)
- 9 August 2024 – Clifton to Tangoio Coastal Hazards Strategy Joint Committee (Doc Id 1789353)
- 19 August 2024 – Ahuriri Regional Park Joint Committee (Doc Id 1787541)

Carried

## 5. COMPLAINTS POLICY REVIEW

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1785238
<i>Reporting Officer/s &amp; Unit:</i>	Anna Eady, Team Leader Governance

### 5.1 Purpose of Report

To present the updated Complaints Policy to Council for adoption.

### At the meeting

The Team Leader Governance, Ms Eady spoke to the report advising that the main change was the inclusion of elected members to the Complaints Policy. Regular reports are received

from the Ombudsman Office in regard to information request complaints, however they were not directly related to elected members.

## COUNCIL RESOLUTION

Councillors Greig / Crown

That Council:

- a. **Receive** the report titled 'Complaints Policy Review'
- b. **Adopt** the revised Napier City Council Complaints Policy (Doc ID 1792988).
- c. **Note** the Policy will be published on the Policy page on the Napier City Council website.

**ACTION:** *Direct officers to provide data to the Napier Prosperous Committee on complaints and compliments received through the Ombudsman Office or direct to NCC.*

Carried

## 6. ELECTED MEMBERS' REMUNERATION UPDATE

*Type of Report:* Legal and Operational

*Legal Reference:* Local Government Act 2002

*Document ID:* 1789321

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

### 6.1 Purpose of Report

To present to Council the Mayor's proposed reallocation of the 2022/2025 pool set by the Remuneration Authority for Napier City Councillors. This reallocation of the remuneration pool is in response to an elected member's responsibilities changing, requiring a surplus to be distributed amongst the other positions.

### At the meeting

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

### In response to questions the following was clarified:

- The reallocation of the pool was in response to an elected member wishing to remove themselves from having a portfolio and was not performance based, or for cultural, religious or health reasons.
- The elected member was provided an opportunity to take up another portfolio, however this offer was declined.
- The vacant portfolio has been reallocated to Mayor Wise, who will take on the additional work with no additional remuneration.

## COUNCIL RESOLUTION

Councillors Tareha / Boag

That Council:

- a) **Endorse** the reallocation of the 2022/2025 remuneration pool of \$831,709 set by the Remuneration Authority for Napier City Councillors (noting that the Mayoral remuneration is set directly by the Remuneration Authority).

Role	Previous Remuneration	Proposed Remuneration
Deputy Mayor; Chair Standing Committee	\$94,402	\$95,733
Senior Chair; Chair Standing Committee	\$73,627	\$74,627
Chair Standing Committee (2)*	\$73,627	\$74,627
Deputy Chair Standing Committee (4)*	\$66,368	\$67,368
Deputy Chair Hearing Committee (1)*	\$64,294	\$65,294
Portfolio Holder (2)*	\$62,220	\$63,220
Base Councillor Rate (1)*	\$50,889	\$50,889

\*No. of role holders in brackets

- b) **Note** that the base rate for Councillors is set by the Remuneration Authority.

Carried

## 7. NGĀ MĀNUKANUKA O TE IWI RECOMMENDATIONS FOR RATIFICATION

Type of Report:	Information
Legal Reference:	N/A
Document ID:	1791273
Reporting Officer/s & Unit:	Anna Eady, Team Leader Governance

### 7.1 Purpose of Report

The purpose of this report is to advise that recommendations from the Ngā Mānukanuka o te Iwi meeting held on 29 August 2024 require ratification by Council. A copy of the 29 August 2024 minutes are attached for information.

To view the full agendas relating to these minutes please refer to the Napier City Council website at <https://napier.infocouncil.biz>

## At the meeting

The Team Leader Governance, Ms Eady spoke to the report. The actions given at the meeting had been included in the Action Register, with some having already been completed.

It was noted that a Māori wards Poll remit was presented and passed at the Local Government New Zealand conference and ranked third in terms of importance for LGNZ's work plan. The Chief Executive, Ms Miller advised that some councils were seeking a legal opinion on this matter and Council is exploring the option of being included in those findings.

The meeting agreed to receive the recommendations of Ngā Mānukanuka o te Iwi as opposed to ratification.

## COUNCIL RESOLUTION

Deputy Mayor Brosnan / Councillor Crown

That Council:

- a) **Receive** for information the minutes of the Ngā Mānukanuka o te Iwi meeting held on 29 August 2024.
- b) **Receive** the following recommendations from the Ngā Mānukanuka o te Iwi meeting of 29 August 2024:

### 1. Cultural Narrative for Emerson Street

- a) **Endorse** the Cultural Narrative for the Emerson Street upgrade subject to review of principles in line with Te Ao Māori policy and other amendments from Committee members.

**ACTION:** *To review the adopted principles with the Ngā Mānukanuka o te Iwi Committee and ensure they are embedded in projects*

### 2. The Local Government (Electoral Legislation and Māori Wards and Māori Constituencies) Amendment Act 2024 Consultation

- 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.

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- 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.
  - e) **Recommend** that Napier City Council resolves to retain their 2021 resolution to establish Māori Wards for Napier in 2025.
    - i. Support the Napier City Council in continuing to advocate in support of Māori representation in opposition to the current coalition government's stance.
    - ii. Collectively in partnership we recommend Napier City Council participate in a local government petition to the Crown seeking equal treatment of Māori Wards, and not requiring binding polls as a pre-requisite for Māori representation in local government.

### 3. Local Water Done Well – Committee Update

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

### 4. Joint Waste Management and Minimisation Plan

- 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
  - iii. how they should be involved in the waste 13aupapa into the future.

**ACTION:** *To engage in ongoing kōrero with the Ngā Mānukanuka o te Iwi Committee and Te Waka Rangapū to provide progress updates and engagement as appropriate.*

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Carried

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## 8. HEARINGS COMMITTEE (DISTRICT PLAN) RECOMMENDATIONS FOR RATIFICATION

<i>Type of Report:</i>	Legal
<i>Legal Reference:</i>	Resource Management Act 1991
<i>Document ID:</i>	1792697
<i>Reporting Officer/s &amp; Unit:</i>	Anna Eady, Team Leader Governance

### 8.1 Purpose of Report

The purpose of this report is to advise that the Hearings Committee (District Plan) in its meeting held on 11 September 2024 referred a recommendation to Council for ratification.

#### At the meeting

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

#### COUNCIL RESOLUTION

Deputy Mayor Brosnan / Councillor Taylor

That Council:

- a) **Receive** for information the minutes of the Hearings Committee (District Plan) meeting held on 11 September 2024 (Doc Id 1792698).
- b) **Ratify** the following recommendation from the Hearings Committee (District Plan) meeting of 11 September 2024:
  - i. **Delegate** the power under Clause 16 of Schedule 1 of the Resource Management Act 1991 for Council Officers to make amendments to correct minor errors in the Proposed District Plan or make alterations to the Proposed District Plan that are of minor effect prior to the plan becoming operative.

Carried

## 9. ACTION POINTS REGISTER AS AT 17 SEPTEMBER 2024

<i>Type of Report:</i>	Operational
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1791413
<i>Reporting Officer/s &amp; Unit:</i>	Anna Eady, Team Leader Governance

### 9.1 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 17 September 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 RESOLUTION

Councillors Greig / Chrystal

That Council:

- a. **Note** the extract from the Action Points Register as at 17 September 2024

Carried

## 10. AUDIT AND RISK COMMITTEE RECOMMENDATIONS FOR RATIFICATION

<i>Type of Report:</i>	Procedural
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1794245
<i>Reporting Officer/s &amp; Unit:</i>	Anna Eady, Team Leader Governance

### 10.1 Purpose of Report

The purpose of this report is to advise that recommendations from the Audit and Risk Committee meeting held on 5 September 2024 require ratification by Council.

### At the meeting

The Team Leader Governance, Ms Eady took the report as read and noted that following direction from the Audit and Risk Committee she had contacted the Ombudsman Office for their input on the Indemnity and Liability Policy. To date acknowledgement had been received with a comment they would look at the Policy.

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The meeting agreed to adopt the Policy and if feedback from the Ombudsman Office's required amendment it could be undertaken at a later date.

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**COUNCIL  
RESOLUTION**

Councillor Crown / Deputy Mayor Brosnan

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That Council:

- a) **Note** for information the minutes of the Audit and Risk Committee meeting held on 5 September (Doc Id 1794244 ).
- b) **Ratify** the following recommendation from the Audit and Risk Committee meeting of 5 September 2024:

**1. Civic Precinct Main Contractor Procurement**

- a) **Endorse** Civic Precinct Main Contractor Procurement Approach (Doc Id 1783631).
- b) **Note** The Civic Precinct Main Contractor Probity Plan (Doc Id 1783634).

**2. Draft Indemnity and Liability Policy for Council Workshops and Meetings**

- a) **Receive** the report "Draft Indemnity and Liability Policy for Council Workshops and Meetings" (Doc Id 1752204).
- b) **Adopt** the draft Indemnity and Liability Policy for Council Workshops and Meetings with a review date in 12 months.
- c) **Direct** officers to send copy of the "Liability Policy for Council Workshops and Meetings" to the Ombudsman office to seek support for the proposed Policy.

**3. Policy Review Process Update**

- a) **Receive** the report titled "Policy Review Process Update" dated 5 September

**ACTION:** *Officers to provide clarity on the workflow and priority process, in relation to the Policy Review System at the next Audit and Risk Committee meeting.*

**4. Procurement and Contract Management Improvement Plan**

- a) **Approve** the Procurement and Contract Management Improvement Plan.

**ACTION:** *Officers requested to report back to the next Audit and Risk Committee meeting on the progress of the improvement plan and include any risks that may impact the programme of work being completed.*

**5. Asset Management Roadmap Progress**

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- a) **Receive** the update on the progress of asset management initiatives **and endorse** the continued implementation of the Asset Management Roadmap.

**ACTION:** *Direct officers to set out in next report if the roadmap is to be reset as unable to meet the initiatives and assumed direction and outline what is now going to happen. Also attach the core key risks and any uncertainty for the programme to enable the Committee to provide support to the initiatives.*

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Carried

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# REPORTS UNDER DELEGATED AUTHORITY

## 1. TENDERS LET

Type of Report:	Information
Legal Reference:	N/A
Document ID:	1792386
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 5 August 2024 to 13 September 2024.

#### At the meeting

The Manager Property, Mr Faulknor advised that Contract 2772 was for the design of the Waka Hub, not in construction at this stage and market lease arrangements would not be entered into until the design was approved.

It was noted that the contract was committing \$693,000 to a design process when Council had signalled there were other actions required prior to proceeding with the project and were happy with a market lease arrangement.

The Executive Director City Strategy, Ms Bailey clarified funding approved in the Long Term Plan with:

- \$2.2m from Council's "better off funding", for the design/concept of the waka hub at the preferred site.
- \$3.3m funding committed for the build on the basis that Council would own the facility and lease it back.
- The Ātea a Rangi Educational Trust was to look at alternative external funding sources to make up any shortfall.

#### COUNCIL RESOLUTION

Mayor Wise / Councillor Simpson

That Council:

- a) **Receive** the Tenders Let for the period 5 August – 13 September 2024 as below:
  - **Contract 2734 National Aquarium of New Zealand HVAC Priority Remedial Works** be awarded to AE Hemmings Limited in the sum of \$334,834.41 excl. GST

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- **Contract 2772 Waka Hub Design and Engineering Services** be awarded to Wraight Athfield Landscape and Architecture (WALA) in the sum of \$693,660 excl. GST.
  - **Contract 2750 Drinking Water Lab Sampling and Testing Services** be awarded to ALS Environmental NZ T/A ALS Hawke's Bay (previously Water Testing Hawke's Bay) in the sum of \$2,456,250 excl. GST.
  - **Contract 2729 Restoration of the Memorial Square Community Rooms** be awarded to Alexander Construction HB Limited in the sum of \$1,805,306 excl. GST.
  - **Contract 2432 Street Lighting & Traffic Signal Maintenance 2024-2027** be awarded to Nathan Pope Electrical Limited in the sum of \$4,541,493.46 excl. GST.

**ACTIONS:** a) *The Executive Director City Strategy would review the Long Term Plan resolution to ensure that Council's expectations of a market lease arrangement prior to funding being released is undertaken.*

b) *Officers to provide details of the design levels entered into for Contract 2772 - Waka Hub Design and Engineering Services.*

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Carried

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### Minor matters

There were no minor matters to discuss.

# RESOLUTION TO EXCLUDE THE PUBLIC

**COUNCIL  
RESOLUTION**

Councillors Tareha / Mawson

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

**Agenda Items**

- 1. Council Projects Fund - Te Hiwa a Mahaki Trust
- 2. Land Purchase
- 3. Extension to Contract C1215 - Road Maintenance and Renewals
- 4. Art Deco Trust Loan
- 5. Ngā Mānukanuka o te Iwi Recommendations for Ratification
- 6. Action Points Register (Public Excluded) as at 17 September 2024
- 7. Information - Audit and Risk Committee Minutes of meeting held 5 September 2024

Carried

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:
<b>Agenda Items</b>		
1. Council Projects Fund - Te Hiwa a Mahaki Trust	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	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

	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	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. Land Purchase	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.
3. Extension to Contract C1215 - Road Maintenance and Renewals	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. Art Deco Trust Loan	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.
5. Ngā Mānukanuka o te Iwi Recommendations for Ratification	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.
6. Action Points Register (Public Excluded) as at 17 September 2024	7(2)(a) Protect the privacy of natural persons, including that of a deceased person  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  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.

	7(2)(i) Enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	
7. Information - Audit and Risk Committee Minutes of meeting held 5 September 2024	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.

*The meeting adjourned at 10.50am and reconvened  
in Public Excluded at 11.05am*

*The meeting closed with a karakia at 12.05pm*

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

Chairperson .....

Date of approval .....