

SUSTAINABLE NAPIER COMMITTEE Open Minutes

Meeting Date: Thursday 12 September 2024

Time: 9.30am – 10.16am (*Open*)
10.43 – 10.45am (*Open reconvened*)
10.52 – 11.23am (*Public Excluded*)

Venue Large Exhibition Hall
War Memorial Centre
Marine Parade
Napier

Livestreamed via Council's Facebook page

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

In Attendance Chief Executive (Louise Miller) [via zoom]
Executive Director Infrastructure Services (Russell Bond)
Acting Executive Director City Services (Jessica Ellerm)
Executive Director City Strategy (Rachael Bailey)
Manager Communications and Marketing (Julia Stevens) [via zoom]
Water Manager Strategy (Phil Kelsen)
Manager Water Reforms Transition (Andrew Lebioda)
Water Strategy Planning Manager (Syed Andrabi)
Team Leader Transportation (Robin Malley)
Enterprise Project Management Office Manager (Bruce Lake)

Administration Governance Advisors (Carolyn Hunt and Jemma McDade)

SUSTAINABLE NAPIER COMMITTEE – Open Minutes

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ORDER OF BUSINESS

Karakia

The meeting opened with the Council karakia.

Apologies

Councillors Mawson / Tareha

That the apology for absence from Councillor Simpson be accepted.

Carried

Ngā Mānukanuka o te Iwi representative, Tiwana Aranui was not present at the meeting

Conflicts of interest - Nil

Public forum - Nil

Announcements by the Mayor - Nil

Announcements by the Chairperson - Nil

Announcements by the management - Nil

Confirmation of minutes

Councillors Mawson / Chrystal

That the Minutes of the Sustainable Napier Committee meeting held on 1 August 2024 were taken as a true and accurate record of the meeting.

Carried

Minor Matters

Ocean Spa Charges Update – Mayor Wise advised that she would be meeting with the Executive Director Community Services (Thunes Cloete), the Manager Business & Tourism (Steve Gregory) and two other members of the Review Committee in the near future in regard to an update on the outcomes of reviews they had undertaken of other facilities around the country and analysis of Council costings for Ocean Spa. Elected members would be updated as soon as possible with the results following that meeting.

Discounted Coffee – The Bach Café – The issue raised was in relation to Ocean Spa full membership clients receiving discounted coffee at The Bach Café, however members over 65 years did not.

Mayor Wise responded that this would be a policy setting where discounts are not given for “over 65 year olds” at The Bach but given for full membership clients. This issue could be raised during the 2025 Annual Plan in the consideration of fees and charges.

AGENDA ITEMS

1. LOCAL WATER DONE WELL - LEGISLATION UPDATE

| | |
|--|--|
| <i>Type of Report:</i> | Information |
| <i>Legal Reference:</i> | N/A |
| <i>Document ID:</i> | 1785427 |
| <i>Reporting Officer/s & Unit:</i> | Andrew Lebioda, Manager Water Reforms Transition |

1.1 Purpose of Report

This report provides elected members with an update of Local Water Done Well (LWDW) and the enactment of the second Bill, the Local Government (Water Services Preliminary Arrangements) Bill.

At the meeting

The Manager Water Reforms Transition, Mr Lebioda displayed a PowerPoint presentation (Doc Id 1791768) summarising the report information. An update on Local Water Well Done (Doc Id 1791309) was also circulated prior to the meeting.

In response to questions the following was clarified:

- Modelling has yet to be undertaken in terms of the financial impact of either or any of the models and will be part of Council's decision when comparing the different models. At this stage it was too early to say if there would be a charge for water.
- Central Government and the Department of Internal Affairs have concluded that it will still be a requirement of the local authority to be responsible for stormwater. However it could be delivered through different mechanisms of contracting or retaining it in-house. The best model has yet to be determined for Napier.
- Legislation is going to introduce two independent regulators of Council practices, those being Taumata Arowai as the quality compliance monitor and the Commerce Commission as the economic regulator.
- The content of the fact sheets included in the report is the proposed policy and legislation which still has to go through the Select Committee and Committee of the House processes. It is possible there could be further changes to the policy settings prior to enactment in 2025.
- The Regional Recovery Agency are sharing the work with Becca to understand the financials and PWC for what it looks like across the region. There is a Regional Collaboration Day on 30 September 2024 which will focus on Local Water Well Done past, present and future.
- The Water Services Delivery Plan must meet the deadlines imposed. A direction or intention is required to inform, depending on whether it is being held in-house, single CCTO or multi CCTO. The date of 2026 has been set for the financial modelling. An entity will take time to set up, so the "go live" will be a number of years out from when the modelling is undertaken.

- Through the Water Services Plan, due in September 2025, Council should have the intent of what the delivery model will be. Looking at the financial model a hypothetical “go live” date has been set of 1 July 2026, allowing for a one year transition period into what the new delivery model would be. However, through the Water Services Delivery Plan it has to outline what the proposed delivery model would be and whether it would be a stand-alone CCTO or a regional delivery model.
- The timeline for the Water Services Delivery is set by the Department of Internal Affairs and officers are undertaking the internal work to align with the deadlines.
- Government provided 5 delivery models to choose from:
 1. Internal business unit or division
 2. Single council-owned water organisation
 3. Multi-council owned water organisation
 4. Mixed council/consumer trust owned
 5. Consumer trust owned
- The Chief Executive advised that options 1, 2 or 3 are what is being considered as the Hawke’s Bay model was based on 3, plus 1 and 2. Options 4 and 5 have been discounted. Options will be discussed at the Regional Collaboration Day.

COMMITTEE RESOLUTION

Councillor Mawson / Mayor Wise

The Sustainable Napier Committee:

- a) **Note** the content of this report titled “Local Water Done Well – Legislation Update”.

ACTION: *Direct officers to develop and provide a timeline for the Water Services Delivery Plan to be circulated to elected members.*

Carried

Attachments

- 1 Local Waters Done Well presentation (Doc Id 1791768)
- 2 Regional Recovery Agency Update (Doc Id 1791309)

2. CAPITAL PLAN DELIVERY

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|-----------------------------|--|
| Type of Report: | Information |
| Legal Reference: | N/A |
| Document ID: | 1773510 |
| Reporting Officer/s & Unit: | Russell Bond, Executive Director Infrastructure Services |

2.1 Purpose of Report

To provide Council with a programme update on the FY23/24 Capital Programme Delivery.

At the meeting

The Executive Director Infrastructure Services, Mr Bond tabled a document on the 3 waters programme dashboard (Doc Id 1791767), which had not been available at the time the agenda was published.

In response to questions the following was clarified:

- It was anticipated that the Veronica Bay renewal project would be completed by December 2024.
- The actual spend through the construction period does not follow a straight line and the team is looking to improve forecasting of projects to provide an indication of the spend profile. This will assist with resourcing to ensure the market is capable of supporting the project.
- The establishment of the Enterprise Project Management Office (EPMO) is assisting the team to focus on business processes and support them to deliver on the workflow through the organisation.
- The Executive Director City Strategy, Ms Bailey introduced Bruce Lake, the newly appointed EPMO manager, who commenced four weeks ago. Mr Lake would be presenting a report to the next Future Napier Committee meeting on the functions and delivery of the EPMO throughout the organisation.
- In regard to activity surrounding Lagoon Farm/Orotu Drive, Mr Bond advised that preliminary geotechnical investigation was being undertaken for the Ahuriri Regional Park, Lagoon Farm stormwater diversion project work. The investigatory work will enable assessment of any remedial work required prior to construction for the Lagoon Farm storage project.
- Mr Bond noted that some improved communication around the project could be undertaken to inform the public what was happening in the Orotu Drive area.

**COMMITTEE
RESOLUTION**

Councillors Greig / Mawson

The Sustainable Napier Committee:

- a. **Receive** the report titled “Capital Plan Delivery” dated 12 September 2024.

Carried

Attachments

- 1 3 Waters Programme Dashboard tabled (Doc Id 1791767)
-

Minor matters – These were addressed at the beginning of the meeting.

RESOLUTION TO EXCLUDE THE PUBLIC

Councillors Tareha / Mawson

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

1. Closure of Brewster Street to Onslow Road walkway.
2. Wastewater Treatment Plant Additional Storage Project Cell 3

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. |
|---|---|--|
| 1. Closure of Brewster Street to Onslow Road walkway. | <p>7(2)(a) Protect the privacy of natural persons, including that of a deceased person</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:</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> |
| 2. Wastewater Treatment Plant Additional Storage Project Cell 3 | <p>7(2)(h) Enable the local authority to carry out, without prejudice or disadvantage, commercial activities</p> <p>7(2)(i) Enable the local authority to carry on, without prejudice or disadvantage,</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> |

| | | |
|--|---|---|
| | negotiations (including commercial and industrial negotiations) | (i) Where the local authority is named or specified in Schedule 1 of this Act, under section 6 or 7 (except 7(2)(f)(i)) of the Local Government Official Information and Meetings Act 1987. |
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The meeting adjourned at 10.16am and reconvened in Public Excluded at 10.52am

The meeting closed with a karakia at 11.23am

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

Chairperson

Date of approval