

EXTRAORDINARY COUNCIL

Open Minutes

Meeting Date: Tuesday 9 September 2025

Time: 4.00pm – 4.13pm

Venue Ikatere Room
Level 1, Capeview Building
Marine Parade
Napier

Present **Chair:** Mayor Wise

Members: Deputy Mayor Brosnan, Councillors Boag, Browne, Chrystal, Crown, Greig, Mawson, McGrath, Price, Simpson and Taylor

In Attendance Chief Executive (Louise Miller)
Executive Director Water Services (Russell Bond)
Manager Water Reforms Transition (Andrew Lebioda)

Administration Governance Advisor (Carolyn Hunt)

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ORDER OF BUSINESS

Karakia

The meeting opened with the Council karakia.

Apologies

Councillor Tareha was not present at the meeting.

Conflicts of interest

Nil

Announcements by the Mayor

Nil

Announcements by the management

Nil

AGENDA ITEMS

1. HAWKE'S BAY WATER SERVICES COUNCIL CONTROLLED ORGANISATION - TRANSITIONAL GOVERNANCE GROUP TERMS OF REFERENCE

<i>Type of Report:</i>	Legal and Operational
<i>Legal Reference:</i>	N/A
<i>Document ID:</i>	1873375
<i>Reporting Officer/s & Unit:</i>	Andrew Lebioda, Manager Water Reforms Transition Russell Bond, Executive Director Water Services

1.1 Purpose of Report

The purpose of this report is to appoint the Transitional Governance Group (TGG) as a joint committee of the Council, adopt the Terms of Reference (ToR) for the TGG, delegate appropriate authority to the TGG, and confirm Napier City Council's (NCC) appointees to the TGG.

At the meeting

The Manager Water Reforms Transition, Mr Lebioda advised that the report was to formalise the establishment of the Transitional Governance Group (TGG) as a joint committee by Napier, Hastings, and Central Hawke's Bay councils, to oversee the transition of water services to a new regional entity, Hawke's Bay Water Services Council Controlled Organisation (HBWSCCO)

In response to questions the following was clarified:

- Delegated authority allows the TGG to carry out the necessary responsibilities for the transition, including appointing an establishment board.
- The Chief Executive advised a shortlist of candidates for this transitional period had been discussed at the last CE / Mayoral Forum meeting. Finalisation and appointment of an independent chair would be made at the next TGG meeting to be held on 16 September 2025. The last TGG meeting prior to elections would be held on 30 September 2025.
- During the transition, local people fitting the requirements will be directly identified rather than a full public recruitment process being run. A full recruitment process will be undertaken for the enduring board once it is established following the elections.
- The Regional Recovery Agency will take the lead in contacting prospective candidates and provide papers to the TGG to make a decision.
- The chair and other board members are expected to have competency-based skills relevant to running the new water services entity.
- Final appointments of directors to the enduring board will come back to the respective councils for approval.

- Mr Lebioda advised that introductory conversations have been held with Mana Whenua to outline the structure of the establishment phase. Ensuring the correct Mana Whenua and Iwi representation is a "critical" aspect of the enduring governance model once the entity is fully operational. This is consistent with national legislation on Te Mana o te Wai which requires a strong partnership with Tangata Whenua.

Council Resolution

Mayor Wise / Councillor Browne

That Council:

- Receive** the 9 September 2025 report titled Hawke's Bay Water Services Council Controlled Organisation - Transitional Governance Group Terms of Reference.
- Appoint**, pursuant to Clause 30(1)(b) of Schedule 7 of the Local Government Act 2002 (the Act), the Transitional Governance Group (TGG) as a joint committee of the Council together with the participating councils of Hastings District Council (HDC) and Central Hawke's Bay District Council (CHBDC).
- Note** the TGG will not be discharged at the point of the next election, in accordance with Clause 30(7), Schedule 7 of the Act.
- Adopt** the Terms of Reference (TOR) for the Transitional Governance Group Joint Committee (Doc Id 1873444).
- Delegates** to the TGG all powers, duties and functions needed for it to carry out its responsibilities.
- Appoint** Napier City Council representatives to the Transitional Governance Group Joint Committee – Mayor Wise and Councillor Price.
- Note** that the participating councils of Hastings District Council and Central Hawke's Bay District Council are also set to take decisions on Tuesday 9 September 2025.

Carried

Councillor McGrath voted AGAINST the Motion

Minor matters

There were no minor matters to discuss.

The meeting closed with a karakia at 4.13pm

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

Chairperson

Date of approval

