

**MINUTES OF WAIROA DISTRICT COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBER, WAIROA DISTRICT COUNCIL, CORONATION SQUARE, WAIROA  
ON TUESDAY, 27 NOVEMBER 2018 AT 1.30PM**

**PRESENT:** His Worship the Mayor Craig Little (Mayor), Cr Denise Eaglesome-Karekare (Deputy Mayor), Cr Hine Flood, Cr Michael (Mike) Bird, Cr Jeremy Harker, Cr Michael (Min) Johansen, Cr Charles (Charlie) Lambert, Mr Kiwa Hammond, Mr Paul Kelly

**IN ATTENDANCE:** Steven May (Chief Executive Officer), Gary Borg (Chief Financial Officer), Kitea Tipuna (Economic Development & Engagement Manager), Stephen Heath (Acting Engineering Manager), Kimberley Tuapawa (Group Manager Information and Customer Experience), Charlotte Knight (Governance Advisor & Policy Strategist)

**1 KARAKIA**

Given by Cr Lambert

**2 APOLOGIES FOR ABSENCE**

**APOLOGIES**

**RESOLUTION 2018/59**

Moved: His Worship the Mayor Craig Little

Seconded: Cr Hine Flood

That the apologies received from Cr Eaglesome-Karekare and Mr Paul Kelly be accepted and leave of absence granted.

**CARRIED**

**3 DECLARATIONS OF CONFLICT OF INTEREST**

Cr Charles (Charlie) Lambert declared an other disclosable interest in relation to item 8.6, due to being part of the Raupunga Water Committee.

**4 CHAIRPERSON'S ANNOUNCEMENTS**

None.

**5 LATE ITEMS OF URGENT BUSINESS**

*Public Excluded items:*

- 10.8 Wairoa Area Maintenance Contracts – 18/05-18/09
- 10.9 18/03 Contract for Solid Waste Management Services – Procurement Update

- 10.10 Chief Executive Performance Review Committee Chair's Update

## 6 PUBLIC PARTICIPATION

None.

## 7 MINUTES OF THE PREVIOUS MEETING

### RESOLUTION 2018/60

Moved: His Worship the Mayor Craig Little

Seconded: Cr Hine Flood

That the minutes and confidential minutes of the Ordinary Meeting held on 16 October 2018 and the Extraordinary Meeting held on 31 October 2018 be confirmed.

**CARRIED**

### RESOLUTION 2018/61

Moved: Cr Michael (Min) Johansen

Seconded: Cr Michael (Mike) Bird

That the minutes and confidential minutes of the Extraordinary Meeting held on 31 October 2018 be confirmed.

**CARRIED**

## 8 GENERAL ITEMS

### 8.1 DOCUMENTS SEALED FOR THE PERIOD 7 DECEMBER 2017 TO 24 OCTOBER 2018

#### RESOLUTION 2018/62

Moved: His Worship the Mayor Craig Little

Seconded: Cr Jeremy Harker

That Council receive the report.

**CARRIED**

### 8.2 AUT MILLENIUM FUNDING

Points discussed:

- Rotorua's sport plan
- Other Hawke's Bay councils' contributions
- Value for money for Wairoa tamariki

**RESOLUTION 2018/63**

Moved: Cr Jeremy Harker  
Seconded: Cr Michael (Mike) Bird

That Council move the \$50,000 to the District Development Reserve and ring fence it for sporting development and a report with options on its allocation comes to February Council.

**CARRIED**

**8.3 POLICY ON ELECTED MEMBERS' ALLOWANCES AND RECOVERY OF EXPENSES****RESOLUTION 2018/64**

Moved: His Worship the Mayor Craig Little  
Seconded: Cr Hine Flood

That Council adopted the proposed revised Policy on Elected Members' Allowances and Recovery of Expenses.

**CARRIED**

**8.4 GAIETY THEATRE**

Points discussed:

- Further information requested on financial data for the next Council meeting
- Multi-purpose facility
- Consider branding in future

**RESOLUTION 2018/65**

Moved: His Worship the Mayor Craig Little  
Seconded: Cr Michael (Min) Johansen

That Council receives this report and request a business plan be presented to February 2019 Council meeting.

**CARRIED**

**8.5 3 WATERS REVIEW**

Points discussed:

- Drinking water assistance funds
- Central government policy direction

**RESOLUTION 2018/66**

Moved: Cr Charles (Charlie) Lambert

Seconded: Cr Jeremy Harker

That Council supports Option 1 – Council confirms its support for the project.

**CARRIED**

## **8.6 REQUEST FROM RAUPUNGA WATER COMMITTEE**

Cr Charles (Charlie) Lambert declared an other disclosable interest in this item and took no part in the discussion or voting on the matter.

Points discussed:

- Costs of telemetry system – updated quote received

Cr Jeremy Harker declared a pecuniary interest in relation to item 8.6, due to QRS being mentioned as a potential funding source.

At 2:30 pm, Cr Jeremy Harker left the meeting.

Points discussed:

- Potential for QRS funding
- Underwriting the cost with it being paid back as a loan
- Variance in budget, would need to be funded from reserves
- Memorandum of understanding with the committee to ensure there is no expectation from Council to provide future investment into the asset
- One-off grant

## **RESOLUTION 2018/67**

Moved: Cr Hine Flood

Seconded: Cr Michael (Min) Johansen

That Council provide a one off grant of up to \$17,500 to the Raupunga Water Committee, to be released to the committee on the condition that there is evidence of the approval of the remaining funding required for the telemetry system, and the grant being spent on the intended purpose.

**CARRIED**

## **8.7 APPOINTMENT AND REMUNERATION POLICY FOR COUNCIL CCOS**

### **RESOLUTION 2018/68**

Moved: Cr Hine Flood

Seconded: Cr Michael (Mike) Bird

That Council adopt the proposed Appointment and Remuneration Policy for Directors of Council Controlled Organisations attached as Appendix 1.

**CARRIED**

At 2:42 pm, Cr Jeremy Harker returned to the meeting.

Adjourned 2.43 p.m.  
Reconvened 2.46 p.m.

### **8.8 WAIROA WATER INTAKE RAW WATER PIPELINE**

Points discussed:

- Emergency works
- Possibility for external funds

#### **RESOLUTION 2018/69**

Moved: Cr Jeremy Harker  
Seconded: Cr Michael (Mike) Bird

That Council proceed in the first stage of securing the raw water pipeline from the Wairoa Water Intake with a tied back Sheet pile wall.

**CARRIED**

### **8.9 ADJUSTMENT OF ROAD MAINTENANCE ROUTE POSITIONS - MAHIA EAST COAST ROAD**

Points discussed:

- 928m – no structures
- Memorandum of Understanding with the group

At 2:55 pm, Cr Michael (Mike) Bird left the meeting.

#### **RESOLUTION 2018/70**

Moved: Cr Jeremy Harker  
Seconded: Cr Hine Flood

That Council receives this report and change the maintained route position of Mahia East Coast Road to 31.452 and require Onenui Station to maintain the 928m of road to Council's level of service expectations through the establishment of a memorandum of understanding.

**CARRIED**

At 2:58 pm, Cr Michael (Mike) Bird returned to the meeting.

### **8.10 ADJUSTMENT OF ROAD MAINTENANCE ROUTE POSITION - MCDONALD ROAD**

#### **RESOLUTION 2018/71**

Moved: Cr Jeremy Harker  
Seconded: Cr Michael (Mike) Bird

That Council receive the report and reduce the McDonald Road maintenance route position to 435m.

**CARRIED**

**9 RECEIPT OF MINUTES FROM COMMITTEES/ACTION SHEETS****9.1 MINUTES OF INFRASTRUCTURE COMMITTEE MEETING - 2 OCTOBER 2018****RESOLUTION 2018/72**

Moved: His Worship the Mayor Craig Little

Seconded: Cr Charles (Charlie) Lambert

1. That the Minutes of the Infrastructure Committee Meeting held on Tuesday 2 October 2018 be received.

**CARRIED**

**9.2 MINUTES OF INFRASTRUCTURE COMMITTEE MEETING - 13 NOVEMBER 2018****RESOLUTION 2018/73**

Moved: His Worship the Mayor Craig Little

Seconded: Cr Michael (Min) Johansen

1. That the Minutes of the Infrastructure Committee Meeting held on Tuesday 13 November 2018 be received.

**CARRIED**

**9.3 MINUTES OF FINANCE, AUDIT & RISK COMMITTEE MEETING - 30 OCTOBER 2018****RESOLUTION 2018/74**

Moved: Cr Jeremy Harker

Seconded: His Worship the Mayor Craig Little

1. That the Minutes of the Finance, Audit & Risk Committee Meeting held on Tuesday 30 October 2018 be received.

**CARRIED**

**9.4 MINUTES OF MĀORI STANDING COMMITTEE MEETING - 13 SEPTEMBER 2018**

These minutes were received at the 16<sup>th</sup> October Council Meeting

**9.5 MINUTES OF ECONOMIC DEVELOPMENT COMMITTEE MEETING - 23 OCTOBER 2018****RESOLUTION 2018/75**

Moved: His Worship the Mayor Craig Little

Seconded: Cr Hine Flood

1. That the Minutes of the Economic Development Committee Meeting held on Tuesday 23 October 2018 be received.

**CARRIED**

## 9.6 MINUTES OF MĀORI STANDING COMMITTEE MEETING - 8 NOVEMBER 2018

### RESOLUTION 2018/76

Moved: Cr Jeremy Harker

Seconded: Cr Charles (Charlie) Lambert

1. That the Minutes of the Māori Standing Committee Meeting held on Thursday 8 November 2018 be received.

**CARRIED**

## 10 PUBLIC EXCLUDED ITEMS

### RESOLUTION TO EXCLUDE THE PUBLIC

#### RESOLUTION 2018/77

Moved: His Worship the Mayor Craig Little

Seconded: Cr Jeremy Harker

That the public be excluded from the following parts of the proceedings of this meeting at 3.08 p.m.

The general subject matter of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48 of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are 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 for the passing of this resolution
<b>10.1 - Resolution for disposal of council owned asset - Lots 1 &amp; 2 SECT 5 BLK VI Taramarama SD</b>	s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities  s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or	s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7

	disadvantage, negotiations (including commercial and industrial negotiations)	
<b>10.2 - RESOLUTION FOR DISPOSAL OF COUNCIL OWNED ASSET - 7 DOMETT STREET</b>	<p>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p> <p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7
<b>10.3 - QRS Director Vacancy</b>	s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons	s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7
<b>10.4 - Minutes of Public Excluded Infrastructure Committee Meeting - 2 October 2018</b>	<p>s7(2)(b)(ii) - the withholding of the information is necessary to 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>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p> <p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7
<b>10.5 - Minutes of Public Excluded Infrastructure Committee Meeting - 13 November 2018</b>	s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the



	<p>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>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p>	<p>disclosure of information for which good reason for withholding would exist under section 6 or section 7</p>
<p><b>10.6 - Minutes of Public Excluded Finance, Audit &amp; Risk Committee Meeting - 30 October 2018</b></p>	<p>s6(a) - the making available of the information would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial</p> <p>s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p> <p>s7(2)(g) - the withholding of the information is necessary to maintain legal professional privilege</p>	<p>s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7</p>
<p><b>10.7 - Options for council owned land - Sections 28 &amp; 30 Block XV Nuhaka North SD</b></p>	<p>s7(2)(c)(ii) - the withholding of the information is necessary to 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 otherwise to damage the public interest</p> <p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7</p>
<p><b>10.8 - Wairoa area maintenance contracts - 18/05-18/09</b></p>	<p>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or</p>	<p>s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the</p>

	<p>disadvantage, commercial activities</p> <p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>disclosure of information for which good reason for withholding would exist under section 6 or section 7</p>
<p><b>10.9 - 18/03 Contract for Solid Waste Management Services - Procurement update</b></p>	<p>s7(2)(b)(ii) - the withholding of the information is necessary to 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>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p> <p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7</p>
<p><b>10.10 - Chief Executive Performance Review Committee Chair's Update</b></p>	<p>s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p>	<p>s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7</p>

**CARRIED**

**RESOLUTION 2018/78**

Moved: His Worship the Mayor Craig Little

Seconded: Cr Hine Flood

That Council moves out of Closed Council into Open Council at 4.32pm.

CARRIED

**10.10 CHIEF EXECUTIVE PERFORMANCE REVIEW COMMITTEE CHAIR'S UPDATE**

The following part of a resolution made on this public excluded item was released to the public minutes.

**RESOLUTION 2018/79**

Moved: Cr Hine Flood

Seconded: His Worship the Mayor Craig Little

That:

- a) The report and Chief Executive Performance Review for Six Months 2017-18 Report is received

**CARRIED**

At 4:32 pm, Cr Jeremy Harker left the meeting.

Closing karakia given by Cr Lambert.

**The Meeting closed at 4:33 p.m.**

**The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 5 February 2019.**

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**CHAIRPERSON**