

**MINUTES OF WAIROA DISTRICT COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBER, WAIROA DISTRICT COUNCIL, CORONATION SQUARE, WAIROA
ON TUESDAY, 5 MAY 2020 AT 1.35PM**

PRESENT: His Worship the Mayor Craig Little, Cr Denise Eaglesome-Karekare, Cr Hine Flood (Deputy Mayor), Cr Danika Goldsack, Cr Jeremy Harker, Cr Melissa Kaimoana, Cr Chaans Tumataroa-Clarke, Mr Kiwa Hammond, Mr Paul Kelly

IN ATTENDANCE: Steven May (Tumu Whakarae Chief Executive Officer), Kitea Tipuna (Pouwhakarae – Hapori/Whakatūtaki Group Manager Community and Engagement), Kimberley Tuapawa (Pouwhakarae – Pārongo/Wheako Kiritaki Group Manager Information and Customer Experience), Gary Borg (Pouwhakarae – Pūtea/Tautāwhi Rangapū Group Manager Finance and Corporate Support), Stephen Heath (Pouwhakarae – Hua Pūmau Hapori/Ratonga Group Manager Community Assets and Services), Simon Mutohori (Kaiwhakahaere Ratonga Kiritaki/Customer Service Manager-Regulatory), Gay Waikawa Kaiurungi Mana Arahi/Governance Officer), Tyler Trafford-Misson Kaiurungi Mana Arahi/Governance Officer), Luke Knight (Kaiwhakahaere Rawa/Property Manager), Mike Hardie (Kaiwhakahaere Hua Pūmau Huarahi (Taupua)/Acting Transport Asset Manager, Nigel Pollock (QRS Chief Executive), Guy Gaddum (QRS Director)

The Ordinary Council meeting held on 5 May 2020 was held via Zoom due to COVID-19 Alert Level 3.

1 KARAKIA

The karakia was given by Kiwa Hammond.

2 APOLOGIES FOR ABSENCE

Nil

3 DECLARATIONS OF CONFLICT OF INTEREST

Cr Jeremy Harker – **Item 8.2** - QRS Statement of Intent for the period 1 July 2020 to 30 June 2023 and Six Monthly Report to 31 December 2019 & **Item 8.7** - Debenture Trust Deed document amendments and restatements

Cr Jeremy Harker has been put in a Waiting Room via Zoom

4 CHAIRPERSON'S ANNOUNCEMENTS

None.

5 LATE ITEMS OF URGENT BUSINESS

CEO Report – To be followed by an email to Governance

6 PUBLIC PARTICIPATION

None.

7 MINUTES OF THE PREVIOUS MEETING**RESOLUTION 2020/11**

Moved: Cr Hine Flood

Seconded: Cr Jeremy Harker

That the minutes [and confidential minutes] of the Ordinary Meeting held on 24 March 2020 be confirmed.

CARRIED

8 GENERAL ITEMS**8.2 QRS STATEMENT OF INTENT FOR THE PERIOD 1 JULY 2020 TO 30 JUNE 2023 AND SIX MONTHLY REPORT TO 31 DECEMBER 2019.****RESOLUTION 2020/12**

Moved: Cr Denise Eaglesome-Karekare

Seconded: Cr Chaans Tumataroa-Clarke

That Council

1. Receives the QRS proposed Statement of Intent 2020-23 subject to further comment, and the 6 monthly performance report to 31 December 2019,
and
2. Instructs the Finance Audit and Risk Committee to discuss the company's financial forecasts and risks with the Board at the committee's meeting on 26 May 2020.

CARRIED

Mr Gaddum advised on the high level of ECI target despite impact of COVID1-19.

Elected Members discussed:

Procurement statement including PGF funding

Acknowledge being 2nd largest employer in Wairoa.

Performance targets.

At 1.42 pm, Cr Jeremy Harker left the meeting – Conflict of Interest.

At 1.56 pm, Cr Melissa Kaimoana left the meeting.

8.7 DEBENTURE TRUST DEED DOCUMENT AMENDMENTS AND RESTATEMENTS**RESOLUTION 2020/13**

Moved: Cr Denise Eaglesome-Karekare

Seconded: Cr Hine Flood

That Council

- I. Approves the transition from borrower status to guarantor status with the Local Government Funding Agency
- II. Approves the amendment and restatement of the Multi-issuer Deed and Notes Subscription Agreement
- III. Delegates authority to the Chief Executive and the Group Manager: Finance and Corporate Support to arrange the execution of the necessary documentation to give effect to (I) and (II)
- IV. Delegates authority to His Worship and one other elected member to sign on Council's behalf
- V. Approves the use of electronic signatures, subject to individual consent
- VI. Instructs the Finance Audit and Risk Committee to assess the risks and opportunities of this proposal for the Group with the Board of Quality Roding and Services (Wairoa) Ltd at the committee's meeting on 26 May 2020.

CARRIED

Elected Members discussed:

- Transition from a borrower status to guarantor status.

At 2:21 pm, Cr Jeremy Harker returned to the meeting.

8.1 GRANT TO HAWKE'S BAY RESCUE HELICOPTER TRUST**RESOLUTION 2020/14**

Moved: His Worship the Mayor Craig Little

Seconded: Cr Denise Eaglesome-Karekare

That Council approves the payment of a grant of \$5,000 to the Hawke's Bay Rescue Helicopter Trust.

CARRIED

Elected Members discussed:

Breakdown of service deliveries.

8.3 HAWKES BAY CAR CLUB RALLY - ROAD CLOSURE**RECOMMENDATION**

That Council approve multiple road closures for the purpose of the New Zealand Rally Champs (Hawkes Bay Car Club) from the 25th July 2020 to the 26th July 2020

The report from the Contracts Engineer Item 8.3 -Hawke's Bay Car Club Rally-Road Closure has been deleted from the Ordinary Council agenda as the Hawke's Bay Car Rally will no longer be held.

8.4 SILVER FERN RALLY 2020 - ROAD CLOSURES**RESOLUTION 2020/15**

Moved: Cr Jeremy Harker

Seconded: Cr Chaans Tumataroa-Clarke

That Council approve multiple road closures for the purpose of the Silver Fern Targa Rally on Wednesday 25th November 2020.

CARRIED

8.5 PAYMENT OF EMISSIONS TRADING SCHEME (ETS)**RESOLUTION 2020/16**

Moved: Cr Jeremy Harker

Seconded: Cr Denise Eaglesome-Karekare

That Council resolves to pay \$286,950 to the Emissions Trading Scheme fixed price surrender.

CARRIED

Elected Members discussed:

Cover material

Increase volume of material from Gisborne

Increase amount from previous year.

8.6 UPDATE ON DISTRICT PLAN**RESOLUTION 2020/17**

Moved: His Worship the Mayor Craig Little

Seconded: Cr Jeremy Harker

That Council receive the report.

CARRIED

Elected Members discussed:

- Carbon emissions.

8.8 CEO REPORT**RESOLUTION 2020/18**

Moved: His Worship the Mayor Craig Little

Seconded: Cr Chaans Tumataroa-Clarke

That Council receive the report.

CARRIED

Elected Members discussed:

Annual Plan

Long Term Plan

Census information – population increase.

8.9 COUNCIL PERFORMANCE FOR THE 9 MONTHS TO 31 MARCH 2020**RESOLUTION 2020/19**

Moved: Cr Jeremy Harker

Seconded: Cr Denise Eaglesome-Karekare

That Council receive the report.

CARRIED

Elected Members discussed:

Rateable carry over projects

Performance measures and results

At 3:05 pm, Cr Hine Flood left the meeting.

At 3:08 pm, Cr Hine Flood returned to the meeting.

At 3:09 pm, Cr Melissa Kaimoana returned to the meeting.

At 3:16 pm, Cr Chaans Tumataroa-Clarke left the meeting.

At 3:18 pm, Cr Chaans Tumataroa-Clarke returned to the meeting.

UPATE OF TERMS OF REFERENCE – MAORI STANDING COMMITTEE

Organise a Workshop for an Update of the Terms of Reference for the Maori Standing Committee.

9 RECEIPT OF MINUTES FROM COMMITTEES/ACTION SHEETS

Nil

10 PUBLIC EXCLUDED ITEMS

RESOLUTION TO EXCLUDE THE PUBLIC

RESOLUTION 2020/20

Moved: His Worship the Mayor Craig Little

Seconded: Cr Hine Flood

That the public be excluded from the following parts of the proceedings of this meeting at 2.27pm.

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 |
|---------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 10.1 - Patangata Bridge - Project Update | 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) | 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 |
| 10.2 - Statute Barred Rate Arrears Write-off 2012-2013 | 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 | 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 |
| 10.3 - Chief Executive Performance End of Term Review | 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 | 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 |

CARRIED

RESOLUTION 2020/21

Moved: Cr Jeremy Harker

Seconded: Cr Hine Flood

That Council moves out of Closed Council into Open Council at 4.25pm.

CARRIED

RELEASE OF PUBLIC EXCLUDED RESOLUTION**PUBLIC EXCLUDED RESOLUTION 2020/22**

Moved: Cr Denise Eaglesome-Karekare

Seconded: Cr Chaans Tumataroa-Clarke

That Council:

- a. Receive the Watson Peters Report titled Chief Executive Performance End of Term Review, to mark the completion of the Council's performance review process.
- b. Appoint the Chief Executive, Mr Steven May for a second term under Local Government Act 2002, Schedule 7, Clause 34 (5)(a), for a term not exceeding two years effective January 2021
- c. This resolution is released to the public minutes of this meeting but the Watson Peters report is not released as publicly available information.

CARRIED

Closing karakia was given by K Tipuna.

The Meeting closed at 4.33pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 16 June 2020.

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CHAIRPERSON