HAURAKI DISTRICT COUNCIL MEETING

MINUTES OF A MEETING OF THE HAURAKI DISTRICT COUNCIL HELD IN THE COUNCIL CHAMBERS, WILLIAM STREET, PAEROA ON WEDNESDAY, 24 MARCH 2020 COMMENCING AT 9.00 AM

PRESENT
D A Adams (His Worship the Mayor), Cr P A Milner (Deputy Mayor), Cr R D T Broad, Cr P D Buckthought, Cr R G E Garrett, Cr B J Gentil (from 9.16am), Cr D Smeaton (9.00am-10.01am), Cr J R Tilsley and Cr R L Wilkinson

IN ATTENDANCE
Messrs L D Cavers (Chief Executive), A de Laborde (Group Manager - Engineering Services), D Peddie (Group Manager - Corporate Services), P Thom (Group Manager - Planning & Environmental Services), S B Fabish (Group Manager - Community Services), L Robcke (Senior Project Planner) and Ms C Black (Council Secretary)

Karakia timatanga

Cr Smeaton opened the meeting with a karakia.

APOLOGIES

RESOLVED
THAT the apology for absence of Cr A Spicer, Cr Anderson, Cr Howell, Cr C Daley, R Harris and for the lateness of Cr B Gentil be received and sustained.

C20/125 Tilsley/Broad CARRIED

LATE ITEMS

Pursuant to Section 46A(7) of the Local Government Official Information and Meetings Act 1987, the Chairperson called for late items to be accepted.

RESOLVED
THAT pursuant to Section 46A(7) of the Local Government Official Information and Meetings Act 1987, the following late items be accepted for discussion.

- Emergency Provisions for COVID-19

The item was not on the agenda because the items were unavailable at the time of the agenda deadline.

Discussion on the item could not be delayed because the matter required a resolution of Council under urgency.

- Quanta of Capitalisation Bond 2019-20 Year

The item was not on the agenda because the items were unavailable at the time of the agenda deadline.

Discussion on the item could not be delayed because the matter needed to meet a required deadline.
- Appointment of Audit and Risk Committee Chair

The item was not on the agenda because the item was unavailable at the time of the agenda deadline.

Discussion on the item could not be delayed because approval of the appointment of an independent chair for the Audit and Risk Committee was required prior to the next scheduled meeting of the Committee.

C20/126 Adams/Buckthought CARRIED

DECLARATIONS OF INTERESTS

Cr Buckthought – Late Item – Appointment of Chair of the Audit and Risk Committee
Cr Garrett – Transport Report – Item 14 – Maintenance of Pah Road, Kerepehi

CONFIRMATION: COUNCIL MINUTES – 11-03-20 (2730512)

RESOLVED

THAT the minutes of the meeting of the Hauraki District Council held on Wednesday, 11 March 2020 are received and confirmed as a true and correct record.

C20/127 Wilkinson/Buckthought CARRIED

MATTERS ARISING FROM THE MINUTES

There were no matters arising.

LATE ITEM

EMERGENCY PROVISIONS FOR COVID-19 (2734492)

The Chief Executive presented a report which sought a resolution of Council to set in place provision for emergency decision making and governance processes and to approve special delegations in the event of the Chief Executive being unable to perform his duties.

RESOLVED

THAT the report be received.

C20/128 Adams/Milner CARRIED

RESOLVED

THAT Council:

1. Receives the Delegations and Meeting Arrangements for COVID-19.

2. Establishes an Emergency Committee, with a membership of three, consisting of the Mayor as the Chair, Deputy Chair Paul Milner as the Committee Deputy Chair and the Waters Portfolio Holder Ross Harris.

3. Adopts the Emergency Committee’s Terms of Reference.
4. For the purposes of the COVID-19 emergency, delegates to the Mayor, in conjunction with the Deputy Mayor, the authority to activate the Emergency Committee and by resolution of the Emergency Committee, suspend all other core committees of the Council.

5. For the purposes of the COVID-19 emergency, approves the Chief Executive’s financial delegation be set at $1 million, to allow for any unanticipated urgent expenditure. Any such unanticipated expenditure to be reported back to the Emergency Committee.

6. Delegates the authority and powers of the Chief Executive to:
   a. Peter Thom, Group Manager - Planning and Environmental Services Manager as Acting Chief Executive, in the event that the Chief Executive is unable to fulfil his duties due to COVID-19; and
   b. Agrees where the delegated Acting Chief Executive is unable to fulfil such duties due to COVID-19, the Chief Executive’s delegated authority and powers will deescalate to the next designated Group Manager:

   - Adrian de Laborde: Group Manager - Engineering Services
   - Duncan Peddie: Group Manager - Corporate Services
   - Steve Fabish: Group Manager - Community Services and Development

C20/129   Buckthought/Broad   CARRIED

LATE ITEM

QUANTA OF CAPITALISATION BOND 2019-20 YEAR (2734209)

The Senior Project Planner presented a report, which provided information to enable Council to set a capitalisation bond quanta to be provided by Oceana Gold (NZ) Limited for capitalisation of the Martha Trust once mining operations have ceased in Waihi and the site/s have achieved closure.

RESOLVED

THAT the report be received.

C20/130   Adams/Wilkinson   CARRIED

Cr Gentil attended the meeting at 9.16am

RESOLVED

THAT the Waihi Gold Mines Capitalisation Bond quantum under the Extended Martha Mineral Area (EMMA) consent, subsequent underground mine consents and Project Martha, be confirmed as $10.4 million for the 2019/2020 year, and

THAT Oceana Gold (NZ) Limited be advised of Council’s resolutions.

C20/131   Smeaton/Broad   CARRIED

DECLARATION: CONFLICT OF INTEREST

Cr Buckthought declared a conflict of interest in the following item and took no part in the discussion or decision.
**LATE ITEM**

**APPOINTMENT OF AUDIT AND RISK COMMITTEE CHAIR (2734129)**

The Mayor spoke to a report which sought the approval of Council to appoint an Independent Chair of Council’s Audit and Risk Committee.

**RESOLVED**

THAT the report be received.

C20/132 Adams/Wilkinson CARRIED

**RESOLVED**

THAT in accordance with Schedule 7, Clause 31 of the Local Government Act 2002 Council appoint Mr Conall Buchanan as the Independent Chair of the Audit and Risk Committee.

C20/133 Adams/Broad CARRIED

**CEO MONTHLY REPORT - MARCH 2020 (2733447)**

The Chief Executive presented his monthly report covering the month of March 2020. The report covered recent staff changes within the organisation, advised of the LGNZ 2020 AGM remits and provided an update on the COVID-19 situation and what measures have been put in place to maintain Council’s essential services over the national self-isolation period.

**RESOLVED**

THAT the report be received.

C20/134 Buckthought/Smeaton CARRIED

**LOCAL GOVERNANCE STATEMENT 2020 (2733096)**

**APPENDIX B: LOCAL GOVERNANCE STATEMENT 2020 DOCUMENT (2733094)**

The Chief Executive presented a report which provided the Councillors with the reviewed and updated Local Governance Statement 2020 for consideration and adoption.

**RESOLVED**

THAT the report be received.

C20/135 Adams/Garrett CARRIED

**RESOLVED**

THAT the Local Governance Statement 2020 be adopted.

C20/136 Buckthought/Tilsley CARRIED

**2020-21 ANNUAL PLAN ADOPTION (2732719)**

**APPENDIX A: OUR ANNUAL PLAN 2020-21**

**APPENDIX B: RATES RESOLUTION**

The Group Manager – Corporate Services presented a report which sought Council’s adoption of the Annual Plan for the 2020/21 financial year.
RESOLVED

THAT the report be received.

C20/137 Wilkinson/Broad CARRIED

After consideration, members agreed that the consideration and adoption of the Annual Plan for 2020-21 financial year be considered at the next meeting of Council so staff could provide further information on the setting and collection of rates, in response to the pandemic.

RESOLVED

THAT the decision to adopt the Annual Plan be delayed until the next Council meeting, and

THAT staff provide further information on rates related options for assisting our community through the Covid-19 pandemic.

C20/138 Broad/Gentil CARRIED

Cr Smeaton left the meeting at 10.01am.
The meeting adjourned at 10.01am.
The meeting reconvened at 10.15am.

WAIKINO LIAISON SOCIETY REQUEST FOR FINANCIAL ASSISTANCE (2733148)

The Group Manager - Community Services and Development presented a report which sought consideration of a request from the Waikino Liaison Society who seek funding assistance towards the repair and maintenance of the Waikino Bridge.

RESOLVED

THAT the report be received.

C20/139 Gentil/Garrett CARRIED

RESOLVED

THAT the correspondence from the Waikino Liaison Society be received, and

THAT the Council grant $1,200 from the Waihi Ward Community Assistance Fund to the Waikino Liaison Society towards the repair and maintenance of the Waikino Bridge, and

THAT the Council considers these decisions to be insignificant under its Significance and Engagement Policy 2017.

C20/140 Gentil/Broad CARRIED

PLANNING AND ENVIRONMENTAL REPORT - FEBRUARY 2020 (2733252)

The Group Manager – Planning and Environmental Services presented the monthly planning and regulatory activity report covering the month of February 2020.

RESOLVED

THAT the report be received.

C20/141 Adams/Tilsley CARRIED
NGATEA STREETSCAPE PROCUREMENT - FOOTPATHS (2733346)

The Group Manager – Engineering Services presented a report which sought direction and approval regarding the appropriate procurement technique to be applied to the procurement of physical works on the Ngatea streetscape project.

RESOLVED

THAT the report be received.

C20/142 Adams/Broad CARRIED

RESOLVED

THAT Council delegate authority to the Plains Ward Committee to decide on the appearance of the Ngatea Streetscape footpaths, and

THAT Council approve the use of an invited tender process for the streetscape works (Procurement Plan Option B), and

THAT Council delegate authority to award the contract to the Chief Executive pending negotiation of acceptable contract rates.

C20/143 Buckthought/Broad CARRIED

STOCK UNDERPASS SUBSIDY 2019-20 (2732875)

The Group Manager – Engineering Services presented a report which requested consideration of an application for a stock underpass subsidy.

RESOLVED

THAT the report be received.

C20/144 Gentil/Wilkinson CARRIED

RESOLVED

THAT Council approves a subsidy of $15,000 towards the construction of a stock underpass at 123 Robinson Road.

C20/145 Adams/Gentil CARRIED

DECLARATION: CONFLICT OF INTEREST

Cr Garrett declared an interest in Item 14 Transport Report which covered an item in relation to the maintenance of Pah Road, Kerepehi.

TRANSPORT REPORT - FEBRUARY 2020 (2732870)

The Group Manager – Engineering Services presented the monthly transport activity report covering the month of February 2020.

RESOLVED

THAT the report be received.

C20/146 Adams/Wilkinson CARRIED
Maintenance of Pah Road, Kerepehi

It was agreed that this matter be deferred until further information was available.

COUNCIL FINANCE REPORT – PERIOD TO 29 FEBRUARY 2020 (2733222)

The Group Manager – Corporate Services presented the financial report for the period to 29 February 2020.

RESOLVED

THAT the report be received.

C20/147 Gentil/Garrett CARRIED

WATER SERVICES REPORT - MARCH 2020 (COVERING FEBRUARY) (2733166)

The Group Manager – Engineering Services presented the Water Services monthly activity report which covered the month of February 2020.

RESOLVED

THAT the report be received.

C20/148 Buckthought/Broad CARRIED

GOVERNMENT DIRECTION ON WATER DELIVERY (2733297)

The Group Manager – Engineering Services presented a report advising Council of central government’s intentions for water delivery in New Zealand. The paper sets out the timetable for local and central government to establish and implement a new water delivery regime.

RESOLVED

THAT the report be received.

C20/149 Wilkinson/Garrett CARRIED

WASTE MANAGEMENT MONTHLY ACTIVITY REPORT - FEBRUARY 2020 (2733203)


RESOLVED

THAT the report be received.

C20/150 Adams/Milner CARRIED

DISTRICT DRAINAGE ACTIVITY REPORT - FEBRUARY 2020 (2733199)

The Group Manager – Engineering Services presented the monthly District Drainage activity report covering the month of February 2020.
RESOLVED

THAT the report be received.

C20/151 Garrett/Broad CARRIED
Matters to be taken with the Public Excluded

RESOLVED

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

The general subject 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(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

<table>
<thead>
<tr>
<th>Item No.</th>
<th>General subject of each matter to be considered</th>
<th>Reason for passing this resolution in relation to each matter</th>
<th>Ground(s) Under Section 48(1) for the Passing of this Resolution</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Ngatea Streetscape Building Purchase</td>
<td>Section 7(2)(i) Prejudice to Commercial Position/Negotiations To enable the local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations.</td>
<td>Section 48(1)(a) That 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.</td>
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</tbody>
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C20/152 Adams/Broad CARRIED
RESOLVED

THAT the public be re-admitted to the meeting and that the business in committee discussed be confirmed.

C20/154                            Buckthought/Wilkinson     CARRIED

Karakia whakamutunga

Cr Milner closed the meeting with a Karakia at 11.45am.

CONFIRMED

D A Adams
Mayor

29 April 2020