


## Minutes Whakatāne District Council Meeting – 27 June 2024

	Details of Meeting:	<b>WHAKATĀNE DISTRICT COUNCIL MEETING HELD IN THE TOTARA ROOM, WHAKATĀNE DISTRICT COUNCIL, 14 COMMERCE STREET, WHAKATĀNE, ON THURSDAY, 27 JUNE 2024, COMMENCING AT 9:00 AM.</b>
	Present:	His Worship the Mayor Dr V Luca, Councillors T Boynton, G Dennis, A Iles, J Jukes, T O’Brien, N Tánczos and W James <i>Via Teams:</i> Deputy Mayor L Immink and Councillor N Rangiaho
	In Attendance:	D Bewley (GM Development and Environment Services), G Fletcher (General Manager Community Experience), S Perdia (General Manager Strategy and Transformation), G Connolly (CFO/General Manager Business Partnering), E Hatch (GM People and Engagement), B Gray (GM Infrastructure), L Woolsey (Manager Strategic Policy), W Vullings (Senior Advisor Strategy and Transformation), C Viljoen (Manger Governance Services) and S French (Senior Governance Support Advisor) <i>Via Teams:</i> S O’Sullivan (Chief Executive), M Hingston (Acting Kaihautu Strategic Māori Partnerships)
	Visitors:	C Ball (Consultant) <i>Via Teams:</i> S Henderson (Independent Chairperson Risk and Assurance Committee)
	Apologies:	Councillor J Pullar (accepted apology with partial attendance)

### 1 KARAKIA

Councillor O’Brien opened the meeting with a Karakia at 9:00 am.

### 2 MEETING NOTICES

Meeting attendees were advised on the following subjects:

- Health and Safety aspects attendees needed to be aware of.
- The meeting was being livestreamed ([Ordinary Council meeting – 27 June 2024](#))
- Condolences were extended to the family of a former Mayor of the ‘Murupara Borough Council’ Mr Alan “Bill” Whiteman, who had passed away on 11 June 2024.

### 3 APOLOGIES

Moved Councillor Iles/ Seconded Councillor Jukes

#### RESOLVED:

THAT the Council **accept** the apology from Councillor Pullar.

#### CARRIED

It was noted that Councillor Pullar may attend part of the meeting remotely.

#### 4 ACKNOWLEDGEMENTS / TRIBUTES

The following acknowledgements were given:

- Mr Jess Morgan-Ranui was welcomed as the newly elected Murupara Community Board member.
- Matariki 2024 and to the organisations who had organised celebration events.

#### 5 CONFLICTS OF INTEREST

No conflicts were declared.

#### 6 PUBLIC PARTICIPATION

There had been no approved, pre-requests for public participation for this meeting.

#### 7 CONFIRMATION OF MINUTES

Moved Councillor James / Seconded Councillor Boynton

**RESOLVED:**

THAT the minutes of the following Council meetings be **confirmed** as true and correct records.

- Ordinary Council meeting – 2 May 2024
- Ordinary Council meeting – 8-9 May 2024
- Extraordinary Council meeting – 23 May 2024
- Fees and Charges Hearing and Deliberations – 26 October 2023

**CARRIED**

#### 8 STANDING AND JOINT COMMITTEE MINUTES TO COUNCIL

Moved Councillor Boynton / Seconded Councillor Tánczos

THAT the minutes from the following Whakatane District Council Standing Committees be **received**:

- Risk and Assurance Committee Minutes - 17 May 2024
- Infrastructure and Planning Committee Minutes - 30 May 2024
- Environment, Energy and Resilience Committee Minutes - 31 May 2024
- Living Together Committee Minutes - 6 June 2024
- Finance and Performance Committee Minutes - 13 June 2024
- Chief Executive Performance and Support Committee Minutes - 6 May 2024
- Chief Executive Performance and Support Committee Minutes - 16 May 2024
- Chief Executive Performance and Support Committee Minutes - 5 June 2024

**CARRIED**

## **9 MAYOR AND CHIEF EXECUTIVE REPORTS**

### **9.1 Mayor's Report – June 2024**

Refer to pages 14 –31 of the agenda.

Mayor Luca noted the latest GDP figures had been released and they had indicated New Zealand was now out of recession.

Mover Councillor Iles / Seconded Councillor Boynton

#### **RESOLVED:**

THAT the Council **receives** the Mayoral Report – June 2024

#### **CARRIED**

### **9.2 Chief Executive Report**

Refer to page 32 of the agenda and pages 32 a-e of the tabled items.

Additional to the report, the Chief Executive said she was heartened to see the relationship with the Police was working well, and she acknowledged the important work being carried out by Council in the financial and commercial space.

Moved Councillor Jukes / Seconded Councillor Iles

#### **RESOLVED:**

THAT the Council **accept** the tabled report from the Chief Executive – June 2024.

#### **CARRIED**

#### **RESOLVED**

Moved Councillor James / Seconded Councillor Iles

THAT the Council **receive** the tabled report from the Chief Executive – June 2024.

#### **CARRIED**

As the Chief Executive was nearing the end of her tenure, a formal acknowledgement was made.

Moved Councillor Tánczos / Seconded Councillor James

#### **RESOLVED:**

THAT the Council **thank** the Chief Executive, Steph O'Sullivan, for her excellent service to Council and the District, acknowledge her strategic focus in assisting Council progress, and wish her well with her new role at Waipa Council.

#### **CARRIED**

## **10 REPORTS**

### **10.1 Declaration of Result for the Murupara Community Board By-Election March 2024**

Refer to pages 33-35 of the agenda.

It was clarified that a total of 130 votes were received.

Moved Councillor Iles / Seconded Councillor Tánczos

**RESOLVED:**

THAT the 'Declaration of Results for the Murupara Community Board By-Election report' be **received**.

**CARRIED**

**10.2 Submission to the Bay of Plenty Regional Council Representation Review 2024**

Refer to pages 36-40 of the agenda.

Moved Councillor O'Brien / Seconded Councillor James

**RESOLVED:**

1. THAT the report 'Submission to the BOPRC Representation review 2024' be **received**; and
2. THAT Council **approves** the submission attached to this report from the Whakatāne District Council to the Bay of Plenty Regional Council.

**CARRIED**

**Attendance:**

Senior Advisor Strategy and Transformation left the meeting at 9:32 am.

Councillor Pullar joined the meeting at 9:33 am.

**10.3 Our Climate Pathway for Adoption**

Refer to pages 41-81 of the agenda and to pages 81 a-b of the tabled items.

Ms Ball acknowledged the adaptive and collaborative process to date and spoke to the tabled PowerPoint presentation, which included a brief demonstration of the interactive tool. She acknowledged it was a community document and encouraged other organisations to 'take it on board'.

Questions were asked and answered regarding process of project prioritisation, key staff involvement to ensure visibility across connection projects, education aspects, and the incorporation of the pathway into asset management. The snapshot indicate climate change hazards in the Whakatāne District would be reviewed for the 'increased fire weather' hazard.

Moved Councillor Iles / Seconded Councillor James

**RESOLVED:**

1. THAT the 'Our Climate Pathway for Adoption' report be **received**; and
2. THAT the Council **receives** the recommendation from the Climate Change Steering Group and **adopts** 'Our Climate Pathway - Whakatāne District's Climate Change Strategy 2024-27' and 'Our Climate Change Action Plan', as the Council's response to climate change, replacing the Climate Change Strategy 2020-23; and
3. THAT the Council **notes** that, in adopting 'Our Climate Pathway', Council is committing to playing a leadership role, alongside and in collaboration with the community, to work towards the targets and actions set out through the strategy; and
4. THAT the Council **acknowledges** the work undertaken by the Steering Group, Technical Advisory Group, Community Panel and Youth Panel, in developing a comprehensive, community-led strategy for the Whakatāne District; and
5. THAT the Council **encourages** other businesses, community groups, organisations and individuals throughout the District, to think about how they can adopt or endorse 'Our Climate Pathway' to guide their actions and intentions.

**CARRIED**

#### 10.4 Whakatāne District Council Proposed Fees and Charges Schedule 2024/2025 for Adoption

Refer to pages 82-141 of the agenda.

In response to a query, it was confirmed that the Fees and Charges relating to the Murupara Refuse Transfer Station would commence from 1 January 2025, once the required capital works was completed.

A discussion ensued about water meter testing, and it was noted a report on backflow and meters would be of assistance to Elected Members.

Moved Councillor Tánczos / Seconded Councillor O'Brien

##### **RESOLVED:**

1. THAT the Proposed Adoption of the Whakatāne District Council Fees and Charges Schedule 2023/24 report be **received**; and
2. THAT the Council **adopts** the Fees and Charges Schedule 2024/25 (as detailed in Appendix 1 attached to this report), which includes the proposed changes as outlined in this report; and
3. THAT the Council **notes** new fees and charges for 2024/25 will commence on 1 July 2024.

##### **CARRIED**

#### 11 RESOLUTION TO EXCLUDE

Refer to pages 142-144 of the agenda.

Moved Councillor Iles / Seconded Councillor James

##### **RESOLVED:**

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

1. Iwi Chair Forum minutes Public Excluded 19 March 2024
2. Risk and Assurance Committee meeting minutes Public Excluded 17 May 2024
3. Chief Executive Performance and Support Committee meeting minutes Public Excluded 6 May 2024
4. Chief Executive Performance and Support Committee meeting minutes Public Excluded 16 May 2024
5. Chief Executive Performance and Support Committee meeting minutes Public Excluded 5 June 2024
6. Extraordinary Council meeting minutes Public Excluded 23 May 2024
7. Living Together Committee meeting minutes Public Excluded 6 June 2024
8. 2 The Strand Public Excluded Report June 2024
9. Approval to Publish Credit Rating

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:

	<b>General subject of each matter to be considered</b>	<b>Reason for passing this resolution in relation to each matter</b>	<b>Ground(s) under section 48(1) for the passing of this resolution</b>	<b>When item can be released into public</b>
1.	Iwi Chair Forum minutes Public Excluded 19 March 2024	Good reason to withhold exists under Section 7.	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 exists. Section 48(1)(a)	To be advised
2.	Risk and Assurance Committee meeting minutes Public Excluded 17 May 2024	Good reason to withhold exists under Section 7.	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 exists. Section 48(1)(a)	To be advised
3.	Chief Executive Performance and Support Committee meeting minutes Public Excluded 6 May 2024	Good reason to withhold exists under Section 7.	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 exists. Section 48(1)(a)	Not to be released
4.	Chief Executive Performance and Support Committee meeting minutes Public Excluded 16 May 2024	Good reason to withhold exists under Section 7.	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 exists. Section 48(1)(a)	Not to be released
5.	Chief Executive Performance and Support Committee meeting minutes Public Excluded 5 June 2024	Good reason to withhold exists under Section 7.	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 exists. Section 48(1)(a)	Not to be released
6.	Extraordinary Council meeting minutes Public Excluded 23 May 2024	Good reason to withhold exists under Section 7.	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 exists. Section 48(1)(a)	Not to be released

7.	Living Together Committee meeting minutes Public Excluded 6 June 2024	Good reason to withhold exists under Section 7.	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 exists. Section 48(1)(a)	To be advised
8.	2 The Strand Public Excluded Report June 2024	Good reason to withhold exists under Section 7.	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 exists. Section 48(1)(a)	To be advised
9.	Approval to Publish Credit Rating	Good reason to withhold exists under Section 7.	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 exists. Section 48(1)(a)	To be advised

This resolution is made in reliance on sections 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 7 of that Act, which would be prejudiced by the holding of the relevant part of the proceedings of the meeting in public are as follows:

Item No	Interest
2, 8	To carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) (Schedule 7(2)(i))
1, 2, 8	To enable the Council to carry out, without prejudice or disadvantage, commercial activities (Schedule 7(2)(h))
2, 7, 8	Maintain legal professional privilege (Schedule 7(2)(g))
2, 3, 4, 5, 6	To protect the privacy of natural persons, including that of deceased natural persons; (section 7(2)(a))
9	Protect information which is subject to an obligation of confidence 7(2)(c))

The meeting moved into Public Excluded at 10:30 am.

The public were readmitted to the meeting at 2:04 pm.

**Councillor O'Brien closed the meeting with a Karakia at 2:05 pm.**

Confirmed at the meeting dated:
      CHAIRPERSON