



**MINUTES OF AN ORDINARY COUNCIL MEETING DATED TUESDAY, 2 JUNE 2020 VIA AUDIO VISUAL LINK AT 9.02AM**

---

**PRESENT:**

Mayor Lyn Riesterer (Chairperson)  
Deputy Mayor Shona Browne (Deputy Chairperson)  
Councillors:  
Debi Hocart  
Barry Howe  
David Moore  
Steve Nelson  
Louis Rāpihana

**IN ATTENDANCE:**

Aileen Lawrie (Chief Executive Officer)  
Bevan Gray (Finance and Corporate Services Group Manager)  
Gerard McCormack (Planning and Regulatory Group Manager)  
Ari Erickson (Engineering and Services Group Manager)  
Greg Robertson (Chief Financial Officer)  
Gae Finlay (Executive Assistant and Governance Support Officer)

**GUEST:**

Chris Spencer (Whakatōhea Māori Trust Board Consultant)

**MEDIA:**

Charlotte Jones (Local Democracy Reporter, The Beacon)

---

Councillor Rāpihana opened the meeting with a karakia.

**APOLOGIES**

Nil.

**DECLARATION OF ANY INTERESTS IN RELATION TO OPEN MEETING AGENDA ITEMS**

Nil.

**PUBLIC FORUM**

Nil.

**1. CONFIRMATION OF MINUTES – ORDINARY COUNCIL MEETING: 21 APRIL 2020 p4**

**RESOLVED**

- (1) That the minutes of the Ordinary Council meeting held on 21 April 2020 be confirmed as a true and correct record.**

Hocart/Rāpihana

**Carried**

**2. MINUTES – COAST COMMUNITY BOARD MEETING 11 FEBRUARY 2020 p11**

**RESOLVED**

- (1) That the minutes of the Coast Community Board meeting held on 11 February 2020 and any recommendations therein be received.**

Rāpihana/Hocart

**Carried**

**3. MINUTES – RISK AND ASSURANCE COMMITTEE MEETING 2 MARCH 2020 p16**

**RESOLVED**

- (1) That the minutes of the Risk and Assurance Committee meeting held on 2 March 2020 and any recommendations therein be received.**

Nelson/HWTM

**Carried**

**4. MINUTES – BAY OF PLENTY MAYORAL FORUM 14 APRIL 2020 p20**

**RESOLVED**

- (1) That the minutes of the Bay of Plenty Mayoral Forum meeting held on 14 April 2020 be received.**

HWTM/Rāpihana

**Carried**

**5. MINUTES – REGIONAL TRANSPORT COMMITTEE MEETING 9 MAY 2020 p25**

**RESOLVED**

- (1) That the minutes of the Regional Transport Committee meeting held on 9 May 2020 be received.**

HWTM/Moore

**Carried**

**6. WHAKATŌHEA MARINE SPATIAL PRESENTATION – CHRIS SPENCER** **Verbal Item**

Chris Spencer, consultant to Whakatōhea, gave a powerpoint presentation in relation to the Whakatōhea Marine Management Area Spatial Plan. The Whakatōhea Marine Spatial Plan seeks to manage the use of the water space, protect the development of current and future resources and utilise science as best practice, whilst maintaining kaitiaki practices.

The presentation covered the following points:

- The objectives
- Whakatōhea marine management areas – Eastern Sea Farms, Ōpōtiki Marine Farm A, Ōpōtiki Marine Farm B and Deepwater Marine Farm
- Initiatives – commercial; research
- Projections 2020-2025 around established mussels, new mussels, established spat, net spat, experimental seaweeds and experimental oysters
- Projections 2035-2030 around established mussels, new mussels, established spat, net spat, experimental seaweeds, experimental oysters and experimental finfish
- Ōpōtiki Harbour Development – this development will provide a safe harbor to operate from
- Whakatōhea future – a centre for innovation and excellence in open ocean aquaculture.

Her Worship the Mayor thanked Chris Spencer for his presentation.

*Chris Spencer left the meeting at 10.00am.*

**7. MAYORAL REPORT – 17 APRIL 2020-28 MAY 2020** **p33**

Her Worship the Mayor noted she was also interviewed by Newshub and Radio Live on 12 May in relation to the Te Whānau a Apanui Community Safety Zone.

**RESOLVED**

**(1) That the report titled “Mayoral Report – 17 April 2020-28 May 2020” be received.**

HWTM/Rāpihana

**Carried**

**8. QUARTERLY REPORT TO 31 MARCH 2020** **p37**

**RESOLVED**

**(1) That the report titled “Quarterly Report to 31 March 2020” be received.**

Rāpihana/Browne

**Carried**

**9. COVID-19 OVERVIEW OF OPERATIONAL RESPONSE**

**p49**

The Chief Executive Officer gave an overview of the report.

The Planning and Regulatory Group Manager gave an account of the Civil Defence response; the Engineering and Services Group Manager covered essential services and the Finance and Corporate Services Group Manager outlined the recovery process.

Her Worship thanked the Chief Executive Officer for the weekly catch ups with Councillors during the lockdown period. These meetings were very helpful as everything was moving with speed, and quite demanding.

The Chief Executive Officer gave a summary of each of the recommendations in the report. She noted that, as an addendum to this report, a tabled item will follow regarding Council Contract Extensions.

**RESOLVED**

- (1) That the report titled "Covid-19 Overview of Operational Response" be received.**
- (2) That Council support the view that recovery should be locally led, and regionally and centrally supported.**
- (3) That Council directs staff to find additional capital and operational expenditure saving for the 2020-21 Annual Plan but recognises that there is a significant and important suite of capital projects that need implementing to support jobs in our community.**
- (4) That Council resolves that it will rely on its rates remission policies to provide case by case consideration of rates relief.**
- (5) That Council agrees that waivers on any other aspects of Council business will be on a case by case basis and supported by evidence commensurate with the significance of the charge, and within delegations.**
- (6) That Council endorses the two funding applications made to the Provincial Growth Fund and Crown Infrastructure Partners, and endorses the signing of any contracts subsequent to these applications.**

HWTM/Hocart

**Carried**

*Councillor Hocart left the meeting at 10.22am.*

*The meeting adjourned for morning tea at 10.23am and reconvened at 10.35am. Councillor Hocart rejoined the meeting at this time.*

**COUNCIL CONTRACT EXTENSIONS**

**Tabled Item**

The report was tabled via circulation to Council earlier in the meeting.

Due to time constraints, the item was not on the agenda.

Council Contract Extensions needs to be considered under urgency. Due to Covid-19 procurement has not been completed and contracts would have wound up. Council also wants to ensure that this item is signed off by Audit NZ when they undertake their audit shortly.

The Engineering and Services Group Manager spoke to the report and answered questions from Council.

It was agreed that the recommendations extending the contracts as outlined in the report be adopted.

**RESOLVED**

1. **That the report titled "Council Contract Extensions" be received.**
2. **That Council's contracts for Land Transport, Solid Waste Collection, Solid Waste Transport, Three Water Reticulation Maintenance and Fleet maintenance, CBD Street Maintenance/Litter Control, Public Toilet Cleaning/Litter Control and Schedule Facilities Cleaning, be extended to 30 June 2021.**
3. **That Council's current practice of direct service (direct engagement) for Three Waters Mechanical, Telemetry, SCADA and professional services continue till 30 June 2021.**

Browne/Rāpihana

**Carried**

**10. CHIEF EXECUTIVE OFFICER'S UPDATE**

**p68**

**RESOLVED**

- (1) **That the report titled "Chief Executive Officer's Update" be received.**

Browne/Hocart

**Carried**

*Charlotte Jones left the meeting at 10.51am.*

**11. RESOLUTION TO EXCLUDE THE PUBLIC**

**p72**

**SECTION 48 LOCAL GOVERNMENT OFFICIAL INFORMATION & MEETINGS ACT 1987**

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

- 12. Confirmation of In-Committee Minutes – Ordinary Council Meeting 21 April 2020.**
- 13. In-Committee Minutes – Risk and Assurance Committee Meeting 2 March 2020.**
- 14. Minutes – Toi-EDA meeting 20 April 2020.**

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>Item No</b>	<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>12.</b>	<b>Confirmation of In-Committee Minutes – Ordinary Council Meeting 21 April 2020</b>	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)
<b>13.</b>	<b>In-Committee Minutes – Risk and Assurance Committee Meeting 2 March 2020</b>	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)
<b>14.</b>	<b>Minutes – Toi-EDA meeting 20 April 2020</b>	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)

**This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section 7 of that Act or section 6 or section 7 or section 9 of the Official Information Act 1982, as the case may require, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public are as follows:**

12.	Protect the privacy of natural persons Protect information  Protection from improper pressure or harassment Prevent disclosure or use of official information Carry out negotiations Maintain legal professional privilege Carry out commercial activities	Section 7(2)(a) Section 7(2)(b)(i) & (ii); (d) & (e) and Section 7(2)(c)(i) & (ii) Section 7(2)(f)(ii) Section 7(2)(j) Section 7(2)(i) Section 7(2)(g) Section 7(2)(h)
-----	---	--

13.	Protect the privacy of natural persons Protect information (commercial sensitivity Protection from improper pressure or harassment	Section 7(2)(a) Section 7(2)(b)(ii) Section 7(2)(f)(ii)
14.	Protect the privacy of natural persons Protect information	Section 7(2)(a) Section 7(2)(b)(i) & (ii)

Browne/HWTM

**Carried**

**RESOLVED**

- (1) That the resolutions made while the public was excluded, be confirmed in open meeting.**
- (2) That the public be readmitted to the meeting.**

Browne/Hocart

**Carried**

**RESOLVED**

- (1) That the in-committee minutes of the Ordinary Council meeting held on 21 April 2020 be confirmed as a true and correct record.**

HWTM/Hocart

**Carried**

**RESOLVED**

- (1) That the in-committee minutes of the Risk and Assurance Committee meeting held on 2 March 2020 and any recommendations therein be received.**

Nelson/Hocart

**Carried**

**RESOLVED**

- (1) That the minutes of the Toi-EDA meeting held on 20 April 2020 be received.**

HWTM/Hocart

**Carried**

**THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 10.59AM.**

**THE FOREGOING MINUTES ARE CERTIFIED AS BEING A  
TRUE AND CORRECT RECORD AT A SUBSEQUENT  
MEETING OF THE COUNCIL HELD ON 25 AUGUST 2020**

**L J RIESTERER**

**HER WORSHIP THE MAYOR**