
Council Kaunihera OPEN MINUTES

Minutes of a meeting of the Council held in the Council Chamber, Municipal Building, Garden Place, Hamilton on Thursday 25 June 2020 at 9.37am.

PRESENT

Chairperson	Mayor P Southgate
Deputy Chairperson	Deputy Mayor G Taylor
Members	Cr M Bunting
	Cr M Gallagher
	Cr R Hamilton
	Cr D Macpherson
	Cr K Naidoo-Rauf
	Cr A O’Leary
	Cr R Pascoe
	Cr S Thomson
	Cr M van Oosten
	Cr E Wilson

In Attendance	Richard Briggs – Chief Executive
	Lance Vervoort - General Manager Community
	David Bryant – General Manager Corporate
	Eeva-Liisa Wright – General Manager Infrastructure Operations
	Jen Baird – General Manager City Growth
	Maire Porter – City Waters Manager
	Paul Ryan – Senior Planner
	Raewyn Simpson – Senior Planner City Waters

Governance Staff	Becca Brooke – Governance Manager
	Amy Viggers – Governance Team Leader
	Rebecca Watson – Governance Advisor

Cr Thomson took part in the meeting and voted via Audio Visual link.

The meeting was opened with a karakia from Muna Wharawhara, Amorangi Maaori.

1. Apologies

Resolved: (Cr Bunting/Deputy Mayor Taylor)

That the apologies for absence from Cr Forsyth and for early departure from Cr Naidoo-Rauf are accepted.

2. Confirmation of Agenda

Resolved: (Deputy Mayor Taylor/Cr van Oosten)

That the agenda is confirmed noting that item C3 (Ruakura Road West Realignment) has been

removed from the agenda as the report was unable to be completed prior to this meeting.

3. Declarations of Interest

During the discussion of item 8 (Appeal to the Waikato Regional Council's Decisions Version of Proposed Plan Change 1 - Healthy Rivers/Wai Ora), Mayor Southgate noted in relation to item 8 (Appeal to the Waikato Regional Council's Decisions Version of Proposed Plan Change 1 - Healthy Rivers/Wai Ora) that she had recently been appointed Co-Chair on the Waikato River Authority. She advised that she did not believe she was conflicted on this matter as her new role had not fully commenced yet.

4. Public Forum

No members of the public wished to speak.

5. Confirmation of the Council Open Minutes of 28 May 2020

Resolved: (Cr Wilson/Cr Bunting)

That the Council confirm the Open Minutes of the Council Meeting held on 28 May 2020 as a true and correct record.

6. Confirmation of the Elected Member Briefing Open Notes 27 May 2020

Resolved: (Cr Hamilton/Cr Bunting)

That the Council confirm the Open Notes of the Elected Member Briefing held on 27 May 2020 as a true and correct record.

7. Chair's Report

The Chair took the report as read.

Resolved: (Mayor Southgate/Cr Macpherson)

That the Council receives the report.

During the discussion of the above item, Mayor Southgate noted in relation to item 8 (Appeal to the Waikato Regional Council's Decisions Version of Proposed Plan Change 1 - Healthy Rivers/Wai Ora) that she had recently been appointed Co-Chair on the Waikato River Authority. She advised that she did not believe she was conflicted on this matter as her new role had not fully commenced yet.

8. Appeal to the Waikato Regional Council's Decisions Version of Proposed Plan Change 1 - Healthy Rivers/Wai Ora

The Senior Planner took the report as read. Staff responded to questions from Elected Members concerning zone issues, potential costs, preparation for the Long Term Plan, wellbeing considerations, constructed wetlands and Local Government New Zealand Three Waters approach.

Resolved: (Cr Wilson/Cr Bunting)

That the Council:

- a) receives the report;
- b) approves the Draft 2 Notice of Appeal against the Waikato Regional Council's decisions on 7 provisions in Proposed Waikato Regional Plan Change 1: Waikato and Waipā River Catchments and seeking the addition of 2 new definitions (**Attachment 1**);
- c) notes that, following the Council's approval of the Draft 2 Notice of Appeal, it will be lodged

with the Environment Court by the appeal closing date, 8 July 2020;

- d) approves the Council's becoming a Section 274 party (as per the Resource Management Act 1991) to any other appeals that have the potential to affect the Council's interests; and
- e) notes that any Section 274 Notices must be lodged by 29 September 2020.

9. Open Recommendations from Committees to the Council

The report was taken as read.

Resolved: (Cr Pascoe/Cr Bunting)

Financial Strategy Monitoring Report

That the Council:

- a) approves the capital movement in expenditure of (\$2m) and in revenue \$0.1m from the 2019/20 Financial Year to future years as identified in the 16 June 2020 Capital Portfolio Monitoring Report;
- b) approves the significant forecast adjustments as set out in paragraphs 19 to 24 of this report;
- c) approves the revised forecast Financial Strategy position for Debt to Revenue, Net Debt and Balancing the Books as set out in paragraphs 25 to 32 of this report; and
- d) approves an increase in the Te Awa Path budget by \$1.6m (\$784,000 local share) from \$4.2m to \$5.8m subject to Waka Kotahi NZ Transport Agency approving a minimum 51% subsidy, with the local share for the full project being promoted by Council as a contribution towards any transport related economic stimulus packages currently being considered by the Government.

Local Government Funding Authority Notice of Special General Meeting

That the Council:

- a) receive the Local Government Funding Authority Notice of Special General Meeting report.
- b) approve the amendments to the foundation policies of the Local Government Funding Authority.
- c) approve by way of proxy, a nominated member of staff to attend the Special General Meeting as shareholder representative of Hamilton City Council
- d) approve the amendment of Council's Investment and Liability Management Policy to align with the Local Government Funding Authority foundation policy change to the net debt to revenue covenant, subject to shareholders' approval of (b) above.

Resolved: (Cr Pascoe/Mayor Southgate)

Audit Proposal Letter for 2020, 2021 and 2022

That the Council:

- a) approves the Audit Proposal Letter; and
- b) delegates the Mayor authority to sign the Audit Proposal Letter on Council's behalf.

That the Council notes that the matter of the Risk Management Policy Review recommendation to the Council will be reported to the 6 August Council meeting.

Resolved: (Cr Bunting/Cr Naidoo-Rauf)

Te Inuwai Park Naming

That the Council approves Te Inuwai Park as the name for the neighbourhood park located on Lot 400 DP 527758 and Lot 211 DP 527758.

10. Resolution to Exclude the Public

Resolved: (Cr van Oosten/Cr Naidoo-Rauf)

Section 48, Local Government Official Information and Meetings Act 1987

The following motion is submitted for consideration:

That the public be excluded from the following parts of the proceedings of this meeting, namely consideration of the public excluded agenda.

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 follows.

General subject of each matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
C1. Confirmation of the Council Public Excluded Minutes of 28 May 2020) Good reason to withhold) information exists under) Section 7 Local Government	Section 48(1)(a)
C2. Appointment of Maangai Maaori to the Finance and Strategic Risk and Assurance Committees) Official Information and) Meetings Act 1987)	
C4. Confirmation of the Council Unconfirmed Minutes 30 April 2020 - CE Review Committee Matters		
C5. Recommendation from the CE Review Committee		

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 which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

Item C1.	to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)
Item C2.	to protect the privacy of natural persons	Section 7 (2) (a)
Item C4.	to protect the privacy of natural persons	Section 7 (2) (a)
Item C5.	to protect the privacy of natural persons	Section 7 (2) (a)

The meeting went into a public Excluded session at 10.50am.

During the Public Excluded session of the meeting, the following resolution was released into the open.

C2. Appointment of Maangai Maaori to the Finance and Strategic Risk and Assurance Committees

Resolved: (Cr Pascoe/Cr van Oosten)

That the Council:

- a) approves the appointment of Hemi Rau as Maangai Maaori on the Finance, Strategic Risk and Assurance Committees and Hearings and Engagement Committee (for hearings relevant to the Finance and Strategic Risk and Assurance Committees);
- b) notes that the General Manager Corporate is delegated to complete negotiations and execution of the individual kawenata between the Council and Hemi Rau in respect of his appointment; and
- c) approves the public release of the Council's decision on this matter.

The meeting was declared closed at 12.33pm.