

# MINUTES



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MEMBERSHIP: Her Worship the Mayor Rehette Stoltz, Deputy Mayor Josh Wharehinga, Colin Alder, Andy Cranston, Larry Foster, Debbie Gregory, Ani Pahuru-Huriwai, Rawinia Parata, Aubrey Ria, Tony Robinson, Rob Telfer, Teddy Thompson, Rhonda Tibble and Nick Tupara

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## MINUTES of the EXTRAORDINARY COUNCIL/TE KAUNIHERA

**Held in the Rose Room, Lawson Field Theatre, Fitzherbert Street, Gisborne on Thursday 2 March 2023 at 11.00AM.**

### PRESENT:

Her Worship the Mayor Rehette Stoltz, Deputy Mayor Josh Wharehinga, Colin Alder, Andy Cranston, Larry Foster, Debbie Gregory, Ani Pahuru-Huriwai, Rawinia Parata, Aubrey Ria, Tony Robinson, Daniel Thompson, Rhonda Tibble, Nick Tupara and Josh Wharehinga.

### IN ATTENDANCE:

Chief Executive Nedine Thatcher Swann, Director Internal Partnerships James Baty, Acting Director Liveable Communities De-Arne Sutherland, Director Engagement & Maori Responsiveness Anita Reedy-Holthausen, Chief Financial Officer Pauline Foreman, Chief of Strategy & Science Jo Noble, Senior Legal Counsel Jacinta Bowe, Democracy & Support Services Manager Heather Kohn and Committee Secretary Jill Simpson.

**Secretarial Note:** Cr Pahuru-Huriwai and Cr Parata attended the meeting via audio visual link.

### 1. Apologies

There were no apologies.

### 2. Declarations of Interest

There were no interests declared.

### 3. Leave of Absence

Cr Telfer was granted leave of absence.

### 4. Acknowledgements and Tributes

There were no acknowledgements or tributes.

### 5. Public Input and Petitions

There were no public input or petitions.

## **6. Extraordinary Business**

There was no extraordinary business.

## **7. Notices of Motion**

There were no notices of motion.

## **8. Adjourned Business**

There was no adjourned business.

## **9. Reports of the Chief Executive and Staff for DECISION**

### **9.1 23-58 Supplementary Report - Draft Annual Plan 2023 [23-10]**

Questions of clarification included:

- Some private industries have their own water supply and Council has been working with them to supplement the Waipaoa water supply for the purposes of municipal use.
- Some of the upper limit of the Four Waters Infrastructure Material Damage Policy can be used for costs associated with the repair of the water supply.
- The \$30m expenditure limit relates to accounts that need to be paid on any one day.
- There is no limitation in terms of expenditure relating to urgent circumstances.
- If an emergency event is declared it lasts for 7 days. The Mayor is closely involved throughout the emergency response.
- In terms of the emergency centre operations the Group Controller works closely with NEMA and 60% of the costs that are accrued through a civil defence emergency are covered by NEMA. NEMA has finance officers within the emergency centre ensuring that what is being signed off by the Controller or any requests from community groups are recoverable.
- In terms of the financial delegation the consideration around prioritisation is based on the 'impact on life' so water supply will always take priority over a bridge connection unless the connection means removing someone from a property immediately in which case they will be flown out.
- The Hikuwai Bridge is NZTA's responsibility.
- Some industries have been starting up with a minimum water use. There has also been collaboration with some of the industries that have their own water to share with industries that do not have private water supply.
- Water supply will not return to normal until the Waingake Water Treatment Plant pipes are repaired.
- The connection from the private industry bores has commenced.

MOVED by Cr Cranston, seconded by Cr Gregory

That the Council/Te Kaunihera Committee:

1. Agrees to make the delegations and revocations specified in the Instrument of Financial Delegation in Attachment 1 to this report.
2. Agrees the Mayor can sign the Instrument of Delegation in Attachment 1 of this report to confirm the delegations have been made.
3. Noting that:
  - a. Thresholds for National Emergency Funding Agency will be at least \$1.2m.
  - b. Council's insurance Policy for Below Ground Infrastructure Waters has a deductible amount of \$1.5m.
  - c. Based on 3a and 3b, Council costs will be at least \$1.5m and any other costs that are not covered from insurance policy and/or from NEMA.
4. Noting that:
  - a. Assessed total costs will be completed in coming weeks.
  - b. Once assessed costs are completed and timelines of when work will be phased, the new costs affected 2023/24 will be incorporated into the Final Annual Plan for 2023/24.
  - c. Costs incurred during the current financial year 2022/23 will be notified to Council through reports to Council Committees.

**CARRIED**

## **9.2 23-29 Governance Structure and Terms of Reference 2023**

Democracy & Support Services Manager Heather Kohn commented that the Terms of Reference for the Civil Defence Emergency Management Committee will be amended to include iwi partners once they are named.

Questions of clarification included:

- The wording in the Terms of Reference around 'non-voting tangata whenua members' is a statutory requirement. To be a voting or non-voting member is a decision of the Committee.
- Each Committee decides if it needs a sub-committee and what it will look like. The decision to appoint to Committees of Council was made during the Induction process.
- The Terms of Reference will be tidied up to have more consistent wording.
- The Appointments Committee sits alongside the Board Appointments and Remuneration Policy which contains a lot of detail.
- The Terms of Reference for the Tairāwhiti Resource Management Plan will be provided at a later date.

MOVED by Cr Wharehinga, seconded by Cr Parata

That the Council/Te Kaunihera Committee:

1. Revokes the Governance Structure and Terms of Reference (Delegations Manual) July 2020.
2. Approves and adopts the updated Governance Structure and Terms of Reference (Attachment 1), subject to any amendments.

**CARRIED**

### 9.3 23-37 Health and Safety Governance Charter

Director Internal Partnerships James Baty attended and answered questions of clarification.

- Consideration will be given to cultural safety along with a connection linking back to tikanga and values.
- The decision stood in relation to staff who had lost their jobs because of Council's Vaccination Policy and staff did not return "as of right". Reversing the decision on this was not a consideration.
- In a Council context everything done in terms of health & safety is a reflection of the legislation in force since 2015.
- At a high level the Policy is designed to cover things like staff being mistreated by the public. There are guidelines which have been produced by Local Government New Zealand on how to keep yourself safe as an employee.

MOVED by Cr Stoltz, seconded by Cr Robinson

That the Council/Te Kaunihera:

1. Allows the report to lie on the table.

**CARRIED**

### 10. Close of Meeting

There being no further business, the meeting concluded at 11:35 am with a karakia.

Rehette Stoltz  
**MAYOR**