

Council Meeting Minutes 22 February 2023

01-15-016
RDC-1363052

Minutes

**Council meeting held Wednesday 22 February at 9.30am
Council Chamber, Rotorua Lakes Council**

MEMBERS PRESENT: Mayor Tapsell (Chair)
Cr Kai Fong (Deputy Chair), Cr Barker, Cr Brown, Cr Kereopa, Cr Lee,
Cr O'Brien, Cr Paterson, Cr Wang, Cr Waru

APOLOGIES: Cr Maxwell

STAFF PRESENT: G Williams, Chief Executive;
T Collé, Deputy Chief Executive, Organisational Enablement;
J.P Gaston, Deputy Chief Executive, District Development;
O Hopkins, Deputy Chief Executive, District Leadership and Democracy;
S Michael, Deputy Chief Executive. Infrastructure and Environmental
Solutions;
G Rangi, Deputy Chief Executive, Te Arawa Partnership;
D Jensen, Director of Finance;
N Michaels, Senior Communications Advisor;
D Cossar, Governance and Democracy Manager;
T Rutherford, Executive of Communication, Mayor's Office;
I Brell, Governance Support Advisor.

The meeting opened at 9.32am.

The Chair, Mayor Tapsell welcomed elected members, media, staff and members of the public.

**1 KARAKIA WHAKAPUAKI
OPENING KARAKIA**

Cr Kai Fong opened the meeting with a Karakia.

**2 NGĀ WHAKAPĀHA
APOLOGIES**

Resolved:

- 1. That the apologies from Cr Maxwell be accepted.**

Moved: Cr Kai Fong

Seconded: Cr Waru

CARRIED

3 WHAKAPUAKITANGA WHAIPĀNGA DECLARATIONS OF INTEREST

Cr O Brien declared an interest in agenda item 6.4 Rotorua District Council (Representation Arrangements) Bill, advising his partner is an employee of the law firm which provided advice to Council on this matter.

4 NGĀ TAKE WHAWHATI TATA KĀORE I TE RĀRANGI TAKE URGENT ITEMS NOT ON THE AGENDA

Sir Howard Morrison Centre

Cr O Brien asked if an update relating to the cancellation of the recent event held at the Sir Howard Morrison Centre could be provided. The Chair requested the Chief Executive, Geoff Williams to respond. Mr Williams provided the following comments:

- A technical review has been undertaken to ascertain what happened.
- This has involved an assessment of systems, operating procedures and protocols.
- Council will be presented with the outcome on completion of the review.

Submissions Policy

Cr O'Brien asked for an update regarding possible legal action against Council's submission policy. The Chair asked Mr Williams to respond. Mr Williams said a letter had been received raising the issue of legal action, however nothing further had been received.

5 TE WHAKAŪ I NGĀ MENETI CONFIRMATION OF COUNCIL MINUTES

5.1 MINUTES OF COUNCIL MEETING HELD 8 FEBRUARY 2023

Resolved:

1. **That the minutes of the Council meeting held 8 February 2023 be confirmed as a true and correct record subject to a minor amendment.**

Moved: Cr Waru

Seconded: Cr Kai Fong

CARRIED

6. PŪRONGO KAIMAHI STAFF REPORTS

6.1 HEARINGS ON KERBSIDE ORGANIC WASTE COLLECTION IN ROTORUA

RDC-1361096

The Chair advised there would no hearing as the submitters who had indicated they would verbally present had withdrawn.

6.2 FINANCIAL PERFORMANCE FOR THE SIX MONTHS ENDING 31 DECEMBER 2022

RDC-1361327

Resolved:

1. That the report “Financial Performance for the Six Months ended 31 December 2022” be received.

Moved: Cr O’Brien

Seconded: Cr Lee

CARRIED

Thomas Collé and David Jensen spoke to a presentation titled Financial Update – 6 Months to the 31 December 2022 (Attachment 1)

Further resolved:

2. That, noting operating pressure relating to Emergency Housing, Plan Change 9, Inflation and Road-
ing Weather Events and the cost-saving initiatives to date, Council staff will continue to identify
options to achieve budget targets within their financial delegations.
AND
3. That at the next Council meeting, staff will present cost saving options through the reduction of
Council’s level of service to the community in order to achieve budget targets.

Moved: Cr Kai Fong

Seconded: Cr Lee

CARRIED

6.3 BAY OF PLENTY MAYORAL FORUM TRIENNIAL AGREEMENT 2022-2025

RDC-1357689

Resolved:

1. That the report ‘Bay of Plenty Mayoral Forum Triennial Agreement 2022-2025’ be received.

Moved: Cr O’Brien

Seconded: Cr Brown

CARRIED

Oonagh Hopkins overviewed the report.

Further resolved:

2. That Council notes that the Local Government Act 2002 requires not later than 1 March after
each triennial general election of members, all local authorities within each region to enter into
a triennial agreement covering the period until the next election.
3. That Council endorses the Bay of Plenty Mayoral Forum Triennial Agreement 2022-2025 for ap-
proval, and provide an electronic signature of council’s Mayor to Regional Council by 28 Febru-
ary 2023.

Moved: Cr Wang
Seconded: Cr Waru
CARRIED

Meeting adjourned at 10.30am and resumed at 10.44am.

6.3 ROTORUA DISTRICT COUNCIL (REPRESENTATION ARRANGMENTS) BILL

RDC-1359775

Resolved:

1. **That the report 'Rotorua District Council (Representation Arrangements) Bill' be received.**

Moved: Cr Barker
Seconded: Cr Paterson
CARRIED

Gina Rangi overviewed the report.

Further resolved:

2. **That Council write to the Māori Affairs Select Committee to advise that the Council withdraws its support for the Bill.**

Moved: Mayor Tapsell
Seconded: Cr Lee
CARRIED

Recorded against: Cr Waru

7. **HE WHAKATAUNGA KIA HOKI ATU TE ARONGA O TE HUI HAI HUI TŪMATAWHĀITI
RESOLUTION TO MOVE INTO PUBLIC EXCLUDED**

Resolved:

1. **That Council move into Public Excluded session.**

Moved: Cr Waru
Seconded: Cr Brown
CARRIED

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:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for passing of this resolution
Extension of Contract 21/03 – Linton Park detention Park upgrade.	Protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.	Section 48(1)(a) Section 7(2)(b)(ii)
Award of Contract 23/003 - Water Main Upgrade – State Highway 5 Reporoa (Handcock Road –Dairy Factory).	Protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information. Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	Section 48(1)(a) Section 7(2)(b)(ii) Section 48(1)(a) Section 7(2)(i)

This resolution is made in reliance on Section 48(1) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Sections 6 or 7 of the Act or Sections 6, 7 or 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 shown above (in brackets) with respect to each item.

OPEN SESSION

The meeting closed 12.44pm

Confirmed at a Council meeting on 29 March 2023.



Chair

Note: Rotorua Lakes Council is the operating name of Rotorua District Council