

**Minutes of the Ordinary Meeting of the Kawerau District Council
held on Wednesday 18 December 2024
in the Council Chamber commencing at 9.02am**

Present: Her Worship the Mayor F K N Tunui
Deputy Mayor A Rangihika
Councillor C J Ion
Councillor B Julian
Councillor R G K Savage
Councillor W Godfery
Councillor S Kingi
Councillor J Ross

In Attendance: Chief Executive Officer (M Godfery)
Group Manager, Finance and Corporate Services (L Butler)
Group Manager, Operations and Services (R Nel)
Group Manager, Regulatory and Planning (M Glaspey)
Communications & Engagement Manager (T Humberstone)
Administration Officer (L Kerei)

1 Karakia Timatanga | Opening Prayer

Pastor Mark Kingi opened the meeting with a prayer.

2 Apologies

Apologies were received from Councillor Andrews.

**Councillors Kingi / Ross
CARREID**

3 Leave of Absence

No Leave of Absence were received.

4 Declarations of Conflict of Interest

No Declarations of Conflict of Interest were received.

5 Meeting Notices

Chief Executive Officer gave the following meeting notices:

- *Tabled is the Her Worship the Mayor's Report.*
- *Local Water Done Well – Release to the Public.*

6 Nga Mihimihi | Acknowledgements

Councillor Ross gave acknowledgement to Economic and Development Manager, Barton on delivering Kawerau Christmas in the Park and how it was a huge success.

Councillor Julian acknowledged the organisers of Kawerau Christmas in the Park which was the Isite staff who took care of the Santa Parade, Liana Kerei the director of the Afternoon Show, Pari Maxwell the director of the Evening Show, Majeane Rogers the operations manager for the event and the Kawerau Youth Council and Youth Council Director.

Deputy Mayor Rangihika gave acknowledgment to the Shortland whanau | family and on behalf of Council sends aroha | love to the family.

Her Worship the Mayor acknowledged the show directors of Kawerau Christmas in the Park, Liana Kerei (Afternoon Show) and Pari Maxwell (Evening Show). Also to the Musical Director, Ben Gilgen and the Kawerau Christmas Showband and the Master of Ceremony (MC) Howie Morrison.

Her Worship the Mayor also sends her aroha | love to the Shortland family and all those that have lost loved ones.

7 Public Forum

Brett Pacey

Mr Pacey gave reflection of the year and encouraged Elected Members to think about the future for the Kawerau District. He also wished Elected Members a safe and Merry Christmas.

8 CONFIRMATION OF COUNCIL MINUTES

8.1 Ordinary Council – 27 November 2024

Corrections:

- Page 5 – Below agenda item 14 change “Councillor Godfery departed” to “Councillor Godfery rejoined”.
- Page 5 – Agenda item 14 – Add that Kawerau District Council to connect with Tauranga City Council regarding the first Council Agenda after the Local Council Elections.

Resolved

That the minutes of the Ordinary Council Meeting held on 27 November 2024 is confirmed as a true and accurate record.

**Councillors Ion / Ross
CARRIED**

9 CONFIRMATION OF COMMITTEE MINUTES

9.1 Community Grant Committee Meeting – 13 November 2024

Elected Members have requested for the Community Grant committee to give more understanding and revisit the awarding of funds that is more than what is requested by applicants.

Resolved

That the minutes of the Community Grant Committee Meeting held on 13 November 2024 is confirmed as a true and accurate record.

**Councillors Julian / Ross
CARRIED**

10 Her Worship the Mayor's Report

Corrections:

- Page 13 in the updated agenda – Item 1 Purpose – Change the date from “Wednesday 4 December” to “Wednesday 18 December”.
- Page 13 in the updated agenda – Sun 24 November – Change from Ohope Golf Club to Whakatane Golf Club.

Resolved

That Her Worship the Mayor's report for the period Thursday 21 November to Wednesday 18 December 2024 is received.

**Her Worship the Mayor / Councillor Godfery
CARRIED**

11 Action Schedule (Chief Executive) (101120)

Correction:

Page 25 in the updated Agenda – OC 27.11.24 – Add BOP to Ngāti Tūwharetoa Settlement Trust. So should read Ngāti Tūwharetoa BOP Settlement Trust.

Resolved

That the updated Action Schedule of resolutions/actions as updated and amended requested by Council is received.

**Councillors Kingi / Ion
CARRIED**

12 Animal Shelter and Rehoming Facility Concepts (Group Manager, Operations and Services) (307130)

Council discussed the report on the Animal Shelter and Rehoming Facility Concepts.

Action item:

A discussion to be held between Council and the Iwi Liaison and Cultural Advisor, Te Haukakawa Boycie about having a crematory for the animals at the Animal Shelter and Rehoming Facility.

Resolved

- 1. That the report "Animal Shelter and Rehoming Facility" be received.*
- 2. That Council authorises staff to proceed with the final designs for Concept 1 and allocate \$25,000 of the available budget for the designs.*

**Councillors Kingi / Godfery
CARRIED**

13 NZTA Three-Year Funding 2024 – 2027 (Group Manager, Operations and Services) (401250)

Council discussed the report on the NZTA Three-Year Funding 2024 – 2027.

Group Manager, Finance and Corporate Services confirmed that \$40,360 in the Shortfall column for Footpath Maintenance will come from Council Savings.

Resolved

- 1. That the report "NZTA Three-Year Funding 2024 – 2027" be received.*
- 2. That Council approves the following decisions:*

Project/Renewal Item	Requested Budget	NZTA Approved Three-Year for 2024 - 2027 Budget	Shortfall	Decision
Minor Safety	\$40,000	\$0	\$40,000	<i>Postpone</i>
Footpath Replacement	\$485,000	\$174,350	\$310,650	<i>Postpone</i>
Photocell Sensory	\$15,000	\$0	\$15,000	<i>Postpone</i>
School Zone Speed Management	\$120,000	\$0	\$120,000	<i>Postpone</i>
Footpath Maintenance	\$63,000	\$22,640	\$40,360	<i>100% Fund</i>
<u>Totals</u>	<u>\$723,000</u>	<u>\$196,990</u>	<u>\$526,010</u>	

**Councillors Ross / Savage
CARRIED**

14 Review of Council's Procurement Policy (Group Manager, Finance and Corporate Services) (1105551)

Council discussed the report on the Review of Council's Procurement Policy.

Corrections:

- Page 54 in the updated Agenda – Item 6.2 Conflicts of interest, gifts and hospitality and maintaining confidentiality – Paragraph two, sentence one to be rewritten to “Council requires its staff to declare any personal or relationship interest which may affect...”
- Page 54 in the updated Agenda – Item 6.2 Conflicts of interest, gifts and hospitality and maintaining confidentiality – Paragraph three, sentence two to be rewritten to “... are to be accepted by Council staff involved in a tender process.”

Action items:

- The flow chart on page 67 from the existing Policy to be added to the new Policy with the necessary updates.
- To include in the policy about not giving options to the tenders on what is needed and being clear on what is needed.

Resolved

1. *That the report “Review of Council's Procurement Policy” be received.*
2. *That Council adopts the “Procurement Policy” as presented in appendix A to this report with amendments, and the policy is effective from 20 December 2024.*

**Councillor Kingi / Deputy Mayor Rangihika
CARRIED**

15 Dog Control Act s10A – Policy and Practices Report 2023/2024 (Group Manager, Regulatory and Planning) (307000)

Council discussed the report on the Dog Control Act s10A – Policy and Practices Report 2023/2024.

Corrections:

- Page 70 in the updated agenda – Introduction – Change the date from “2021/2022” to “2023/2024” in the last paragraph.
- Page 70 in the updated agenda – Part 1 – Administration of Policy and Dog control Practices – Remove the large space that is on line two of 2C.
- Page 71 in the updated agenda – Item 2 Dog Control in the District – In the last paragraph rewrite “SPCA” to “Whakatane SPCA”.

Action item:

- Elected Members have requested additional information on why the Dog Control Bylaw and Policy still has the year 2019 and make mention that it is still current.
- Elected Members requested a map of the public reserves of where dog exercise areas are in the district as stated on pages 71 and 72.

Resolved

1. That the report "Dog Control Act s10a – Policy and Practices Report 2023/2024" be received.
2. That Council adopts and publicly notifies the Dog Control Act s10A – Policy and Practices Report for the 2023/2024 year as amended and forwards a copy to the Secretary, Department of Internal Affairs.

**Councillors Ross / Julian
CARRIED**

16 Exclusion of the Public – 11.11am

Resolved

That the public is excluded from the following part of the proceedings of this meeting, namely:

1. **Minutes for Confidential Meeting Held on 27 November 2024**
2. **Storm Water Modelling Tender Evaluation**
3. **Kowhai Park Body Corporate Memorandum of Understanding (MOU)**

**Councillors Ross / Savage
CARRIED**

The general subject of the matter to be considered while the public is excluded; the reason for passing this resolution in relation to the matter, and the specific grounds under Section 48(1) of the Local Government Information & Meetings Act 1987 for the passing of this resolution is as follows:

General Subject of the matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
1. Minutes for Confidential Meeting held on 27 November 2024.	Maintain the effective conduct of public affairs through the free and frank expression of opinions.	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) (i)
2. Storm Water Modelling Tender Evaluation.		
3. Kowhai Park Body Corporate Memorandum of Understanding (MOU)		

This resolution is made in reliance on Section 48(1) (a) of the Local Government Official Information & Meetings Act 1987 and the particular interest or interests protected by Section 7 (2) (b) (i) of that Act.

Councillor Ion departed the meeting at 12.06pm

Karakia Whakamutunga

Pastor Mark Kingi closed the meeting with a Karakia at 12.27pm



F K N Tunui

Mayor

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