



Meeting of the Hawke's Bay Regional Council

Date: Wednesday 28 August 2019
Time: 9.00am
Venue: Council Chamber
Hawke's Bay Regional Council
159 Dalton Street
NAPIER

Agenda

ITEM	SUBJECT	PAGE
1.	Welcome/Apologies/Notices	
2.	Conflict of Interest Declarations	
3.	Confirmation of Minutes of the Regional Council Meeting held on 31 July 2019	
4.	Follow-up Items from Previous Regional Council Meetings	3
5.	Call for Minor Items of Business Not on the Agenda	7
6.	Significant Council Staff Activities through September 2019	9
Decision Items		
7.	Report and Recommendations from the Environment and Services Committee	19
8.	Affixing of Common Seal	21
Information or Performance Monitoring		
9.	Report from the 6 August 2019 Māori Committee Meeting	23
10.	Staff Report from the Regional Planning Committee	25
11.	Discussion of Minor Items Not on the Agenda	27

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 August 2019

Subject: FOLLOW-UP ITEMS FROM PREVIOUS REGIONAL COUNCIL MEETINGS

Item 4

Reason for Report

1. On the list attached are items raised at Council Meetings that staff have followed up on. All items indicate who is responsible for follow up, and a brief status comment. Once the items have been report to Council they will be removed from the list.
2. Also attached is a list of LGOIMA requests that have been received since the last Council meeting.

Decision Making Process

3. Staff have assess the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision making provisions do not apply.

Recommendation

That the Council receives and notes the *"Follow-up Items from Previous Meetings"* staff report.

Authored by:

Leeanne Hooper
PRINCIPAL ADVISOR GOVERNANCE

Approved by:

James Palmer
CHIEF EXECUTIVE

Attachment/s

[↓ 1](#) Follow-ups for August 2019 Council meeting

Follow-ups from previous Regional Council Meetings

Meeting held 31 July 2019

	Agenda Item	Action	Responsible	Status Comment
1	Follow-up items from previous Council meetings	LGOIMA requests received to be provided to councillors monthly, separate from the published meeting agenda	L Hooper	First monthly email sent 20 August 2019
2	Future Farming Charitable Trust Council Appointment	Formal letter of thanks to be sent to all members of the establishment working group and Trustees	T Skerman /K Campbell	These are currently being organised and will be sent out by end of the month.
3	Minor items not on the agenda	Investigate potential for reporting progress, including milestones and budgets, of Council's major projects through media similar to CHBDC ad in CHB Mail	D Cull	This is being considered as part of the revised organisational performance function, under the Strategic Planning Group.

Meeting held 26 June 2019

	Agenda Item	Action	Responsible	Status Comment
4	Report and Recommendations from the Corporate and Strategic Committee	Hawke's Bay Tourism KPIs as amended in response to 5 June C&S feedback to be brought back to Council for agreement	T Skerman	Item on 25 September Council agenda, with GM and George Hickton (HBT Chair) to attend the meeting.

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 August 2019

Subject: CALL FOR MINOR ITEMS OF BUSINESS NOT ON THE AGENDA

Item 5

Reason for Report

1. Hawke's Bay Regional Council standing order 9.13 allows:
 - 1.1. "A meeting may discuss an item that is not on the agenda only if it is a minor matter relating to the general business of the meeting and the Chairperson explains at the beginning of the public part of the meeting that the item will be discussed. However, the meeting may not make a resolution, decision or recommendation about the item, except to refer it to a subsequent meeting for further discussion."

Recommendations

2. That Council accepts the following "*Minor Items of Business Not on the Agenda*" for discussion as Item 11:

Item	Topic	Raised by
1.		
2.		
3.		

Leeanne Hooper
PRINCIPAL ADVISOR GOVERNANCE

James Palmer
CHIEF EXECUTIVE

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 August 2019

SUBJECT: SIGNIFICANT COUNCIL STAFF ACTIVITIES THROUGH SEPTEMBER 2019

Item 6

Reason for Report

1. The following commentary is provided for Councillors' information, to inform them of significant issues and activities coming up over the next couple of months.

Significant Work Streams

NPSFM Plan Changes		Project description	Activity Status Update
Group/Section	Team(s)		
Strategic Planning	Policy	Progressing outstanding water bodies plan change (PC7) to notification	1. Proposed plan to be adopted and notified before 31 August 2019
		Progressing TANK plan change (PC9) to notification	2. 18 September RPC meeting to recommend adoption for notification to 25 September Council meeting

Hotspots		Project description	Activity Status Update
Group/Section	Team(s)		
Integrated Catchment Management	Catchment management	All	3. The Catchment Management Team have been actively investigating options for scaling up the willow and poplar pole nursery and the riparian planting program. The recruitment of Lyn Fppard as procurement coordinator will help significantly in supporting this expansion going forward.
	Marine and Coast/ Catchment Management	Ahuriri	4. Additional invasive tubeworm removals have been undertaken in the Ahuriri. Works group developed a floating barge that has speeded the work up considerably.
Asset management	Engineering Env Science	Tutira	5. Bridge and gauging structure – Gauging structure installed. Planned commencement of bridge installation works last week of August. 6. Tutira Sediment Plan – Detailed Hydrological, hydraulic and geotechnical design report reviewed and minor amendments to the design required. Expect final design report at the end of August. 7. Draft assessment of Environmental Effects for Southern Outlet being reviewed
	Env Sci	Whakaki	8. Sediment core identified a layer of historic aquatic vegetation bed in lake 9. Mesocosm experiment to be installed in Whakaki to test whether aquatic vegetation will regrow if water clarity improves 10. Exploring options for independent review of Rahui channel weir

Ngaruroro River & Clive River Water Conservation Order (WCO) application		Project description	Activity Status Update
Group/Section	Team(s)		
Strategic Planning	Policy	Ngaruroro Water Conservation Order application- Special Tribunal proceedings	11. Stage 2 of the hearing closed 8 March 2019. The Applicants have submitted their written closing statement. 12. Special Tribunal is yet to confirm and announce its next procedural steps & timings. 13. No change since last update to Council 31 July 2019.

Significant Team Activities

Integrated Catchment Management Group		Project description	Activity Status Update
Section	Team		
Environmental Science	Land Science	LiDAR	14. Contract for regional LiDAR has been submitted for tender and placed on GETS. Awaiting proposals from contractors.
		Riparian Monitoring	15. With 30% of sites already having being surveyed in the Tukituki Catchment for our riparian monitoring programme, staff will continue to process collected data and prepare for the next round of field work in September. 87 sites in Tukituki, 300 sites in total regionally.
		Wetland Inventory	16. Completion of work on the wetland inventory during September. New database identifying location and types of wetland across the region available to whole of council.
		Sediment monitoring	17. 10 ISCO automatic sediment samplers being ordered and site set up to begin. Eventually having 25 samplers region wide to detect long term changes in sediment loads. Four currently installed with the 5 th due in September.
		S-Map	18. Final and complete version of S-map completing entire region from September. Available on-line to the public from 1 st September
	Marine and Coast		19. HBRC and HBMaC have been successful in gaining funding from the Sustainable Seas National Science Challenge for Phase 1 of a case study into Enabling Ecosystem Based Management of the marine environment – Hawke’s Bay. The \$75k funding will develop conceptual models and systems maps for the cumulative impacts on the HB marine area.

Integrated Catchment Management Group		Project description	Activity Status Update
Section	Team		
	Hydrology/ Hydrogeology	SkyTEM preparation	20. Project planning continues, to ensure the airborne surveys are completed in summer 2020. Contracts are in progress with service providers, and the Tenders Committee is considering a request for non-competitive procurement of: <ul style="list-style-type: none"> - Airborne surveys - Data management, analysis and modelling - Project management
	Water quality and ecology	Groundwater Science and monitoring	21. A funding agreement is being progressed with the MBIE Provincial Development Unit, to capture terms and conditions for the Provincial Growth Fund contribution to the SkyTEM project.
		TANK	22. Telemetry has been installed on new monitoring bores at Ongaonga and Tikokino, which provides real-time groundwater level data at these towns.
		Riparian shade	23. WQE objectives and limits report for plan change finalised
		Collaborative Monitoring Partnerships	24. Riparian planting brochure to be completed in August
		Tukituki	25. Exploring options to facilitate community water quality sampling
			26. Fine resolution water quality sampling in Mangaonuku subcatchment is beginning
Biosecurity/ Biodiversity		Predator Free Hawkes Bay	27. Whakatipu Mahia signup of landowners continues
		Biodiversity priority ecosystems	28. Work on area 1A & 1B of Mahia Peninsula continues
			29. Beginning planning for delivery of first three priority ecosystem sites for 19-20
		Plant pests	30. Seeing Chilean needle grass landowners to discuss management plans before the start of the spraying season
			31. Organising and starting Wilding pine control programmes
			32. Nassella tussock control programme starting
		Animal pests	33. Regional annual rook control programme starts
Catchment Management	All		34. The Catchment Managers are meeting to discuss options for scaling up of the Erosion Control Scheme and Riparian Planting Program..

Item 6

Integrated Catchment Management Group		Project description	Activity Status Update
Section	Team		
		Southern	<p>35. Porangahau Hui on 20 August at Rongomaraeroa Marae. Hui hosted by Ngati Kere and hapū of Porangahau is for HBRC, CHBDC and DOC to listen to local concerns about the state of the local waterways. It is also an opportunity for the two councils and DOC to introduce themselves, their roles and interactions, and who the key contacts are from each organisation for the various work programmes or projects.</p> <p>36. In the week of 26 August, HBRC are holding two sub-catchment meetings in Waipawa to discuss the requirements for Land Use Resource consents under the rules of the Tukituki Catchment Management Plan (PC6).</p>
		Central	<p>37. Two Catchment advisors have had a targeted mail out to a selected group 35 landowners in the SedNet priority area. This will be followed up by personal contact before moving to other mail outs and contacts across the priority area.</p> <p>38. Work to plan an increase to poplar and willow supply is underway over the next two months, to fill demand and contract obligations in 3-4 year's time.</p> <p>39. Tutira Governance Group meeting on August 21st will meet to discuss project milestones and contingencies for the FIF project.</p>
		Northern Team	<p>40. Interviews have been held for the Project Managers position for the Hill Country Erosion Fund – we are waiting to hear back from the preferred applicant. We were impressed with the standard of applicants for this position.</p> <p>41. We are working on options for building the momentum of the Erosion Control Scheme in Northern HB as with new staff and other issues to be dealt with we are struggling to get more on-ground presence.</p> <p>42. Progressing work on the Whakaki Freshwater Water Improvement Fund continues to be challenging. The Whakaki Lake Trust has asked for a review of the impacts of the project from an ecological and engineering perspective and we are continuing to negotiate the terms of reference for the Cultural Impact Assessment with Whakaki marae</p>

Regulation Group		Project description	Activity Status Update
Section	Team(s)		
Consents	Consents	Large/ significant application Processes	43. Te Mata Mushrooms HDC related consents received 150 submissions. HBRC - HDC joint hearing was held on 31 July – 2 August. Hearing has been adjourned to allow the applicant to come back with a details of what can be done on site to fully enclose the activity as soon as possible. Hearing to reconvene if necessary around the end of September.
			44. The applications lodged with HBRC & CHBDC for mushroom composting on a Mt Herbert Road Waipukurau site are on hold awaiting provision of more information.
			45. Following major consents on hold: <ul style="list-style-type: none"> • HBRC gravel extraction Ngaruroro Tukituki, Waipawa and Tutaekuri. • Landcorp and NCC consents for discharging stormwater and drainage water into the Ahuriri Estuary • Ruataniwha Tranche 2 • Michael Glazebrook Trust. Water storage and Augmentation Scheme proposal. To take water from the Ngaruroro River at times of high flow to fill dams with the purpose of augmenting the Ngaruroro River and the Karamu Stream Catchment.
			46. Wairoa District Council waste water discharge replacement consent application in process. The application was notified on 10 th August with the submission period closing on 13 th September. A hearings panel will need to be appointed.
			47. Takes from the Heretaunga Plains unconfined aquifer (approx. 200 lodged) expire 31 May and will be processed as a group, as requested by applicants. Report on the individual and combined stream depletion effects now received. Notification decision pending.
			48. CHB issues and options and solutions report provided to the Environment Court at the end of June. HBRC provided 2 months to respond. This is being prepared.

Strategic Planning Group		Project description	Activity Status Update
Section / Team(s)			
Policy & Planning		Statutory Advocacy	49. Staff to prepare further advice on upcoming proposals from Central Government including Essential Freshwater as and when they arise.

Strategic Planning Group		Project description	Activity Status Update
Section / Team(s)			
Policy & Planning		Heretaunga Plains Urban Development Strategy & NPS for Urban Development Capacity	50. HPUDS Implementation Working Group (IWG) meeting anticipated mid-2019, HDC coordinating. 51. Quarterly reporting on urban development metrics as required by the NPS for Urban Development Capacity is ongoing. 52. No change since last report to Council 31 July 2019.
Transport		Transport Planning Public Transport	53. Working with NZTA and other HB councils to commence updating the HB traffic model and develop a network operating plan, as first stages of the HB Transport Study. 54. Staff are working on initial proposals for public transport improvements to reduce carbon emissions from private transport. These will be presented to the Regional Transport Committee for feedback in early September, followed by consideration by council.

Asset Management Group		Project description	Activity Status Update
Section	Team(s)		
Regional Assets	Engineering	Northern	55. Nuhaka River Road – river realignment – design completed, contractor engaged and start date of November agreed, subject to suitable ground conditions.
		Central	56. Level of service, Heretaunga Plains Rivers hydrodynamic modelling – examining effects of increased water levels on shear stress on berms and structures. 57. Rating schemes review –project planning underway. 58. Clive Dredging – Channel survey completed. Channel Design completed. Consents planner engaged. Working through land/sea discharge options in unison with science team, consents planner and Heron Construction (our ECI).
		Southern	59. Upper Tukituki Scheme analysis of options for changes to rating system is currently underway. Consultant recommends increasing proportion of rates paid by urban and indirect benefit. This is part of overall scheme reviews.
	Schemes	Gravel Management	60. New proposed Maraekakaho River Access Road – consent submitted to HDC. 61. Global consent for gravel extraction drafted, notified and in consultation to finalise details.
		Drainage	62. Eel management review and new COP drafted with interagency taskforce working group.

Asset Management Group		Project description	Activity Status Update
Section	Team(s)		
	Open Spaces	Te Mata Park	<p>63. New parcel of Jacks land purchased by Trust. Open Spaces team offering assistance with planting advice, pest control, track design and maintenance input and fencing options as part of the Jacks Land Development Sub-Committee. External funding application to ECCT completed for 16/08/2019.</p> <p>Advice and oversight of track improvements on Chamber's Walk from Tauroa carpark.</p> <p>64. HBRC Works Group staff delivering 4 days a week service to the Trust, up from 3 days a week.</p>
		Hawea Historical Park / Karamu Stream Diversion	<p>65. Draft park management plan prepared and under review. Management committee formed with monthly meetings underway. Work on the Koru wetland complete with a planting day to occur on 31 August 2019. Car park and track to summit of the mound currently in design phase.</p> <p>66. Trust Deed lodged with Māori Land Court – hearing held on December 5. Decision from court remains outstanding.</p>
		Waitangi Regional Park	<p>67. Waitangi Regional Park Stage 2 – draft plan complete. Consultation with Atea a Rangi Educational Trust and a heritage landscape consultant regarding William Colenso history referencing complete.</p> <p>68. Construction of Marquee area with access track and overflow car park due to begin in early September.</p>
		NZCT Priority Project Waimarama Road Safety Project	<p>69. Meeting with HDC, final plan is ready to go, to complete safer off-road section between existing off-road sections parallel to road, for all trail users. HDC to complete iwi consultation regarding Archaeological Authority application and submit. One final easement is with lawyers and final negotiations regarding alignment with Te Mata Estate are progressing.</p>
	Cycle Networks	New Zealand Cycle Trail Business Case Hawke's Bay Trails 2018-2023	<p>70. Bay View Whirinaki Extn: Finalising funding, presented to Pan Pac and working with affected land owners to confirm final route.</p>
		NZCT Priority Project Ahuriri Underpass Flooding Safety Issues	<p>71. Working with NZTA around solutions – seawall plan is being finalised by OPUS for Southern End. Detour for Northern End using Watchman Rd while feasibly study takes place. Confirming how this is to be funding and timeline for building.</p>

Decision Making Process

- Staff have assessed the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision making provisions do not apply.

Recommendation

That the Hawke's Bay Regional Council receives and notes the "Significant HBRC Activities through September 2019" report.

Authored by:

Paul Barrett
PRINCIPAL CONSENTS PLANNER

Genevieve Bennett
PROJECT MANAGER HB BIODIVERSITY STRATEGY

Karina Campbell
SENIOR PROJECT MANAGER

David Carruth
MANAGER REGIONAL ASSETS

Desiree Cull
STRATEGY AND PROJECTS LEADER

Ceri Edmonds
MANAGER POLICY AND PLANNING

Russel Engelke
TEAM LEADER OPEN SPACES

Dean Evans
CATCHMENT MANAGER
TUKITUKI/SOUTHERN COASTS

Keiko Hashiba
TERRESTRIAL ECOLOGIST

Nathan Heath
CATCHMENT MANAGER
(WAIROA/MOHAKA)

Dr Andy Hicks
TEAM LEADER/PRINCIPAL SCIENTIST
WATER QUALITY AND ECOLOGY

Gavin Ide
PRINCIPAL ADVISOR STRATEGIC
PLANNING

Dr Kathleen Kozyniak
PRINCIPAL SCIENTIST (AIR)

Campbell Leckie
MANAGER CATCHMENT SERVICES

Dr Barry Lynch
TEAM LEADER/PRINCIPAL SCIENTIST
(LAND SCIENCE)

Anna Madarasz-Smith
TEAM LEADER/PRINCIPAL SCIENTIST
MARINE AND COAST

Malcolm Miller
MANAGER CONSENTS

Mark Mitchell
TEAM LEADER/PRINCIPAL ADVISOR,
BIOSECURITY/BIODIVERSITY

Keith Peacock
TEAM LEADER (COMPLIANCE)

Brendan Powell
CATCHMENT MANAGER (CENTRAL)

Anne Redgrave
TRANSPORT MANAGER

Dr Jeff Smith
TEAM LEADER/PRINCIPAL SCIENTIST –
HYDROLOGY/HYDROGEOLOGY

Jolene Townshend
SENIOR ADVISOR INTEGRATED
CATCHMENT MANAGEMENT

Approved by:

Liz Lambert
GROUP MANAGER REGULATION

Iain Maxwell
GROUP MANAGER INTEGRATED
CATCHMENT MANAGEMENT

Tom Skerman
GROUP MANAGER STRATEGIC
PLANNING

Chris Dolley
GROUP MANAGER ASSET
MANAGEMENT

Attachment/s

There are no attachments for this report.

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 August 2019

Subject: REPORT AND RECOMMENDATIONS FROM THE ENVIRONMENT AND SERVICES COMMITTEE

Item 7

Reason for Report

1. The following matters were considered by the Environment and Services Committee meeting on 7 August 2019 and the recommendations agreed are now presented for Council's consideration alongside any additional commentary the Chair, Councillor Tom Belford, may wish to provide.
2. The **Future Farming Charitable Trust Funding Deed** item presented the draft Deed for review and recommendation to Council for approval and signing – for the funding to be provided to the Future Farming Charitable Trust. The Committee resolved:
 - 2.1. Approves the terms of the Funding Deed as proposed and requests that staff provide the Funding Deed to the inaugural meeting of the Future Farming Charitable Trust for consideration and acceptance ahead of final approval by Council.
 - 2.2. Recommends that Hawke's Bay Regional Council approves the **Future Farming Charitable Trust Funding Deed** as proposed.
3. The **2014-2018 State of the Environment Summary Report** item provided the summary report on the state and trends of different aspects of the region's environment.
4. The **Mahaanui Kurataiao Presentation** item was presented by representatives of Mahaanui Kurataiao and presented discussions about the potential to set up an environmental management advisory service here in Hawke's Bay.
5. The **Youth Environment Council Presentation** by students from Hastings Girls' high school covered the Youth perspectives on Climate Change, raising awareness, and encouraging behaviour change.
6. The **Climate Change – A Regional Response** item, delivered the first of a regular update on actions being taken by staff in the wake of the Council's declaration of a climate emergency, resulting in the Committee resolving:
 - 6.1. receives the "*Climate Change Adaptation: A Regional Response*" report and requests that future reports be framed around a campaign to gain community commitment to achieving the Council's 2040 goal of being carbon neutral.
7. The **2019 Market Research Results** item provided an overview of the results of Council's two yearly survey of Hawke's Bay residents.
8. The **Airborne Electromagnetic (SkyTEM) Surveys of Hawke's Bay Aquifer Systems** item updated the committee on the programmed airborne electromagnetic surveys of Hawke's Bay's major aquifer systems scheduled to start in summer 2019-20.
9. The **August 2019 Hotspots Update** standing item provided the Committee with an update on the Hotspots environmental projects.

Decision Making Process

10. These items were specifically considered by the Environment and Services Committee on 19 June 2019 and are now the subject of the following recommendations to Council.

Recommendations

The Environment and Services Committee recommends that Hawke's Bay Regional Council:

1. Receives and notes the "*Report and Recommendations from the Environment and Services Committee*"

- 2 Agrees that the decisions to be made are not significant under the criteria contained in Council's adopted Significance and Engagement Policy, and that Council can exercise its discretion and make decisions on these matters without conferring directly with the community and persons likely to be affected by or to have an interest in the decisions.

Future Farming Charitable Trust Funding Deed

- 3 Approves the Future Farming Charitable Trust Funding Deed as proposed.

Reports Received

- 4 Notes that the following reports were provided to the Environment and Services Committee.
 - 4.1 2014-2018 State of the Environment Summary Report
 - 4.2 Mahaanui Kurataiao Presentation
 - 4.3 Climate Change – A Regional Response
 - 4.4 2019 Market Research Results
 - 4.5 Youth Environment Council Presentation
 - 4.6 Airborne Electromagnetic (SkyTEM) Surveys of Hawke's Bay Aquifer Systems
 - 4.7 August 2019 Hotspots Update.

Authored by:

**Leeanne Hooper
TEAM LEADER GOVERNANCE**

Approved by:

**James Palmer
CHIEF EXECUTIVE**

Attachment/s

There are no attachments for this report.

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 August 2019

Item 8

Subject: AFFIXING OF COMMON SEAL

Reason for Report

1. The Common Seal of the Council has been affixed to the following documents and signed by the Chairman or Deputy Chairman and Chief Executive or a Group Manager.

		Seal No.	Date
1.1	Leasehold Land Sales		
1.1.1	Lot 19 DP 9788 CT HBE2-360 - Agreement for Sale and Purchase	4348	13/8/19
1.2	Staff Warrants		
1.2.1	Resource Management Plan Change 5 Land and Freshwater Management. <i>(Delegations under Resource Management Act 1991; Civil Defence Act 1983 (s.60-64); Civil Defence Emergency Management Act 2002 (s.86-91) and Local Government Act 2002 (s.174)</i>	4347	7/8/19
1.2.5	W.Leef <i>(Delegations under the Maritime Transport Amendment Act 1994 (Section 33G(a))</i>	4346	1/8/19

2. The Common Seal is used twice during a Leasehold Land Sale, once on the Sale and Purchase Agreement and once on the Land Transfer document. More often than not, there is a delay between the second issue (Land Transfer document) of the Common Seal per property. This delay could result in the second issue of the Seal not appearing until the following month.
3. When reporting each month, it may appear there are more Common Seals issued than properties sold. This month shows the Common Seal being used X times, but only X property sale. This is due to the timing issue noted above, as one Common Seal was for a Land Transfer from last month. The listed sales in the table reflect the true movement of leasehold properties.
4. As a result of sales, the current numbers of Leasehold properties owned by Council are:
 - 4.1. 0 cross lease properties were sold, with 72 remaining on Council's books
 - 4.2. 1 single leasehold property was sold, with 94 remaining on Council's books.

Decision Making Process

5. Council is required to make every decision in accordance with the provisions of Sections 77, 78, 80, 81 and 82 of the Local Government Act 2002 (the Act). Staff have assessed the requirements contained within these sections of the Act in relation to this item and have concluded the following:
 - 2.1 Sections 97 and 88 of the Act do not apply
 - 2.2 Council can exercise its discretion under Section 79(1)(a) and 82(3) of the Act and make a decision on this issue without conferring directly with the community or others due to the nature and significance of the issue to be considered and decided

- 2.3 That the decision to apply the Common Seal reflects previous policy or other decisions of Council which (where applicable) will have been subject to the Act's required decision making process.

Recommendations

That Council:

1. Agrees that the decisions to be made are not significant under the criteria contained in Council's adopted Significance and Engagement Policy that Council can exercise its discretion under Sections 79(1)(a) and 82(3) of the Local Government Act 2002 and make decisions on this issue without conferring directly with the community and persons likely to be affected by or to have an interest in the decision.
2. Confirms the action to affix the Common Seal.

Authored by:

**Trudy Kilkolly
PRINCIPAL ACCOUNTANT RATES AND
REVENUE**

**Diane Wisely
EXECUTIVE ASSISTANT**

Approved by:

**Jessica Ellerm
GROUP MANAGER CORPORATE
SERVICES**

**James Palmer
CHIEF EXECUTIVE**

Attachment/s

There are no attachments for this report.

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 August 2019

Subject: REPORT FROM THE 6 AUGUST 2019 MĀORI COMMITTEE MEETING

Item 9

Reason for Report

1. This item provides the opportunity for the Māori Committee Chairman to provide detailed context and feedback in relation to the discussions that took place at the Māori Committee meeting at Pukimokimoki Marae on 6 August 2019.
2. The Committee members acknowledged Mike Mohi's decision to step down from the Committee after 18 years of service, and that he has made significant and valuable contributions to advance issues for tangata whenua in his capacity as a member and Chair of the Māori Committee.

Agenda Items

3. The **Verbal Updates on Current Issues** and activities from the HBRC Chair, Cr Rex Graham covered progress on Napier Port minority share float, economic development in Wairoa, the Kahutia nursery project with Hawke's Bay Regional Prison, progress of the TANK plan change process, and upcoming local government elections.
4. Regular **updates from taiwhenua representatives** covered a meeting to be held in Porangahau on 20 August to discuss issues and concerns relating to water quality and rubbish dumping, an archaeological site at Cape Kidnappers, the Science Wānanga programme in schools, discussions with Napier City Council about protection of cultural sites and Ahuriri Estuary, wastewater discharges into the Wairoa River, and raised concerns about spraying around Urupa.
5. A presentation from **Mahaanui Kurataiao Ltd**, a charitable resource and environmental management advisory company established in 2007 by six Papatipu Rūnanga to assist and improve the recognition and protection of tāngata whenua values in their takiwā gave profile to the potential import/adaptation of the model to Hawke's Bay.
6. A regular **Statutory Advocacy update** from the HBRC policy team was provided.
7. Te Pou Whakarae – Māori Partnerships covered discussions around the opportunity to consider how the Regional Planning and Māori committees might be re-structured to consider wider korero not currently being considered by the Regional Planning Committee.

Decision Making Process

8. Staff have assessed the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision making provisions do not apply.

Recommendation

That the Hawke's Bay Regional Council receives and notes the "*Report from the 6 August 2019 Māori Committee Meeting*".

Authored by:

Joella Brown
MAORI ENGAGEMENT COORDINATOR

Approved by:

Pieri Munro
TE POU WHAKARAE

Attachment/s

There are no attachments for this report.

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 August 2019

Subject: STAFF REPORT FROM THE REGIONAL PLANNING COMMITTEE

Item 10

Reason for Report

1. The following matters were on the agenda for consideration by the Regional Planning Committee meeting on 14 August 2019, however due to there being no quorum the meeting did not take place.

Agenda Items

2. The **Proposed TANK Plan Change 9 – Agree Amendments for Notification** – item sought the Committee's agreement to the content of the draft TANK Plan Change version 9.2 so as to provide staff direction for preparing proposed Plan Change 9 to enable the Committee to make decisions about notification at their 18 September 2019 meeting.
3. The item provided the findings of the sub-group appointed by the 3 July RPC meeting, including recommendations for further amendments, and encompassed all additions and amendments to Version 9.1 of the Plan as reported on at the 3 July meeting. The latest draft version of the supporting section 32 report was also provided, attached to the item.
4. The topics resulting from the directions by the RPC and detailed in the agenda item for the committee's consideration included:
 - 4.1. Heretaunga Plain's groundwater allocation limit
 - 4.2. Policy direction for flow maintenance provisions
 - 4.3. Assessment of TANK Plan Change in relation to Outstanding Waterbodies PC7.
5. Committee Members in attendance discussed a table of matters for further consideration prepared by the RPC's Technical Advisors. As a result of this staff were directed to further engage with the RPC sub-group available at short notice (comprising with no less than one or more of the RPC technical advisors) to clarify and further develop a number of specific issues with the objective, but not an imperative, to agree final recommendations on those issues ahead of a pre-notification decision at the next RPC meeting on 18 September.
6. The **Decision Making Under Part 2 of the Resource Management Act** information item provided an overview, as requested by the 3 July RPC meeting, of committee members' obligations as Resource Management Act 1991 (RMA or the Act) decision-makers in the context of reviewing and amending regional plans and the Regional Policy Statement and including:
 - 6.1. Further analysis of the weightings given to each part, and how the requirements to "recognise and provide for", "have particular regard to" and "take into account" in terms of sections 6, 7 and 8 of the Act respectively have been interpreted and applied
 - 6.2. weighting to be given to higher order planning documents
 - 6.3. a brief analysis of the matters decision makers must take into consideration, particularly in relation to Māori interests and values, when making plan change decisions under the National Policy Statement for Freshwater Management 2014
 - 6.4. How these obligations were reflected in the TANK process.
7. A public excluded workshop was held with the RPC prior to the meeting to discuss the paper.
8. **Resource Management Policy Project August 2019 Updates and Statutory Advocacy August Update** – information items provide updates on the various resource management and statutory advocacy projects currently underway.

Decision Making Process

- 9. Staff have assessed the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision making provisions do not apply.

Recommendations

That Hawke’s Bay Regional Council receives and notes the “Staff Report from the Regional Planning Committee”.

Authored by:

**Ceri Edmonds
MANAGER POLICY AND PLANNING**

**Leeanne Hooper
TEAM LEADER GOVERNANCE**

Approved by:

**Tom Skerman
GROUP MANAGER STRATEGIC
PLANNING**

**James Palmer
CHIEF EXECUTIVE**

Attachment/s

There are no attachments for this report.

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 August 2019

Subject: DISCUSSION OF MINOR ITEMS NOT ON THE AGENDA

Reason for Report

1. This document has been prepared to assist Councillors note the Minor Items of Business Not on the Agenda to be discussed as determined earlier in Agenda Item 5.

Item	Topic	Raised by
1.		
2.		
3.		
4.		
5.		

Item 11