



Meeting of the Hawke's Bay Regional Council

Date: Wednesday 28 March 2018
Time: 10.15am
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 14 March 2018	
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HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 March 2018

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
GOVERNANCE MANAGER

Approved by:

Liz Lambert
GROUP MANAGER
EXTERNAL RELATIONS

Attachment/s

- [1](#) Follow-ups from Previous Regional Council Meetings

Follow-ups from previous Regional Council Meetings

Meeting held 14 March 2018

	Agenda Item	Action	Responsible	Status Comment
1	Adoption of the Policies and Supporting Information for the Consultation Document for the 2018-28 Long Term Plan	Provide an update on Manuka investment opportunities	J Palmer	Item on the 13 June 2018 Corporate & Strategic Committee agenda

Meeting held 28 February 2018

	Agenda Item	Action	Responsible	Status Comment
2	Follow-ups from Previous Meetings	Provide response to OIR-18-010 to Councillors. Questions were: 1. Were the two so called "Rogue" vessels both yachts, or other? 2. Were they unaware of the restrictions around the launch site, if so why? 3. Can you name the vessels? 4. Do you know why the Police did not take any action against the vessels skippers? 5. How often is a warning broadcast on Marine Radio prior to launch? 6. Are warnings posted at local launch ramps prior to launches? 7. Are any changes being made to avoid a repeat of launch cancellations due to vessels in the area?	L Hooper	Response emailed to Councillors on 6 March 2018 (ref 2 following page)
3	2017-18 Annual Plan Progress Report	89% (variance from 95% target) of monitored consents achieved the grade of full compliance – what number does that represent	W Wright	Of the 653 consents monitored during the first six months of the financial year, 74 of those received a grade of non-compliance
4	Report from the Environment & Services Committee	Create a 'certificate of appreciation' and process to award, to acknowledge and thank people in the community for their efforts in helping council to achieve positive outcomes for the environment	J Palmer	Certificate has been drafted and process for awarding these will be suggested in a paper to the 11 April E&S Committee meeting
5	HBRC Staff Projects and Activities Through March 2018	Provide the suite of water quality parameters being analysed for the Water Quality & Ecology ' <i>shading to manage instream weed growth trials</i> ' project in Tukituki	I Maxwell	To be provided to councillors by email on 23 March
6	Discussion of Items not on the Agenda	Circulate copy of HBRC submission to NCC PC11	L Hooper	Provided as follow-up to RPC 21 March, and copied following ref 6

Reference item 2

From: Leeanne Hooper

To: Councillors

Good afternoon Councillors.

As a follow-up from the 28 February Council meeting – the following is the Harbourmaster's email response to LGOIMA request OIR-18-010, with the request itself following that.

Ngā mihi

Leeanne

From: Harbourmaster

To: Lynton Diggle

Good Afternoon Lynton,

Sorry not to have responded sooner, my first day back from holiday and as you can imagine a long list of email traffic to wade through. Answering your questions as best as I can.

1. Neither of the vessels were yachts.
2. Whether their actions were deliberate or because they were unaware is presently under investigation.
3. The identities of both vessels are known to us, but won't be released whilst the investigation is underway.
4. Why police chose not to take any action is a question for them to answer.
5. Navigation Warnings were promulgated through Notices to Mariners (22(T) / 18 refers. On coastal radio through RCCNZ. Locally on VHF radio hourly, and an advertisement in the local newspapers not less than 7 or more than 14 days prior to the event.
6. Warning notices were posted at the local boat ramps, and Rocketlab had staff stationed at the ramps to intercept and explain to the public what was going on.
7. Any changes necessary to avoid a repeat of the launch cancellation due to shipping are presently being assessed.

Regards

Martin Moore

Harbourmaster

From: Lynton Diggle

To: Harbourmaster <harbourmaster@hbrc.govt.nz>

Good afternoon Martin,

I am a freelance writer and am working on a story on Rocket Lab. The launch was postponed due to the two vessels in the area.

As an OIA request, Are you able to answer the following?

1. Were the two so called "Rogue" vessels both yachts, or other?
2. Were they unaware of the restrictions around the launch site, if so why?
3. Can you name the vessels?
4. Do you know why the Police did not take any action against the vessels skippers?
5. How often is a warning broadcast on Marine Radio prior to launch?
6. Are warnings posted at local launch ramps prior to launches?
7. Are any changes being made to avoid a repeat of launch cancellations due to vessels in the area?

Rocket Lab has certainly caught the imagination of New Zealanders.

Good on them.

Best wishes

Lynton Diggle

Sent: Tuesday, 6 March 2018 4:25 PM

Subject: FW: Rocket Lab LGOIMA Request

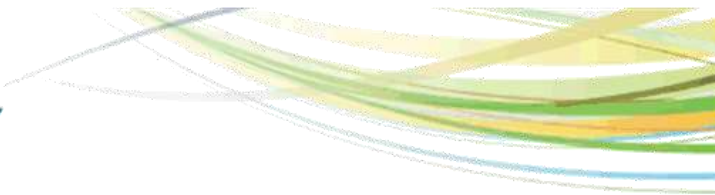
Sent: Thursday, 1 February 2018 2:30 PM

Subject: RE: Rocket Lab

Sent: Tuesday, 30 January 2018 4:43 p.m.

Subject: Rocket Lab

Reference item 6

9th February 2018

Dean Moriarity
Team Leader Policy Planning
Napier City Council
Private Bag 6010
NAPIER 4182

Dear Mr. Moriarity

Notification of Plan Change 11 to the Operative City of Napier District Plan: Park Island Reconfiguration

Thank you for the opportunity to make a submission on Plan Change 11 to the Napier District Plan. As you will be aware, we had previously provided comment on an earlier draft version of Plan Change 11 in October of 2017.

HBRC support in part the proposed Plan Change 11. We have a clear understanding of the key drivers for Plan Change 11, particularly those regarding the need to provide for demand in residential housing and enhanced sporting facilities. Our understanding is in part informed by our mutual roles as joint partners in the Heretaunga Plains Urban Development Strategy and as managers of stormwater and drainage assets in the Ahuriri Estuary catchment. However, we are not currently convinced that the rezoning and associated infrastructure planning in place is sufficiently sound.

We accept that the rezoning is not yet the time or stage for fully fledged infrastructure design effort to accommodate the needs of development within the proposed rezoned areas. However, we cautiously approach this proposal given recent events and in having regard to our fundamental responsibilities for the environment under the Resource Management Act.

Due regard to the Regional Policy Statement

It was highlighted by HBRC during pre-notification consultation that Section 5.5 of the s32 Evaluation report was lacking detail in its assessment. Whilst we appreciate that the proposed plan change is largely influenced by the RPS's policies pertaining to the built environment and the Park Island/Parklands greenfield growth area, we remain of the opinion that a fuller assessment of policies in at least the following RPS chapters was warranted:

- 3.2 The sustainable management of coastal resources
- 3.5 Effects of conflicting land use activities
- 3.9 Groundwater quantity
- 3.10 Surface water resources
- 3.12 Natural hazards
- 3.13 Maintenance and enhancement of physical infrastructure

We appreciate that additional text has been provided in the s32 report to justify why this assessment has been limited, however the argument that *'the same land use activities will essentially occur within the same overall footprint'* does not seem a well-reasoned justification to essentially cherry-pick which parts of the RPS should be considered. Following this line of thought one could argue that given there is no change in land use there ought not to be an assessment of RPS Chapter 3.1B 'Managing the Built Environment'. However we disagree. We highlight that it is the extent and robustness of the assessment which is currently lacking, rather than the conclusion itself.

Hawke's Bay Regional Council

159 Dalton St, Private Bag 6005, Napier 4142, New Zealand Tel 06 835 9200 Fax 06 835 3601 Freephone 0800 108 838

www.hbrc.govt.nz

Item 4

Attachment 1

Stormwater collection, treatment and disposal

Based on the information provided within the proposal it appears that stormwater runoff from development is likely to be able to be accommodated within the existing drainage network, however, there is a lack of detail around the proposed runoff, consequently until such a time that detail is provided HBRC are not in a position to provide fuller support in favour of the Plan Change.

The s32 Evaluation Report highlights in chapter 5.3.3 how stormwater is proposed to be addressed within the identified zoned areas for residential use. The document notes that *'ultimately, runoff from the proposed re-configuration will be managed in the same manner i.e. primary runoff piped to the overflow channel on the northern side of Prebensen Drive and secondary runoff conveyed to the same channel via the open swale drain along Orutu Drive with eventual discharge via the Purimu Pump Station ...'*

Upon review of the supporting information it appears that no runoff from the developed area will enter the Taipo Stream, as it is generally directed to the Purimu system. As can be seen in the image below, there is a natural overflow path from the Taipo towards the development area, which needs to be kept available if levels in the Taipo Stream are to remain as they are presently i.e. without the overflow, flood levels in the Taipo Stream would be higher. We wish to highlight that HBRC have never examined the impact of such an overflow, and it was suggested this be examined in the earlier 2012 report (by HBRC).

Proposed Development

A plan showing the draft proposed development concepts is shown in Figure 2.



Figure 2: Proposed Development (DRAFT)

Whilst the changes to the plan appear to be able to be accommodated within the existing framework, HBRC drainage asset managers have not been party to any analysis or design work as part of the rezoning development proposals. Consequently we cannot comment of the potential impacts on the system as a result of the cumulative impact the reconfiguration of the zones and the additional 150 homes would have on the quantity of stormwater runoff and water quality of receiving environments.

Wastewater

There is also a question around the capacity of the infrastructure to cope with the additional wastewater as a result of the potential increase in the number of homes.



Both councils are well aware of a recent overflow of contaminated stormwater into the Ahuriri Estuary. We understand NCC saw fit to discharge that contaminated stormwater because of existing network capacity issues. Given there are already capacity issues within the existing network, we would caution against allowing further development (housing, sportsgrounds and increased impermeable areas) which would exacerbate existing deficiencies with the City Council's stormwater and wastewater networks.

We trust the City Council will see fit to undertake a detailed assessment of the capability of the existing infrastructure to ensure further incidences do not occur and we would ask that these findings be shared with HBRC so that we might make an informed comment in this regard.

Water management and limits in the Ahuriri Estuary catchment area

As noted above the secondary runoff is to be piped to the Ahuriri Estuary via the Purimu pump station through the existing consent for discharge. As a joint consent holder HBRC needs to understand what implications this could have on the Estuary.

The Draft Ahuriri Masterplan 2017 states that 'The Ahuriri Estuary is a nationally significant ecological environment' and due to its importance the health of the Estuary is at the heart of the plan, bringing a multi-layered approach to improving water quality and 'focusing on at-source treatment by end-of-line systems'. We are unclear how this objective is being delivered effectively through the Plan Change.

The TANK stakeholder group are currently in the process of developing a Regional Plan Change for the Tutaekuri, Ahuriri, Ngaruroro and Karamu catchments. Urban and industrial discharges of stormwater is an issue specifically considered by the TANK stakeholder group. In addition to this the Ahuriri Estuary has been identified by the Regional Council as one of its six 'hotspots' for targeted funding in its \$1 Million kick-start clean-up fund through the Annual Plan 2017-18.

Given the significance of the Estuary both at catchment and region level, it is imperative that its improved health is at the fore of decision making.

We suggest that discussions be held with HBRC's drainage asset managers regarding the conditions of the existing subdivision consent and what requirements have been (or anticipated to be) put in place from NCC (engineering code of practice), what is required in terms of stormwater design and treatment, and what low impact design principles will be applied within the subdivision development - for example, non-zinc roofing, appropriate treatment of stormwater from car park areas and roads etc. to reduce the potential contribution of contaminants to receiving environments, including the highly valued Ahuriri Estuary. Our highly experienced team of water quality scientists can also assist informing those discussions.

Natural Hazards

Since our previous correspondence to you in October 2017, the review of the region's liquefaction risk was adopted by the HB Liquefaction Risk Review Steering Group on the 2nd November 2017. Plan Change 11 has been reviewed by the Hawke's Bay Civil Defence Emergency Management Advisor, who has made the below advisory comments:

1. Liquefaction risk: The site is classified as having high liquefaction vulnerability. There is a probability of more than 50 percent that liquefaction-induced ground damage will be; moderate to severe for 500-year shaking, and; minor to moderate (or more) for 100-year shaking. Under the MBIE "Planning and engineering guidance for potentially liquefaction prone land" dated September 2017 Section 6.10 in areas assigned a liquefaction

- category of high, it is recommended that a geotechnical engineer should provide input into the design of all buildings. This should include a site specific assessment of liquefaction issues, including assessment of new or existing subsurface ground investigations.
2. Tsunami inundation risk: The Hawke's Bay joint hazard strategy for local authority land-use planning (adopted by the HBCDEM Joint Committee) recommends provisions that support minimising risk to human lives including restricting location of critical facilities within these areas, and design, enhancement and protection of evacuation routes taken into account during new development such as roading infrastructure.

I would refer you to the Natural Hazards Property Report on the HB Hazard Portal should you require further information <https://hbhazards.intramaps.co.nz/IntraMaps/MapControls/HBHazards/NHDB/>

Closing comment

Thank you for the opportunity to make a submission on Plan Change 11. The Regional Council does wish to be heard in support of this submission, but do not wish to present a joint case with other submitters.

Regional Council representatives would welcome further discussion with Napier City Council to continue better alignment of our relative positions on land use and water management in the Ahuriri catchment, particularly those raised in our submission above.

The Regional Council's address for service in relation to this submission is:

Hawke's Bay Regional Council
159 Dalton Street
Private Bag 6006
Napier 4110
Attention: Ceri Edmonds
Phone: 06 835 2952
Email: ceri.edmonds@hbrc.govt.nz

Should you have any queries with regards to the content of this submission please do not hesitate to contact Ceri Edmonds, as above.

Yours sincerely

TOM SKERMAN
GROUP MANAGER STRATEGIC DEVELOPMENT
Phone: (06) 833 5649
Email: tom@hbrc.govt.nz

LGOIMA Requests Received between 22 February and 22 March 2018

Request Date	Request ID	Request Status	Request Summary	Requested By
16/03/2018	OIR-18-013	Active	1. How many staff are at the Regional Council, and in what salary bands 2. Remuneration paid to councillors and meeting attendance since the last election	Eric Liddington
5/03/2018	OIR-18-012	Active	farmers in CHB have applied for resource consents to construct on-farm water storage 1. how many consent applications have been filed? 2. the nature of the applications, e.g. Size/capacity, location, type of farm, etc	Nicki Harper, HB Today Reporter
24/02/2018	OIR-18-011	Completed	copy staff list including role titles & structured by department	Natalie Bird

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 March 2018

Subject: CALL FOR ITEMS OF BUSINESS NOT ON THE AGENDA

Item 5

Reason for Report

1. Standing order 9.12 states:

"A meeting may deal with an item of business that is not on the agenda where the meeting resolves to deal with that item and the Chairperson provides the following information during the public part of the meeting:

(a) the reason the item is not on the agenda; and

(b) the reason why the discussion of the item cannot be delayed until a subsequent meeting.

Items not on the agenda may be brought before the meeting through a report from either the Chief Executive or the Chairperson.

Please note that nothing in this standing order removes the requirement to meet the provisions of Part 6, LGA 2002 with regard to consultation and decision making."

2. In addition, standing order 9.13 allows "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

1. That Council accepts the following "Items of Business Not on the Agenda" for discussion as Item 15:

- 1.1. **Urgent** items of Business (supported by tabled CE or Chairpersons's report)

	Item Name	Reason not on Agenda	Reason discussion cannot be delayed
1.			
2.			

- 1.2. **Minor** items for discussion **only**

Item	Topic	Councillor / Staff
1.		
2.		
3.		

Leeanne Hooper
GOVERNANCE MANAGER

Liz Lambert
GROUP MANAGER
EXTERNAL RELATIONS

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 March 2018

Item 6

Subject: RECOMMENDATIONS FROM THE REGIONAL TRANSPORT COMMITTEE

Reason for Report

1. The following matters were considered by the Regional Transport Committee on 2 March 2018 and are now presented for Council's consideration and approval.

Decision Making Process

2. These items were specifically considered at the Committee level.

Recommendations

The Regional Transport Committee recommends 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 and that Council can exercise its discretion and make decisions on these issues without conferring directly with the community.

Variation to Regional Land Transport Plan 2015-25

2. Approves the variation to the Regional Land Transport Plan 2015-25, revising the cost and timing of a Weigh Right Facility for Napier to:
 - 2.1. updated costs = \$8.5m
 - 2.2. date for completion = 2020-21

Reports Received

3. Notes that the following reports were provided to the Regional Transport Committee meeting:
 - 3.1. Review of Regional Land Transport Plan
 - 3.2. NZTA Central Region - Regional Director's Report for March 2018
 - 3.3. March 2018 Transport Manager's Report
 - 3.4. Advisory Representative Verbal Reports
 - 3.5. March 2018 Public Transport Update

Authored by:

Annelie Roets
GOVERNANCE ADMINISTRATION
ASSISTANT

Approved by:

Anne Redgrave
TRANSPORT MANAGER

Attachment/s

There are no attachments for this report.

Subject: REPORT AND RECOMMENDATIONS FROM THE CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Reason for Report

1. The purpose of this report is to receive and consider the Clifton to Tangoio Coastal Hazards Strategy - Joint Committee's (the Joint Committee) recommendation, on the final report of the Northern and Southern Cell Assessment Panels.
2. This issue arises from completion of Stage 3 of the strategy process to develop a long term vision and hazard management strategy for this section of the coast.
3. The objective of the strategy relevant to the purpose of Local Government is good quality local infrastructure and regulation for the management of coastal hazards in the study area to meet the reasonably foreseeable needs of the community.
4. This report concludes by recommending that the Council receive the report of the Northern and Southern Cell Assessment Panels, and agree to consider the recommendations and to commence work on issues to be contained in Stage 4 of the Implementation Strategy, including issues of funding.

Background

5. The coastline between Tangoio and Clifton is defined by a gravel barrier ridge. This ridge acts as a vital defence from the sea, without which large areas of the coast would be regularly inundated. Sea level rise and climate change present an increasing threat to the existing barrier ridge and the coastline over time.
6. In 2014 a decision was made to form a joint committee made up of representatives of the Hawke's Bay Regional Council, Hastings District Council and Napier City Council together with representatives from Maungaharuru-Tangitu Trust, Mana Ahuriri Incorporated and He Toa Takitini. The committee was set-up to look at coastal hazards over the period 2016-2120 and produce a strategy determining options for managing coastal hazard risks, namely beach erosion, inundation through overtopping and sea level rise.
7. The Strategy has been progressed in four key stages as shown in **figure 1** below.

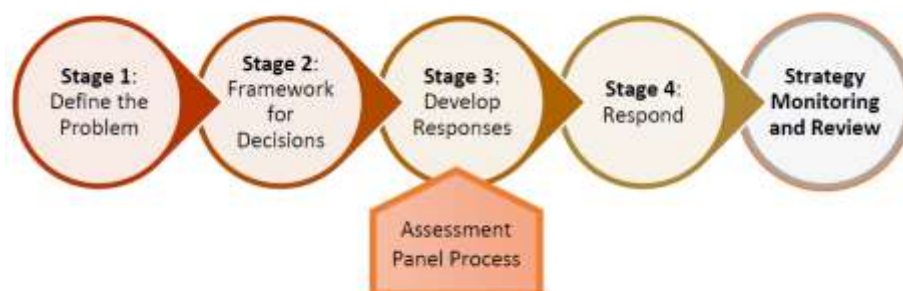


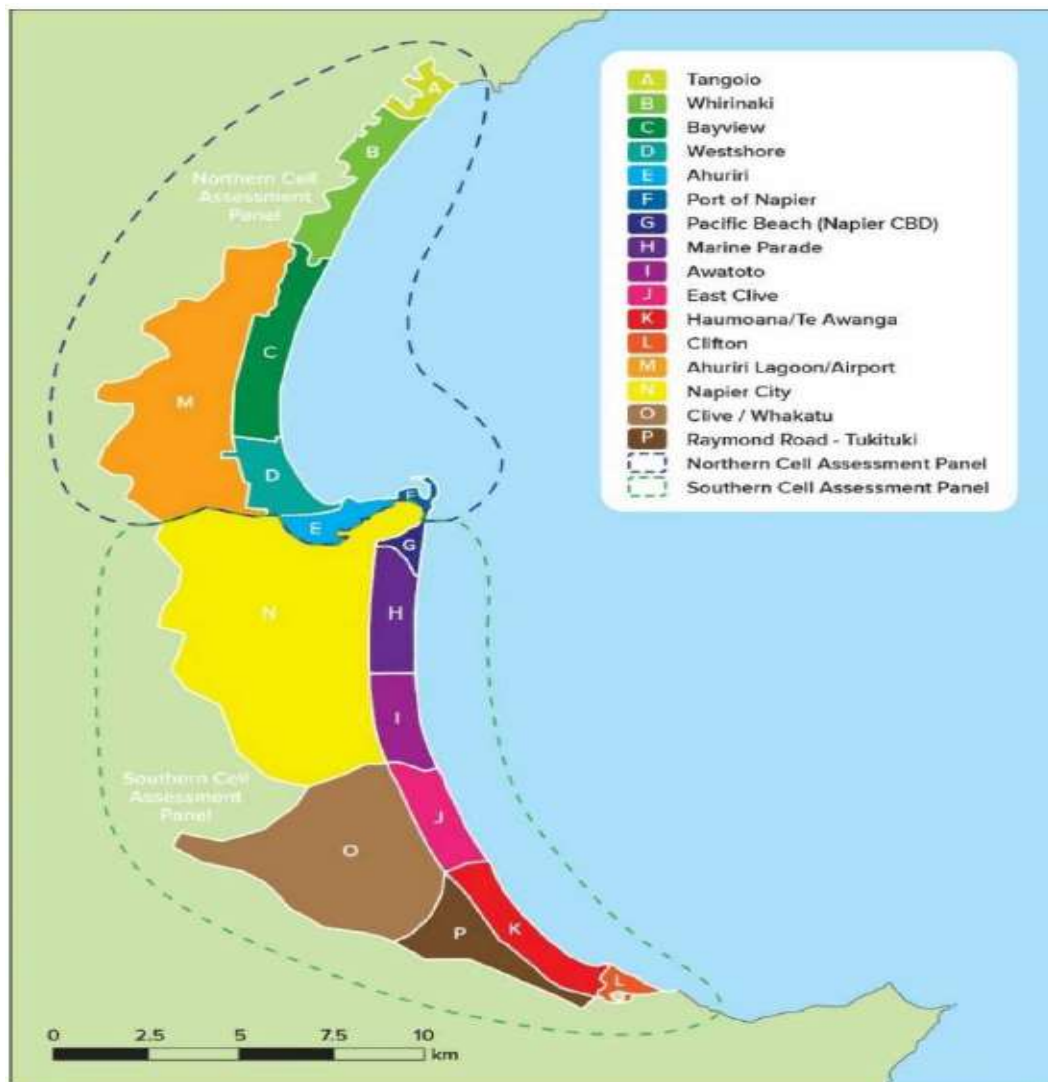
Figure 1: Clifton to Tangoio Coastal Hazard Strategy – Process of Development

8. Stage 1 Define the Problem - commenced in 2014 with two reports being prepared – “Coastal Hazard Assessment” and “Coastal Risk Assessment”, which estimates the extent and probability of coastal hazards occurring and the likely scale of damage that could be caused to physical assets, people and communities and the environment.
9. Stage 2 Framework for Decisions - began in May 2016 with a framework developed to support a collaborative decision making forum for a community led response to the issues (rather than the more traditional and previously used ‘top down’ planned approach). The framework combined a multi criteria assessment analysis with an adaptive pathways approach (combined with several other economic, social and cultural

considerations) for communities to consider different management strategies, i.e. “the status quo” (do nothing/monitor the situation), “hold the line” (defend) or “managed retreat” (withdrawing, relocation, or abandonment) for specific areas along the coast for the whole of the 100 year timeframe. Both of these stages have previously been reported through to Council in detail at the completion of the respective stages.

10. Stage 3 Develop the Response - two cell assessment panels (one southern and one northern) were formed with community representatives from Tangoio/Whirinaki, BayView, Westshore/Ahuriri, Marine Parade, Clive/East Clive, Haumoana/TeAwanga/Clifton. Other participants included a representative from the Napier Port, Ahuriri businesses, New Zealand Transport Agency, Department of Conservation, recreational interests, and rural community. Based on a “multi criteria decision making analysis”, these assessment panels were responsible for developing and evaluating response options in Stage 3.
11. The Assessment Panels commenced their work in January 2017 and were tasked with developing informed recommendations for the Joint Committee’s consideration. The panels have now completed their task in preparing a 100 year Strategy Report for preferred response options along the coast, focussing at this stage on priority areas (i.e. those areas deemed most at risk in the short term). The Strategy final report is appended as Attachment A.

Figure 2 Clifton to Tangoio Coast Hazard Assessment Cells



Current Situation

12. Table 1 below summarises the pathway recommendations, with more detail provided on pathway options covered in pages 11-23 of the Strategy report.
13. Table 2 below provides a summary of the total estimated costs for the preferred pathways range from high to low, including capital, operations and maintenance allowances for the recommended options. Pages 64-72 of the Strategy report detail the indicative costs for all of the pathways considered.

Table 1 Summary of Recommended Pathways

UNIT E1: AHURIRI – PATHWAY 6			
Short term (0 – 20 years)	→	Medium term (20 – 50 years)	→ Long term (50 – 100 years)
Status quo	→	Sea wall	→ Sea wall
UNIT E2: PANDORA – PATHWAY 3			
Short term (0 – 20 years)	→	Medium term (20 – 50 years)	→ Long term (50 – 100 years)
Inundation Protection	→	Inundation Protection	→ Inundation Protection
UNIT D: WESTSHORE – PATHWAY 3			
Short term (0 – 20 years)	→	Medium term (20 – 50 years)	→ Long term (50 – 100 years)
Renourishment	→	Renourishment + Control Structures	→ Renourishment + Control Structures
UNIT C: BAY VIEW – PATHWAY 3			
Short term (0 – 20 years)	→	Medium term (20 – 50 years)	→ Long term (50 – 100 years)
Status Quo / Renourishment	→	Renourishment + Control Structures	→ Renourishment + Control Structures
UNIT B: WHIRINAKI – PATHWAY 4			
Short term (0 – 20 years)	→	Medium term (20 – 50 years)	→ Long term (50 – 100 years)
Status Quo / Renourishment	→	Renourishment + Control Structures	→ Sea wall
UNIT L: CLIFTON – PATHWAY 5			
Short term (0 – 20 years)	→	Medium term (20 – 50 years)	→ Long term (50 – 100 years)
Sea wall	→	Sea wall	→ Managed Retreat
UNIT K2: TE AWANGA – PATHWAY 3			
Short term (0 – 20 years)	→	Medium term (20 – 50 years)	→ Long term (50 – 100 years)
Renourishment + Groynes	→	Renourishment + Groynes	→ Renourishment + Groynes
UNIT K1: HAUMOANA – PATHWAY 2			
Short term (0 – 20 years)	→	Medium term (20 – 50 years)	→ Long term (50 – 100 years)
Renourishment + Groynes	→	Renourishment + Groynes	→ Managed Retreat
UNIT J: CLIVE/EAST CLIVE – PATHWAY 1			
Short term (0 – 20 years)	→	Medium term (20 – 50 years)	→ Long term (50 – 100 years)
Status Quo	→	Renourishment + Groynes	→ Retreat the Line / Managed Retreat

Table 2 Summary of Total costs (Capital, Operations, and Maintenance)

Pathway	Description	ST (0-20)		MT (20-50)		LT (50-100)		TOTAL	
		Low	High	Low	High	Low	High	Low	High
Whirinaki									
4	PW4: SQ/R+RCS+SW	\$ 2,380,200	\$ 5,855,400	\$ 10,048,500	\$ 26,250,000	\$ 20,370,000	\$ 32,707,500	\$ 32,798,700	\$ 64,812,900
Bayview									
3	PW3: SQ/R+RCS+RCS	\$ 2,125,200	\$ 5,560,400	\$ 7,314,000	\$ 21,880,000	\$ 4,590,000	\$ 15,050,000	\$ 14,029,200	\$ 42,490,400
Westshore									
3	PW3: R+RCS+RCS	\$ 10,427,200	\$ 16,098,400	\$ 9,272,000	\$ 23,306,000	\$ 8,451,900	\$ 27,439,500	\$ 28,151,100	\$ 66,843,900
Pandora									
3	PW3: IP+IP+IP	\$ 1,539,560	\$ 2,460,680	\$ 4,519,920	\$ 7,352,820	\$ 8,306,464.00	\$ 13,473,864	\$ 14,365,944	\$ 23,287,364
Ahuriri									
6	PW6: SQ+SW+SW	\$ 193,200	\$ 380,400	\$ 3,290,000	\$ 6,020,000	\$ 4,756,000	\$ 8,113,450	\$ 8,239,200	\$ 14,513,850
Clive									
1	PW1: SQ+RCS+MR	\$ 986,000	\$ 1,722,000	\$ 4,492,500	\$ 10,952,500	\$ -	\$ -	\$ 5,478,500	\$ 12,674,500
Haumoana									
2	PW2: RCS+RCS+MR	\$ 6,552,000	\$ 19,240,000	\$ 2,250,000	\$ 3,750,000	\$ -	\$ -	\$ 8,802,000	\$ 22,990,000
Te Awanga									
3	PW3: RCS+RCS+RCS	\$ 5,182,000	\$ 12,770,000	\$ 2,250,000	\$ 3,750,000	\$ 7,560,000	\$ 14,940,000	\$ 14,992,000	\$ 31,460,000
Clifton									
5	PW5: SW+SW+MR	\$ 3,850,000	\$ 6,600,000	\$ 525,000	\$ 900,000	\$ -	\$ -	\$ 4,375,000	\$ 7,500,000

¹ Timeframes defined as ST: Short Term (0-20 years), MT: Medium Term (20-50 years), LT: Long Term (50-100 years)

² Pathway selection process detailed in accompanying paper

³ Pathway Description Key:

SQ = Status Quo, R = Renourishment, RCS = Renourishment & control structures, IP = Inundation Protection, SW = Seawall, MR = Managed Retreat

14. At the meeting of the Clifton to Tangoio Coastal Hazards Strategy Joint Committee on 20 February 2018 (as shown in the draft minutes at Attachment B), the Committee resolved to:
 - 14.1. Receive the Report of the Northern and Southern Cell Assessment Panels
 - 14.2. Endorse the recommendations of the Northern and Southern Cell Assessment Panels as presented in their report dated 14 February 2018
 - 14.3. Recommend that the Napier City Council, Hastings District Council and Hawke's Bay Regional Council endorse and adopt the recommendations of the Northern and Southern Cell Assessment Panels as presented in their report dated 14 February 2018, and commence Stage 4 (Implementation) of the Clifton to Tangoio Coastal Hazards Strategy 2120.
15. Partner Council reporting on Stage 3 is expected to be completed by 3 April, 2018. Subject to the outcome of Stage 3 being endorsed, and to confirming timing for reporting back to, and seeking support from each Tangata Whenua member of the Joint Committee, Stage 4 will be able to commence, subject to partner Council's funding commitments and Long Term Plan processes.
16. All partner Councils have committed to including \$100,000 per year (uninflated) for the next ten years in their respective draft LTP's (assuming confirmation through the LTP processes). This money is intended to cover elements of Stage 4 of the Strategy, including maintaining the Joint Committee, the planning phase of design and budget refinements, cost sharing and funding options and preparing for implementation. It is not proposed to cover major capital works. However, this funding, once confirmed, will not be available until the new financial year, 1 July 2018.
17. The ten years of funding in the LTP is intended to demonstrate leadership and a firm commitment by the partner Councils to facing up to one of the most pressing issues associated with climate change, i.e. sea level rise and its impacts on coastal erosion and inundation.
18. In the interim, budgeted costs for Stage 3 have been exceeded, leaving insufficient funds in the current financial year to proceed with any significant work in Stage 4. This exceedance has resulted from the need for more Assessment Panel workshops being held than originally intended, and a corresponding increase in inputs from external advisors.

19. The Partner Council representatives on the Technical Advisory Group consider that a “pause” is necessary, and that engaging further external advice in support of Stage 4 will need to be held over until after 30 June, 2018 and the confirmation of draft LTPs.
20. In practical terms, this means limited Joint Committee and TAG activity in Stage 4 between April and June 2018. From July onwards, technical expertise is expected to be required and engaged to, among other matters:
 - 20.1. Guide the refinement of the funding approach towards an agreed position between all Partner Councils
 - 20.2. Commence implementation planning, particularly around the staging of physical works programmes in accordance with priority and
 - 20.3. Commence refining high level design and costing information for agreed physical works programmes, as part of detailed design.
21. In the interim, TAG are expecting to be able to advance work where internal resources can be dedicated in support of it, or where external funding may be available. As an example, funding and expertise may be available through the National Science Challenges programme to support the development of triggers. There are also a range of Assessment Panel supplementary recommendations that, if adopted by the Partner Councils, could be advanced.
22. Work also continues on developing the funding model and an assessment of the social costs and benefits for key communities. It is important to determine how funding decisions will be made, and in particular how private versus public costs/benefits are to be apportioned, is decided and tested with the communities that are expected to contribute so that affordability is confirmed before the panel's recommendations can be fully committed to.

Strategic Fit

23. HBRC's current Strategic Plan 2017 – 2021 is structured around four key focus areas, with the focus area relevant to this paper being “*Sustainable Services and Infrastructure*”.
24. One of the strategic goals identifies “*By 2025 coastal hazards are being managed to meet foreseeable climate change risks to coastal communities out to 2100*”.
25. A key objective is investment in critical enabling infrastructure being facilitated in a timely manner through strategic planning and capital raising, with attendant actions being to “*Strategically plan for future coastal erosion and sea-level rise with Napier City and Hastings District Councils*” by identifying and managing risk arising from climate change.

Significance and Consultation

26. The Coastal Hazards Strategy is a significant body of work that has been based on a community led collaborative planning process. The assessment panel process has been a form of consultation in its own right and during their process two open evenings were held to consult with the wider communities of interest. Pages 39-40 of the Strategy report detail the main public feedback forums.
27. In addition, a range of direct communications have occurred with Iwi (including the 7 marae in the project area and the relevant Taiwhenua, Post-Settlement Governance Entities and Ngāti Kahungunu Incorporated). Regular newsletters have also kept the wider public informed of the process at key milestones and a dedicated website (<https://www.hbcoast.co.nz/>) has invited interested parties to become involved.
28. Nevertheless the strategy has significant implications for the way in which the coastal environment will be managed over many decades and the costs over the hundred year life of the strategy run into potential several hundred million dollars across the region, all of which will necessitate further ongoing consultative processes.

29. The strategy will inevitably require changes to the Regional Policy statement and Regional Coastal Plan which will require consultation and potential environmental court appeals under the resource management act as will be the case with potential numerous resource consents to implement some of the works being anticipated by the strategy. Not the least however, will be the consultation needed to secure funding through the Long Term Plans and Thirty Year Infrastructure Plans.
30. Council will need to be satisfied that the level of community consultation thus far is sufficient to endorse the recommendations of the Joint Committee. Adoption of the strategy will then trigger significant further work which will entail the further consultation referred to above, but against the somewhat limiting backdrop of Council having agreed that the strategy recommendations are fundamentally the right ones to follow.

Assessment of Preferred Option/s and Reasons

Management Approach

31. Before adopting the recommendations and agreeing to initiate Stage 4 Council will want to be satisfied that the strategy approach is the right one to follow in terms of each of the pathways, at least for the short to medium term. It is noteworthy that the Pathways approach does allow some flexibility to change approach, sooner or later, depending upon how sea level rise impacts manifests themselves in reality over time. In addition it is noted that while the total estimated strategy implementation costs over 100 years at \$131m -287m are significant and possibly daunting, the short term (20 year) costs are in the order of \$52m and focus in general at the less invasive end of the range of management interventions, rather than harder engineering option, or pre-emptive retreat which tends to lock in these approaches, rather than fostering adaptive management over time.
32. It is also worth noting that the cost of doing nothing is estimated to run into the 100's of millions of dollars. While the effects of erosion of land and physical assets is one of the more visible impacts of sea level rise, the stage 1 work clearly showed that recurrent inundation by storm surge overtopping of the beach barrier was likely to affect far more members of the community and inflict greater financial losses than the erosion aspect. With sea level rise and increased storminess associated with climate change, these impacts are likely to be felt further inland and at a greater frequency.
33. Accordingly the management response recommended tended to focus on options that more effectively addressed this issue, rather than necessarily protecting properties closer to the coastline by employing harder engineering solutions such as seawalls. In addition the costs of managed relocation of large sections of the community and the existing public assets inland, tended to be significantly greater than the management options available to mitigate the risk, at least in the short to medium term. Further, inundation from storm surge is not easily tracked and predicted, so relocation options potentially need to happen well in advance of actual events. Unlike erosion, once relocation has occurred there is little flexibility to change pathway, resulting in unnecessary option lock in.
34. As a general summary and therefore with some exceptions, the recommended solutions for the most part recommend less "engineered" options that attempt to capitalise on natural processes by trapping gravels and sands, to stabilise and build back the coast away from infrastructure and private assets. This reduces the impact of storm surge, but minimises option lock in and promotes more adaptive management. While these approaches will also provide some protection from erosion for some properties closer to the shore line, those properties are still likely to experience damaging storm surge effects. With the coastline being strengthened coastal landowners will potentially be able to establish harder protections on their own properties without causing significant erosion affects further along the coast, which is an issue where the coastline is located at present.

Financial

35. While the Council may agree with the overall management approach, affordability will still be a major issue in the final outcomes for the community. The more immediate financial implications have been discussed above, but while some preliminary discussions have occurred between the partner Councils regarding the development of a funding model to implement the recommended pathways, some key questions remain open.
36. This includes the mechanism(s) for collecting and funding works over the longer timeframes associated with climate change and sea level rise being agreed with the relevant parties given the challenges for funding.
37. These include, among other things:
 - 37.1. The share of responsibilities between Councils for collecting rates in support of the physical work programmes identified by the Strategy;
 - 37.2. The share of responsibilities between Councils for seeking resource consents and implementing works;
 - 37.3. The detailed functioning of a 'Contributory Fund', particularly how targeted rates will be applied (i.e. whether rates collected from a specific coastal community are only spent in that community or whether there is an opportunity for a more general fund);
 - 37.4. Communities to make some appropriate contribution for future works to reflect intergenerational responsibilities.
 - 37.5. The public / private benefit assessment for each physical works programme, and the resulting apportionment of costs.
 - 37.6. Visibility for communities / stakeholders into the organisation whose purpose is to fund coastal hazards adaptation.
 - 37.7. Funding that is put aside for future responses to be ring fenced and immune to claw back as far as possible.
 - 37.8. A funding framework that is durable and able to survive through future successive political cycles over a long time frame.
38. Stage 4 will need to resolve these issues in order for the Strategy to deliver the preferred physical solutions for each of the priority areas of the coast.

Policy Framework

39. One body of work that will arise from Stage 4 will be a need to review all relevant provisions of both regional and district plans to ensure there is a policy framework that supports the preferred pathways while maintaining appropriate consenting requirements through normal resource management planning processes. Regional policy statements, regional plans and district plans must however, give effect to the National Coastal Policy Statement 2010 (NZCPS) and therefore by implication, so must the recommendation of the strategy.
40. The NZCPS states policies in order to achieve the purpose of the Resource Management Act in relation to the coastal environment. It recognises that activities in the coastal environment are susceptible to the effects of natural hazards such as coastal erosion and tsunami, and those associated with climate change and requires Councils to identify and prioritise areas in the coastal environment that are potentially affected. Councils must take into account the nature of the coastal hazard risk and how it might change over at least a 100-year timeframe, including the expected effects of climate change; and its effects on storm frequency, intensity and surges; and coastal sediment dynamics.

41. The NZCPS recognises that the coastal environment includes areas at risk from coastal hazards including physical resources, built facilities, and infrastructure, that have modified the coastal environment. It promotes a precautionary approach to the use and management of coastal resources potentially vulnerable to effects from climate change, so that avoidable social and economic loss and harm to communities does not occur.
42. In doing so it however, promotes locating new development away from areas prone to such risks and encourages redevelopment, or change in land use, and the location of infrastructure away from areas of hazard risk where practicable, including managed retreat by relocation or removal of existing structures or their abandonment in extreme circumstances.
43. It also discourages hard protection structures and promotes the use of alternatives such as natural defences and allowing natural adjustments for coastal processes, natural defences, ecosystems, habitat and species to occur.
44. However, it also recognises that the extent and characteristics of the coastal environment vary from region to region and locality to locality; and the issues that arise may have different effects in different localities and range of options for reducing coastal hazard risk that should be assessed relative to the option of “do-nothing”. This should include identifying and planning for transition mechanisms and timeframes for moving to more sustainable approaches. Where hard protection structures are considered to be necessary, the form and location of any structures need to be designed to minimise adverse effects on the coastal environment.
45. The recommended strategy attempts to meet the objectives and policies of the NZCPS as outlined above, and by and large adopts an adaptive pathway approach where the interventions tend to be based around capitalising on natural processes and protecting the natural defence system represented by the gravel beach barrier rather than hard defence structures per se. However, that is not able to be achieved in all cases and some hard defence structures are recommended, but ultimately these may need to give way to managed retreat in some cases, e.g. Clifton

Risk

46. The biggest risk associated with climate change is not acting. The NZ Coastal Policy statement requires Councils to plan for coastal erosion and inundation using a 100 year time frame. The three partner Councils have been proactive in developing a Strategy that meets legislative requirements, current best practice and the aspirations of the potentially most affected communities. The pathways approach is also intended to manage the risk around uncertainty by delaying more expensive and less flexible interventions until future stages.

Preferred Option

47. The preferred option is for Council to receive the report and agree to consider the recommendations of the Joint Committee. Council should also agree to commencing work on the issues to be contained in the Stage 4 implementation plan, including issues of funding.
48. In recommending this approach it is acknowledged that considerable funds have been spent by the three Councils so far, and an enormous amount of community time has been invested in developing the recommendations. The Joint Committee has overseen a robust community led planning process for developing a Coastal Hazard Strategy to meet the needs of the community for the next 100 years and the Community Panels have done good work drawing together proposals for addressing coastal hazards. Stage 4 will likewise involve considerable investment in time and money from the three Councils and with the input of the community, which should not be committed to without solid support and backing from three Councils for the outcomes being recommended in the Assessment Panel report.
49. Having said that it is also acknowledged that this has been and is a complex problem to solve, with potential solutions intended to span many decades with very substantial ongoing cost implications for the whole community and in particular those affected communities that will need to bear a substantial proportion of those costs. Officers are

conscious therefore that Councillors will want to satisfy themselves that the recommendations are the most appropriate way of dealing with the hazards in the long term. Although there have been some workshops and progress reports during the development of the project, there has not yet been sufficient opportunity for Councillors to fully debate the merits of the recommendations, or to seek further information and analysis to give them the level of comfort they may need in order to fully commit to the recommended strategy at this time. Officers consider that this is necessary if the strategy is to have the longevity desired of it and in view of the necessary consultation required with the affected and broader communities who will be expected to fund the implementation.

50. The implementation phase is critical in order to deliver the preferred pathways necessary to making the community resilient to the potential impacts associated with coastal erosion and inundation in the face of climate change and sea level rise. For that phase to proceed, there needs to be some reasonable endorsement of the management approaches recommended, in order that the nature of the costs can be better estimated and benefit apportionment agreed upon as a basis for assessing affordability and assigning funding responsibilities. Accordingly consideration of the recommendations should ideally take place before the end of the financial year if momentum is not to be lost in terms of commencing stage 4 in the new financial year.

Decision Making Process

51. Council is required to make every decision in accordance with the requirements of the Local Government Act 2002 (the Act). Staff have assessed the requirements in relation to this item and have concluded:
 - 51.1. The decision does not significantly alter the service provision or affect a strategic asset.
 - 51.2. The use of the special consultative procedure is not prescribed by legislation.
 - 51.3. The decision does not fall within the definition of Council's policy on significance.
 - 51.4. The decision is not inconsistent with an existing policy or plan.
 - 51.5. Given the nature and significance of the issue to be considered and decided, and also the persons likely to be affected by, or have an interest in the decisions made, Council can exercise its discretion and make a decision without consulting directly with the community or others having an interest in the decision.

Recommendations

That the Hawke's Bay Regional Council:

1. Receives the report of the Project Manager titled "Report and Recommendations from the Clifton to Tangoio Coastal Hazards Strategy Joint Committee" dated 28 March 2018.
2. Receives the final report of the Northern and Southern Cell Assessment Panels dated 14 February 2018.
3. Endorses and adopts the report and recommendations of the Northern and Southern Cell assessment panels as presented in their final report dated 14 February 2018.
4. Agrees to commence Stage 4 (Implementation) in accordance with the Partner Council LTP provisions of \$100,000 per year for the next 10 years which includes maintaining the Joint Committee, commencing the planning phase of design and budget refinement, defining cost sharing and funding options and preparing for implementation, as recommended by the Clifton to Tangoio Coastal Hazards Strategy Joint Committee.
5. 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 this issue without conferring directly with the community and persons likely to be affected by or to have an interest in the decision.



Authored by:

**Simon Bendall
PROJECT MANAGER**

Approved by:

**Graeme Hansen
GROUP MANAGER
ASSET MANAGEMENT**

Attachment/s

-  **1** Report of the Northern and Southern Cell Assessment Panels
-  **2** Unconfirmed minutes of the Clifton to Tangoio Coastal Hazards Strategy Joint Committee Meeting - 20 February 2018

Under Separate
Cover



UNCONFIRMED

MINUTES OF A MEETING OF THE CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Date:	Tuesday 20 February 2018
Time:	10.00am
Venue:	Council Chamber Hawke's Bay Regional Council 159 Dalton Street NAPIER
Present:	Cr Peter Beaven – HBRC (Chair) Cr Tony Jeffery – NCC (Deputy Co Chair) Cr Tania Kerr – HDC (Deputy Co-Chair) Cr Paul Bailey – HBRC Cr Larry Dallimore – NCC Tania Hopmans – Maungaharuru Tangitū Trust via skype Peter Paku – He Toa Takitini Tania Huata – Mana Ahuriri Trust Cr Anne Redstone – HDC (Alternate) Mayor Sandra Hazlehurst – HDC (Alternate)
In Attendance:	Simon Bendall – Mitchell Daysh Graeme Hansen – HBRC Dean Moriarity – NCC Mark Clews – HDC Craig Goodier – HBRC Drew Broadley – HBRC Craig Daly – Northern Panel Member Keith Newman – Southern Panel Member A Roets – Governance Administration Assistant

1. Welcome/Apologies/Notices

The Chair welcomed everyone to the meeting, especially all the panel members and Mayor Hazlehurst and spoke of where the Joint Committee intend to adopt and recommend the report of the Northern and Southern Cell Assessment Panels.

CLI80/18 Resolution:

That apologies from Rod Heaps be accepted.

Redstone/Bailey

CARRIED

2. Conflict of Interest Declarations

There were no conflict of interests.

3. CONFIRMATION OF MINUTES OF THE CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE HELD ON 5 DECEMBER 2017**CLI81/18 Resolution:**

Minutes of the Clifton to Tangoio Coastal Hazards Strategy Joint Committee held on Tuesday, 5 December 2017, a copy having been circulated at the meeting. Apologies made for not been distributed earlier.

Jeffery/Bailey

CARRIED

4. ACTIONS FROM PREVIOUS CLIFTON TO TANGOIO COASTAL HAZARDS STRATEGY JOINT COMMITTEE

Simon Bendall spoke to the actions and explained that all actions have been addressed and completed.

Item 3: Follow up action– Given that no response was received to the letters, important that a follow up occurs – phone calls and offers of visiting to do a presentation to each of Iwi groups so that they are fully informed. Tania Huata noted her disappointed that people didn't respond and highlighted that the panels work tirelessly to engage the community.

Item 8: the resolution from previous meeting included the following words "*explore options and recommend to Council the establishment and commencement of contributions to the Coastal Response Contributory fund asap*". Joint Committee to have a discussion as to what that function should consist of, how it should be managed and what it's purposes should be. Request made that TAG report back to the Committee on these points at the next meeting.

CLI82/18 Resolution:

That the Clifton to Tangoio Coastal Hazards Strategy Joint Committee receives and notes the "*Actions from previous Clifton to Tangoio Coastal Hazards Strategy Joint Committee Meetings*" report.

Kerr/Dallimore

CARRIED

5. CALL FOR ITEMS OF BUSINESS NOT ON THE AGENDA**Recommendations**

That the Clifton to Tangoio Coastal Hazards Strategy Joint Committee accepts the following "Items of Business Not on the Agenda" for discussion as Item 11:

Item	Topic	Councillor / Staff
1.	Technical Questions	Larry Dallimore

Item 7

Attachment 2

6. REPORT OF THE NORTHERN AND SOUTHERN CELL ASSESSMENT PANELS

The Chair invited Keith Newman from the Southern Panel and Craig Daly from the Northern Panel to speak to the Panel's Report and recommendations. Mr Newman and Mr Daly gave a presentation highlighting the process they had undertaken, and the key recommendations for each priority unit. The supplementary recommendations from each Panel were also noted.

Following questions and discussion, the Chair subsequently invited members from either of the panels in attendance who may wish to comment. Further comments were offered by a number of Panel Members in attendance.

Councillor Kerr supported the involvement of Mr Newman and Mr Daly in the next round of reporting to each Partner Council. Mr Newman and Mr Daly both accepted an invitation to be part of that process.

There was some discussion around the wording being used in the recommendations and some members felt that paragraph 1.2 be removed from the recommendations and other members were happy with the recommendations as they stand.

CLI83/18 Resolutions:

That :

1. The Clifton to Tangoio Coastal Hazards Strategy Joint Committee:
 - 1.1. Receives the **Report of the Northern and Southern Cell Assessment Panels**.
 - 1.2. Endorses the recommendations of the Northern and Southern Cell Assessment Panels as presented in their report dated 14 February 2018.
 - 1.3. Recommends that the Napier City Council, Hastings District Council and Hawke's Bay Regional Council endorse and adopt the recommendations of the Northern and Southern Cell Assessment Panels as presented in their report dated 14 February 2018, and commence Stage 4 (Implementation) of the Clifton to Tangoio Coastal Hazards Strategy 2120.

Hopmans abstained.

**Hazlehurst/Jeffery
CARRIED**

7. JOINT COMMITTEE TERMS OF REFERENCE

Mr Bendall noted that following the commitment of all Parties to the ongoing role of the Joint Committee in Strategy development, the Chair of the Joint Committee had requested a review of Committee's Terms of Reference to consider whether any changes were required to enable the Joint Committee to continue to provide its governance role through Stage 4 of the Strategy.

Mr Bendall noted that he had completed this review, and did not consider that changes were necessary. He highlighted the relevant clauses from the Terms of Reference to support that conclusion.

He noted however that that the membership list be updated to reflect a change in representation for Mana Ahuriri Incorporated with Tania Huata being appointed to the Joint Committee.

CLI84/18 **Resolutions**

1. The Clifton to Tangoio Coastal Hazards Strategy Joint Committee receives and notes the report **Terms of Reference**.
2. That the Terms of Reference be changed to reflect Tania Huata Ahuriri Inc replacing Terry Wilson as the representative for the Mana Ahuriri Inc

Hazlehurst / Kerr

CARRIED**8. PROJECT MANAGER UPDATE**

Simon Bendall spoke to his project managers report, highlighting the following matters:

- Completing Stage 3 –
 - Mr Bendall noted the dates that each Partner Council would receive the Joint Committee's recommendations supporting the outcome of the Assessment Panels Work.
 - There was discussion with Joint Committee members regarding any support that TAG may provide through this Council reporting process.
 - Mr Bendall asked the Iwi members of the Joint Committee how the reporting and approvals process could be supported back through each of their respective organisations. Mr Paku and Ms Huata advised that they would report the outcome of today back through their organisations. Ms Hopmans noted that it would be useful for TAG to offer a presentation to her organisation highlighting the outcomes and how the cultural values were taken into account.
 - It was requested that TAG advise members of both Assessment Panels when the meetings of each Partner Council is and that they be invited/encouraged to attend.
 - Chairman request copies of the Cultural Values Report by Aramanu Ropiha and final report and recommendations to be sent to Maungaharuru Tangitū Trust.
- Commencing Stage 4:
 - Funding has been identified for Stage 4 in the draft LTP for each Partner Council, however this funding, if approved, will not be available until the new financial year commencing 1 July 2018
 - Due to extra work not anticipated, budgets for the current financial year have been exceeded.
 - TAG have a preference to "pause" on engaging any further external advice in support of Stage 4 until after 30 June 2018.
- Funding decisions:
 - Mr Bendall noted that a range of work on the funding model approach had been developed and debated by Partner Councils, however some key questions remained unresolved, including:
 - Share of responsibilities between Councils for collecting rates in support of physical work programmes identified by the Strategy
 - Share of responsibilities between Councils for seeking resource consents and implementing works
 - Detailed functioning of the Contributory Fund, particularly how

targeted rates will be applied

- The public/private benefit assessment for each physical works programme, and the resulting apportionment of costs
- The point of raising these questions in this meeting is to provide further opportunity for open discussion on these and any other critical questions Joint Committee members may identify. This would assist TAG to refine these questions and work on recommendations to resolve them over the coming months.
- Committee Members noted that there are a range of possible funding options available that need to be explored – TAG to investigate and advise what the options might look like and revert back to the Joint Committee to consider
- An expert from the National Science Challenges program indicated she is interested in running a session on what the triggers are and what they might look like. Members of both Assessment Panels have indicated that they will be interested in this discussion. Cr Beaven proposed to proceed without delay to have the session and take advantage of the opportunity that has been presented to us and get the work on triggers done.
- Simon Bendall invited members from the Joint Committee and other TAG members to join him at a workshop of the Wellington Region Climate Change Group, where he will be presenting a paper with regard to the process of this Strategy and how we got started. This workshop will be held on 16 March 2018 in Wellington.
- Central Government Regional Development Fund – needs to have further discussions in how we want to engage with the Government on support with funding. Need to engage with Government with specific goals in mind.

CLI85/18 **Resolution:**

That the Clifton to Tangoio Coastal Hazards Strategy Joint Committee receives and notes the **Project Manager Update** report.

Huata/Bailey
CARRIED

9. CURRENT COASTAL PROJECTS UPDATE

- 1.1 Whakarire Ave Revetment Works – Dean Moriarity reported that there was nothing new to add since the last report. Confirm that cost of constructing was higher and funding was identified for this in the draft LTP.
- 1.2 Port of Napier Capital Works Program – it was reported that the Port of Napier had lodged a resource consent application for a new berth, dredging and disposal of dredged material. Experts were currently reviewing the application.

The application has been lodged but no decision has been made at this stage as to the level of public notification. The Chairman noted he could call a meeting of the Joint Committee to determine whether or not the Committee would be making a submission and what the nature of the submission would be on behalf of the Strategy that was adopted earlier in item 6.
- 1.3 Proposed Revetment Works at Clifton - Mark Clews from HDC reported that due to one submitter objecting, they would need to hold a hearing. The Hearings Committee would meet on 21/2/2018 where they would be asked to approve a panel for that Hearing and a date would be set thereafter.
- 1.4 Proposed Revetment Works at Haumoana being led by property owners, a single property on Clifton Road along the H21 have had a consent granted for a

sheet pile wall

CLI86/18

Resolution:

That the Clifton to Tangoio Coastal Hazards Strategy Joint Committee receives and notes the *verbal* **Current Coastal Projects Update** report.

Jeffery/Dallimore
CARRIED

10.

COMMUNICATIONS PLAN

Drew Broadley, HBRC Communications Manager spoke to the paper and attached Communications Plan.

Discussions traversed:

- Some constraints in the current budget
- January – June 2018: newsletter in the Hastings and Napier community newspapers – a copy has been circulated to the Joint Committee by email
- Further newsletter to appear before the end of the financial year
- TAG to investigate opportunities to work with the Living at the Edge team on communications

CLI87/18

Resolution:

1. The Clifton to Tangoio Coastal Hazards Strategy Joint Committee receives and notes the report **Communications Plan**.

Huata/Redstone
CARRIED

11. DISCUSSION OF ITEMS NOT ON THE AGENDA

Item	Topic	Councillor / Staff
1.	<p>Could TAG consider the attached issues to assist deliberations</p> <ul style="list-style-type: none">• Series of questions which was circulated by Councillor Larry Dallimore yesterday.• The Chair had a discussion with Cr Dallimore about these questions and he is happy with the response and is keen to receive a response from TAG.• Questions refer to the implementation phase and they raised questions around the role of the Port of Napier. Some of the questions would need to be referred to Tonkin and Taylor and some can be answered by TAG.• TAG to report back in the next Joint Committee meeting with responses to the questions.• Members were referred to the online links on YouTube about Dr Peter Cowell, taken from an the visit he made to Hawke's Bay in 2017.• Links to be provided to Committee Members	Larry Dallimore

Closure:

Tania Huata closed the meeting with a waiata and karakia.

There being no further business the Chairman declared the meeting closed at 12.43pm on Tuesday 20 February 2018

Signed as a true and correct record.

DATE:

CHAIRMAN:

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 March 2018

Item 8

Subject: RECOMMENDATIONS FROM THE CORPORATE & STRATEGIC COMMITTEE

Reason for Report

1. The following matters were considered by the Corporate & Strategic Committee meeting on 14 March 2018 and the recommendations agreed are now presented for Council's consideration.

Decision Making Process

2. These items were specifically considered by the Committee.

Recommendations

The Corporate and Strategic Committee recommends 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, and that Council can exercise its discretion 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.

Draft Regional Targets for Swimmable Lakes and Rivers

2. Agrees to set a draft target for the Hawke's Bay region of 90% of rivers and 76% of lakes swimmable by 2030, and make this target publicly available with the information sheet provided.
3. Agrees to recommend that the Regional Sector works collaboratively with the Government on any amendments to the National Policy Statement for Freshwater Management and requirements to set final regional targets.

Council Representative Appointments to Local Government New Zealand

4. Confirms Councillor Paul Bailey (or his substitute) as the delegate from the Hawke's Bay Regional Council at Zone 3 meetings of Local Government New Zealand.
5. Authorises Councillor Paul Bailey to vote at LGNZ Zone 3 meetings on behalf of the Hawke's Bay Regional Council.
6. Appoints the Chairman, Rex Graham, as the Hawke's Bay Regional Council's representative on the Regional Sector Group of Local Government New Zealand.
7. Delegates to the Chairman, Rex Graham, the authority to respond and input into matters relating to Local Government New Zealand on behalf of the Hawke's Bay Regional Council, reporting as necessary to the Council.

Reports Received

8. Notes that the following reports were provided to the Corporate and Strategic Committee
 - 8.1. Recommendations from the Finance, Audit and Risk Sub-Committee (*resolved: Confirms the Finance, Audit and Risk Sub-committee's confidence that the risk assessment processes are appropriate processes to identify and assess organisational risks and Approves the scope for the Procurement internal audit, including agreed amendments, and the initiation of the Audit*)
 - 8.2. Verbal Presentation of Napier Port Annual Results
 - 8.3. HBRC Letter of Expectation for HBRIC Ltd (*addressed in a separate Council agenda item*)
 - 8.4. Phase II Capital Structure Review Report (*considered in Public Excluded session and addressed in a separate Public Excluded Council agenda item*).

Item 8

Authored by:

**Leeanne Hooper
GOVERNANCE MANAGER**

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 March 2018

Item 9

Subject: RECOMMENDATIONS FROM THE REGIONAL PLANNING COMMITTEE

Reason for Report

1. The following matters were considered by the Regional Planning Committee meeting on 21 March 2018 and are now presented for Council's consideration and approval.

Decision Making Process

2. These matters have all been specifically considered at the Committee level.

Recommendations

The Regional Planning Committee recommends 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, and that Council can exercise its discretion 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.

List of Candidate Outstanding Water Bodies in Hawke's Bay

2. Agrees that the list of candidate outstanding water bodies which will be subject to a secondary analysis as per Option R4 for the recreational, landscape and ecology value sets as follows.
 - 2.1. Te Whanganui a Orotu (Ahuriri Estuary)
 - 2.2. Upper Mohaka River
 - 2.3. Lake Waikaremoana
 - 2.4. Upper Ngaruroro River
 - 2.5. Taruarau River
 - 2.6. Ruakituri River
 - 2.7. Lake Whakakī
 - 2.8. Mangahouanga Stream
 - 2.9. Wairoa River
 - 2.10. Heretaunga Aquifer
 - 2.11. Tukituki River
 - 2.12. Waipawa River
 - 2.13. Ruataniwha Aquifer.
3. Agrees that the list of candidate outstanding water bodies which will be subject to a secondary analysis as per Option C5 for the cultural and spiritual value set will be provided by Tangata Whenua representatives at the 2 May 2018 Regional Planning Committee meeting.
4. Agrees to staff proceeding with consultation with the following parties in relation to the secondary analysis for the candidate outstanding waterbodies as listed in 2. above, and 3. once provided.
 - 4.1. Iwi authorities in Hawke's Bay
 - 4.2. Local authorities, being Central Hawke's Bay District Council, Hastings District Council, Wairoa District Council, Napier City Council, Taupo District Council, Rangitikei District Council and Gisborne District Council

- 4.3. Hawke's Bay Fish and Game Council, Department of Conservation and the Hawke's Bay branches of the NZ Forest and Bird Protection Society.
5. Acknowledges the potential risk to the TANK plan change project and Council's wider freshwater planning work programme if an outstanding waterbodies plan change is not notified prior to the TANK plan change.
6. Agrees to write a letter to the Minister for the Environment requesting reconsideration and clarification of the Outstanding Water Bodies provisions in the National Policy Statement for Freshwater Management.

Reports Received

7. Notes that the following reports were provided to the Regional Planning Committee.
 - 7.1. Regional Planning Committee Terms of Reference and Review *(resolved: 2.1 Confirms which of the matters set out in paragraphs 12 and 16, and/or which additional matters, are to be resolved by the Committee prior to undertaking of the statutory review of the performance of the RPC; 2.2 Instructs staff to work with the Co-chairs and Deputy Co-chairs and independent advisors to prepare recommendations for the Committee on the terms and scope of the statutory review, including: 2.2.1 Appointment of review panel including appropriate cultural and legal expertise, 2.2.2 Agreed matters for review, 2.2.3 Consultation and discussion process, and 2.2.4 Meeting and reporting timeframes.)*
 - 7.2. Oil & Gas Plan Change Process and Progress Update
 - 7.3. Regional Resource Management Plan – Effectiveness Report
 - 7.4. Pathway to Draft TANK Plan Change Adoption by RPC.

Authored by:

Leeanne Hooper
GOVERNANCE MANAGER

Approved by:

Tom Skerman
GROUP MANAGER
STRATEGIC DEVELOPMENT

Attachment/s

There are no attachments for this report.

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 March 2018

**Subject: HAWKE'S BAY LOCAL AUTHORITY SHARED SERVICES -
STRUCTURE CHANGE**

Item 10

Reason for Report

1. To propose the legal structure of Hawke's Bay Local Authority Shared Services Limited (HBLASS) become dormant in order to focus attention and resources on the purpose of HBLASS and reduce compliance costs for all the councils.

Background Summary

2. Since 2012, when HBLASS was incorporated as a legal entity, there has been significant effort to identify functions and analyse opportunities for shared services and joint procurement across the Hawke's Bay Councils.
3. The effort and the results, through HBLASS have been focused largely on procurement and the development of shared IT services. HBLASS funded a Chairperson for IT shared services and governance, as well as selective consulting studies and plans. Because structural change and cost reduction are implicit in Shared Services, an "all in" model was met with resistance when timing and opportunities didn't align with councils direction at a particular point in time.
4. In early 2017, there was a review leading to a recommitment to HBLASS efforts but with a with broader collaboration approach, rather than the more narrow shared services objective, in order to improving Hawke's Bay wide service and value. As part of the review, a new wider role of 'HBLASS Collaborator' was introduced on a 6 month pilot.
5. The principles of collaboration are:
 - 5.1. Discover who is doing what across HB councils
 - 5.2. Connect with others that share the same objective
 - 5.3. Collaborate to deliver more for less
6. The following summarises the Collaboration and outcomes in 2017.

Shift from Shared Services to Collaboration

- **Decision to shift from Shared Services to Collaboration in October 2016.**
- **Recruit and contract Collaboration Lead March 2017.**
- **SOIs signed and OK to contact staff May 2017.**
- **First group meeting June 2017.**
- **A 6 month pilot.**

Robust and Relevant Results Through People

1

Collaboration - Achievements

- **Trust:** open to work together, sharing activities and issues, creating common goals.
- **Relationships:** identifying opportunities, problem solving, support.
- **Shared Expertise:** knowledge, know-how.
- **Shared Infrastructure:** policy, procedures, technology.
- **Start of a Region-wide and Long View of Services;** roadmaps that align and include all councils.
- **Customer Focus:** starting with customer needs.
- **Modeling of Collaborative Behaviour:** open, listening, learning
- **Creative Solutions:** aspirational rather than compliance

Robust and Relevant Results Through People

5

Collaboration - Achievements

- **Simplification** of business cases – do it once for the region.
 - ✓ Simplify decision making: Does it meet business needs? Can we afford it?
 - ✓ Better decisions - perspective of each council. Deeper and broader due diligence; better vendor/product selection.
- **Effective procurement process** – shared roadmap.
- Flexible procurement contracts – staged for all councils to jump on board.
- **Support of local economic development** – reduced cost for respondents to tender.
- **Savings:** \$500K+

Robust and Relevant Results Through People

6

7. The focus on collaboration versus shared services is consistent with the direction that a number of the councils are taking in other regions around New Zealand. Bay of Plenty for example has a collaboration portal that has resulted in improved knowledge sharing and efficiencies. This portal is now widely used by local councils.
8. Staff involved in the Hawke's Bay collaboration pilot have delivered improved service and value in the following areas:
 - 8.1. IT: Shared Infrastructure Services including Wide Area Network, Desktop and Web Services
 - 8.2. GIS: Shared Aerial Photography
 - 8.3. Open Spaces: Opportunities for One View of Information and Shared approaches to operations
 - 8.4. Animal Control: Opportunities for Shared Education and License Data
 - 8.5. Training and Development: Common Requirements and Shared Onsite Training

8.6. Shared Internal Audit Services. Improved quality, value and efficiency

8.7. Records Management: Common approaches.

Proposed Structure

9. It is intended that the current Chief Executive (CE) Forum, will replace the HBLASS board structure with the same five Council CEOs and independent chair – the function of HBLASS will continue but without the legislative requirements of operating a Company. The CE Forum group is committed to working together to improve service and value for the Hawke's Bay region through a programme of cross-council collaboration. The primary difference in the structure change is less time and resource spent on the requirements for an active Council-owned, legal entity and more focus on setting direction and enabling staff to achieve improved service and value. At the same time, the CE Forum provides an umbrella and common way of operating for the many collaborative initiatives across Hawke's Bay, beyond HBLASS.
10. The administrative function is also significantly reduced. A lead council would be identified to maintain a ledger with invoicing to each council to recover agreed and shared costs for the Collaboration Program and any project expenses.
11. To deactivate a council-owned company requires the following steps to be undertaken.
 - 11.1. Obtain a special resolution of shareholders (in writing and signed) stating the shareholders agree to shelve the company
 - 11.2. Pay final GST return to Inland Revenue (HBLASS is not registered for FBT but this would apply if it were)
 - 11.3. Make final payouts as determined by above resolution (if applicable) to clear the bank accounts
 - 11.4. Close bank accounts with Westpac
 - 11.5. Deregister for GST with Inland Revenue
 - 11.6. File the final income tax return (IR4) for the tax year (includes company accounts up to the point when business ceased, but note this cannot be filed early and is due after the end of the financial year in which HBLASS closed)
 - 11.7. File the IR433 Non-Active Company Declaration form with Inland Revenue.
12. The HB LASS Limited legal entity can be reactivated in the future if business models, organisational, contract or procurement changes require a separate legal entity.
13. Section 7(3) of the Local Government Act enables councils, by resolution, to exempt "small organisations" from the many process requirements of the LG Act, after taking into account "the nature and scope of the activities provided by the organisation" and the "costs and benefits" to the Council and the community. In light of the informal nature of the HBLASS collaboration and the need to be flexible and nimble in pursuing the collaboration, it is recommended that the five Councils approve this exemption. The activities and funding contributed by individual councils will continue to be covered by the usual Local Government Act decision making processes.

Issues

14. There are no foreseen issues or risks at this time. This structural change will cost less and focus attention on the renewed purpose of the LASS.

Significance and Consultation

15. The Board is comprised of the five Chief Executives of the Hawke's Bay Councils. All Chief Executives support the recommendation to make the HBLASS company dormant and have approved a motion at their meeting on December 8, 2017.
16. Each Council is now being consulted with a recommendation to make the HBLASS company dormant. The Chief Executives intend to still refer to their activities and undertaking as a group as HBLASS, but not as a separate legal entity. The Councils

are requested to provide a response to this proposal by the end of March 2018, hence this item being referred directly to Council.

Implications

Financial

17. There will be residual funding from the current year's subscription, and it is proposed to transfer this to Napier City Council, where it will provide an accountability report. The residual fund will be to pay for the continued services of the Chairman and Collaborator roles.

Risk

18. The requirements of being a CCO will still need to be met if the Councils wish to continue with the Company in its current format, including the preparation of a Statement of Intent. This work has currently been put on hold.
19. Councils may decide not to continue to fund the Chairperson and Collaborator role and further opportunities on effective and efficient services may be missed.

Options

20. The options available to Council are:
 - 20.1. Approve the recommendation to make HB Local Authority Shared Services Limited dormant.
 - 20.2. Not resolve the recommendation to make HBLASS Limited dormant, and HB LASS to continue in its current form.
 - 20.3. Resolve that all shared service/collaboration activities cease immediately.

Development of Preferred Option

21. Option 20.1 – Make the HBLASS legal entity dormant as this will result in a lower financial and administration burden to the councils while improving the focus on service and value outcomes.
22. As noted above during the review of HBLASS in 2017, LASS organisations around New Zealand were approached to share their experience. Success was linked directly with a collaborative approach. Other LASS organisations that have taken the traditional structural/cost reduction approach with services being operated and contracts run through the LASS, are currently assessing the change to a collaborative approach for more robust and wider solutions.
23. HB LASS has taken the initiative to test collaboration in the Hawke's Bay environment during 2017. There has been success over the six months of this pilot to test collaboration. In order for further improvement, there needs to be greater cross-council engagement, citizen focus, leadership accountability and strengthening of a collaborative culture. The CE Forum is committed to pursuing this.

Decision Making Process

24. Council is required to make every decision in accordance with the requirements of the Local Government Act 2002 (the Act). Staff have assessed the requirements in relation to this item and have concluded:
 - 24.1. The decision does not significantly alter the service provision or affect a strategic asset.
 - 24.2. The use of the special consultative procedure is not prescribed by legislation.
 - 24.3. The decision does not fall within the definition of Council's policy on significance.
 - 24.4. The persons affected by this decision are all regional ratepayers and citizens.
 - 24.5. The decision is not inconsistent with an existing policy or plan.
 - 24.6. Given the nature and significance of the issue to be considered and decided, and also the persons likely to be affected by, or have an interest in the decisions

made, Council can exercise its discretion and make a decision without consulting directly with the community or others having an interest in the decision.

Recommendations

That the Hawke's Bay Regional Council:

1. 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 this issue without conferring directly with the community and persons likely to be affected by or to have an interest in the decision.
2. Agrees HBLASS, as a legal entity lie dormant in the short term; with the ability for the legal entity able to be reactivated in the future.
3. Notes that the dormant status of HBLASS is effective on receipt of agreement by all members of the Board.
4. Notes that the decision on the dormant status of HBLASS will be determined by the majority of Hawke's Bay Councils.
5. Notes that each Council will continue its participation in a collaborative approach that has proven effective in a pilot.
6. Approves the exemption of HBLASS from the Council Controlled Organisation requirements (Local Government Act Section 7(3))
7. Notes that the CE Forum intends that all Councils will actively support shared and common goal setting, decision-making, resourcing including financial contribution, staff and communication.

Authored by:

James Palmer
CHIEF EXECUTIVE

Diane Wisely
EXECUTIVE ASSISTANT

Approved by:

James Palmer
CHIEF EXECUTIVE

Attachment/s

There are no attachments for this report.

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 March 2018

Subject: REMUNERATION REVIEW FOR TĀNGATA WHENUA MEMBERS OF THE REGIONAL PLANNING COMMITTEE

Item 11

Reason for Report

1. The Hawke's Bay Regional Planning Committee Act 2015 (the "Act") established the Regional Planning Committee in statute.
2. Section 12 of the Act requires that the Committee must have Terms of Reference and that these Terms of Reference must provide for :
a procedure for determining the remuneration to be paid to tāngata whenua members and reimbursement of their expenses.
3. Any amendments to the Terms of Reference must be with the written unanimous agreement of the appointers (this includes tāngata whenua appointers and the Council).
4. When the Regional Planning Committee first began to operate ahead of the passing of the legislation payment of tāngata whenua members was based on a Cabinet Office Circular on the Fees Framework for Members of Statutory and Other Bodies appointed by the Crown.
5. The intent of the review of the Terms of Reference included a review of the procedure for determining payment. On the advice of the tāngata whenua Chair and Co-Chair of the Committee, Mr. David Shannon was appointed to undertake the remuneration review.
6. Mr. Shannon's report provides recommendations for both the Regional Planning Committee and the Maori Standing Committee. For the purpose of this paper the proposed remuneration for the tāngata whenua members of the Regional Planning Committee is the only matter for discussion.

Discussion

7. The requirement for the Terms of Reference is that it must identify a procedure for determining the remuneration to be paid to tāngata whenua members and the reimbursement of their expenses.
8. The Shannon Report utilised market data broadly comparable to fulltime local government and public sector positions, Cabinet Office Circulars, professional salary surveys and personal experience to correlate the payment for tāngata whenua RPC members broadly to Senior Policy Advisors in a local Council. Mr. Shannon recommended that this equated to \$500 per meeting day for members (plus \$500 per tāngata whenua hui day, prior to the formal RPC). The estimated income from this per member is \$8,000 per annum based on the number of meetings held. His report also acknowledged the need for additional remuneration to the Co-Chair in recognition of the additional responsibilities.
9. Feedback from a workshop of the tāngata whenua members of the Regional Planning Committee indicated a level of disappointment in the findings and a request for more information. Following discussions between the Co-Chairs, Deputy Co-Chairs and HBRC staff an offer has been provisionally made to the tāngata whenua members and they will have considered this offer by the time of the Regional Planning Committee meeting (but after the agenda is published).

10. A summary of the proposal for remuneration for 2018/19 (and the remainder of 2017/18) is as follows:
 - 10.1. Payment of \$12,000 per annum per tāngata whenua member of the Regional Planning Committee. This payment will cover preparatory work, attendance at tāngata whenua-only hui, attendance at the formal Regional Planning Committee meeting, and any required follow-up meeting with appointers.
 - 10.2. Additional remuneration of \$6,000 per annum for the Deputy Co-Chair of the Regional Planning Committee
 - 10.3. Additional remuneration of \$12,000 per annum for the Co-Chair of the Regional Planning Committee
 - 10.4. Payments to be reviewed annually in accordance with the comparable salary for Senior Policy Advisors, as outlined in the Shannon Report.
 - 10.5. HBRC to continue to make payments separately for the reimbursement of travel, accommodation and incidental expenses as per current arrangements upon receipt of verified claims.
11. For the purpose of clarification payment to any tāngata whenua member who represents the Regional Planning Committee on any other body, such as a standing committee of HBRC or a sub-committee, is not covered by this arrangement and is determined separately. It is however standard for the tāngata whenua member to be paid at the same daily rate as if the meeting were that of the Regional Planning Committee.
12. The payment for any independent advice sought by the tāngata whenua members of the RPC will continue to be made separately by HBRC.

Financial and Resource Implications

13. HBRC has provided in its Draft Long Term Plan for the level of remuneration described in this paper.

Decision Making Process

14. Council is required to make every decision in accordance with the requirements of the Local Government Act 2002 (the Act). Staff have assessed the requirements in relation to this item and have concluded:
 - 14.1. The decision does not significantly alter the service provision or affect a strategic asset.
 - 14.2. The use of the special consultative procedure is not prescribed by legislation.
 - 14.3. The decision does not fall within the definition of Council's policy on significance.
 - 14.4. The persons affected by this decision are the ratepayers in the Hawke's Bay region who meet the costs of the Regional Planning Committee.
 - 14.5. The decision is not inconsistent with an existing policy or plan.
 - 14.6. Given the nature and significance of the issue to be considered and decided, and also the persons likely to be affected by, or have an interest in the decisions made, Council can exercise its discretion and make a decision without consulting directly with the community or others having an interest in the decision.

Recommendations

That the Hawke's Bay Regional Council:

1. Receives and notes the Remuneration Review for Tāngata Whenua Members of the Regional Planning Committee report.
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 this issue without conferring directly with the community and persons likely to be affected by or to have an interest in the decision.

3. Agrees that for the purposes of the review of the Terms of Reference for the Regional Planning Committee that the procedure for the remuneration of the tāngata whenua members of the Committee is as outlined in paragraph 11 of this paper and that annual payment reviews use market data for Senior Policy Advisors in the public sector as the baseline.
4. Implements the payment system in paragraph 10 of this paper, with effect from 21 March 2018, with a review to be carried out in six months in line with the review of market data.

Authored by:

Liz Lambert
GROUP MANAGER
EXTERNAL RELATIONS

Approved by:

Tom Skerman
GROUP MANAGER
STRATEGIC DEVELOPMENT

Attachment/s

There are no attachments for this report.

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 March 2018

Subject: HBRC SUBMISSION ON THE CHB DC 2018-28 LONG TERM PLAN CONSULTATION DOCUMENT

Item 12

Reason for Report

1. To seek Council's endorsement of a submission (attached) on the Central Hawke's Bay District Council's 2018-28 Long Term Plan consultation document.
2. The submission supports the general direction proposed by CHB and provides specific commentary on four topics, being:
 - 2.1. The Big Water Story
 - 2.2. Funding for Emergency Management
 - 2.3. EnviroSchools
 - 2.4. Biodiversity.
3. It is not proposed for Council to present at the CHB submissions hearings.

Decision Making Process

4. Council is required to make every decision in accordance with the requirements of the Local Government Act 2002 (the Act). Staff have assessed the requirements in relation to this item and have concluded:
 - 4.1. The decision does not significantly alter the service provision or affect a strategic asset.
 - 4.2. The use of the special consultative procedure is not prescribed by legislation.
 - 4.3. The decision does not fall within the definition of Council's policy on significance.
 - 4.4. The decision is not inconsistent with an existing policy or plan.

Recommendations

That the Hawke's Bay Regional Council:

1. 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 this issue without conferring directly with the community and persons likely to be affected by or to have an interest in the decision.
2. Endorses the submission on the Central Hawke's Bay District Council's 2018-28 Long Term Plan consultation document as provided.
3. Delegates the HBRC Chief Executive, James Palmer, and Chairman Rex Graham to finalise and submit the HBRC submission by 29 March 2018.

Authored by:

Desiree Cull
PROGRAMME LEADER

Approved by:

James Palmer
CHIEF EXECUTIVE

Attachment/s

- [!\[\]\(a16a19bbc0e991a431a3f945e52ea4ee_img.jpg\) 1](#) Submission to CHBDC 2018-28 LTP Consultation Document

29 March 2018

Central Hawke's Bay District Council
PO Box 127
WAIPAWA 4210

Submission on CHBDC'S Long Term Plan 2018-28 Consultation Document

Thank you for the opportunity to provide feedback on Central Hawke's Bay District Council's 2018-28 Long Term Plan.

Hawke's Bay Regional Council (HBRC) acknowledges the strong mandate that Central Hawke's Bay District Council (CHBDC) has gained for its Long Term Plan (LTP) through *Project Thrive* and its *#bigwaterstory* expos. HBRC is gratified to see that the environment features so prominently in the community's view of what is important to them. We look forward to working closely with CHBDC to enhance environmental outcomes in the district.

We also wish to acknowledge the constructive working relationships enjoyed by both governors and staff of our two councils across a wide range of functions and activities. Examples include regional land transport, road safety, planning, civil defence, regional economic development, as well as shared services such as web design and IT platforms.

In particular, we would like to submit on the following topics:

- The Big Water Story
- Funding for Emergency Management
- EnviroSchools
- Biodiversity

The Big Water Story

HBRC appreciates the commitment shown by CHBDC to finding a solution to ongoing resource consent breaches at the Waipukurau and Waipawa Wastewater Treatment Plants, in particular the inclusion of \$2.1M for investigation and minor improvements. HBRC also appreciates the clear pathway outlined in the Consultation Document to fixing the problems longer term, including further consultation on costed options and an amendment to the LTP sometime over the next 1 to 2 years to fund the significant capital expenditure required.

HBRC looks forward to resolution of this issue in the near future. In the meantime, we will continue to monitor resource consent compliance in relation to CHBDC's water supply, waste water and storm water and act accordingly.

HBRC itself is proposing a step change in investment in land and water management, through stronger regulation and significant resourcing to support rural landowners to reduce the impact of their land management practices on the region's waterbodies. HBRC sees its 2018-2028 LTP as highly complementary to CHBDC's LTP plans. The combined effort by both councils will help improve water quality and aquatic biodiversity in the district, and in particular, in the Tukituki catchment. The proposed funding for landowners contained within HBRC's LTP will greatly assist CHB landowners in meeting the regulatory requirements under the Tukituki Chapter of the Regional Resource Management Plan (Plan Change 6) and thereby assist CHBDC in the promotion of the district as a sustainable producer of food and fibre, and as a great place to visit.

We also see synergies between the Town and Community Plans proposed in CHBDC's LTP and the Catchment Management Plans that HBRC is about to embark on. We look forward to working together with the people of Central Hawke's Bay on district development.

Funding for Emergency Management in Central Hawke's Bay

HBRC wishes to submit in support of option 1. to fund the costs of Civil Defence through Hawke's Bay Regional Council rate. Like CHBDC, we are consulting on this option in our LTP Consultation Document and believe it is a sensible way to collect rates for what is now a regionally delivered shared service and will improve Hawke's Bay's readiness, response and recovery from emergencies.

Enviroschools Hawke's Bay

The Enviroschools Programme is an action-based education programme where young people plan, design and implement sustainability projects and become catalysts for change in their communities. The programme operates nationwide through partnerships with Councils.

There are currently eight Enviroschools in Central Hawke's Bay – six primary schools (Argyll East, Pukehou, Sherwood, Flemington, Omakere, with Elsthorpe just beginning again) and two kindergartens - Waipawa and Lakeview. We have not promoted the programme to the other 12 schools in the district as there is currently no capacity to grow the participation. However, one school has contacted HBRC and asked to go on a waiting list - Waipukurau Primary School.

This submission seeks funding of between \$5,000 and \$15,000 per annum to support the Enviroschools Programme.

Our dedicated CHB facilitator can work alongside CHBDC in focusing on key areas for the CHB community, for example water health and conservation, and increase participation in the district.

The programme is well-established in the region. It is supported by Hawke's Bay Regional Council, Napier City Council and Hastings District Council as well as funding from Pan Pac Forest Products Ltd, and partnerships with the Heretaunga Kindergarten Association and the Napier Kindergarten Association. The collaborative approach of the programme adds value to all partners and makes it a cost effective option. We will also be submitting to Wairoa District Council to partner with current funders in Hawke's Bay to further grow the Enviroschools network.

Benefits include:

- *Wide participation* – schools are equally able to participate in the Enviroschools programme across all deciles, ages and sectors.
- *Community collaboration* – Enviroschools fosters significant community collaboration, creating leadership pathways for students and real connections to families and outside agencies.
- *Waste minimisation* – schools involved in the programme have waste minimisation plans and actions in place. *100% of all Enviroschools are active in Zero Waste actions.*¹
- *Food harvesting* – most schools involved grow and harvest produce from their gardens/trees for eating, cooking, selling or gifting. *95% of Hawke's Bay Enviroschools have a vegetable garden.*²
- *Biodiversity* – native tree planting projects with clear links to the community are common place.
- *Water*– schools undertake a wide range of projects for water quality and conservation involving large lengths of riparian planting and maintenance – *in 2017 our Hawke's Bay Enviroschools undertook approximately 1,150 metres of riparian planting and installed 300 metres of fencing along our waterways.*³
- *Energy usage* – projects to track energy use and conservation.

Biodiversity

HBRC wish to commend CHBDC for formally becoming a signatory to the Hawke's Bay Biodiversity Accord in 17 October 2017. As you will be aware, the Accord is a visible commitment to the vision and objectives in the multi-agency *Hawke's Bay Biodiversity Strategy*. The Accord is a living document - anyone who is passionate about biodiversity and wants to share the vision can sign up at any time. There are currently around 50 signatories, including our Council.

As a further commitment, HBRC is consulting through its LTP Consultation Document on a significant step-change in its funding for biodiversity. This funding includes \$200,000 per year for four years to kickstart the endowment for HB Biodiversity Foundation and \$150,000 per year for its project management.

The HB Biodiversity Foundation is a registered Charitable Trust set up to fund biodiversity projects within Hawke's Bay. The Foundation has 4-9 Trustees including one to represent the interests of local government, and as such provides territorial authorities with an opportunity to have a say at the decision-making table.

It has an ambitious goal to build a \$10M endowment within 10 years with a longer term target of \$50M+. An endowment of \$3M is needed for the Foundation to be self-sustaining. HBRC

¹⁻³ Enviroschools Nationwide Census 2017.

has committed funding for four years to support the Foundation to meet this goal, recognising that reaching this goal is dependent on funding from other sources including other HB councils, central government, corporate and philanthropic funding.

HBRC wishes to encourage CHBDC (as well as other HB councils and organisations) to join HBRC in seed-funding the HB Biodiversity Foundation. Joint funding will ensure the Foundation's long term success and provide a vehicle to leverage external funding for transformational biodiversity projects across Hawke's Bay.

HBRC has also allocated \$100,000 per year to fund on-the-ground action on prioritised sites including planting, fencing, trapping and ongoing maintenance of rare and threatened sites. The sites will be chosen using an ecological mapping and prioritisation software tool called Zonation that HBRC along with DOC and local experts have invested considerable time and effort interpreting and 'ground-truthing'. This ecosystem prioritisation will also inform the decision-making of the HB Biodiversity Foundation and can be shared with other agencies. This ecosystem prioritisation work has had immediate value for CHB by informing the assessment of natural heritage for CHBDC's District Plan review.

Zonation has identified 900 terrestrial sites (150,000 ha), 10,034 segments of rivers (6,700 km), and 77 lakes (1,700 ha) as the priority 30%. These sites/segments represent a full range of ecosystem types that are present in the region. 529 of the 900 priority terrestrial sites are less than 10 ha in size. Many of these small sites represent threatened ecosystem types whose remnants are becoming scarce, small and fragmented.

Some priority sites and ecosystem sites are on the brink of extinction, including a number in CHB, and these need immediate action. We look forward to working with your Council to maintain and improve biodiversity in the Central Hawke's Bay district.

Hawke's Bay Regional Council does not wish to be heard on its submission.

Yours faithfully

James Palmer
Chief Executive

Rex Graham
Chair

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 March 2018

Subject: AFFIXING OF COMMON SEAL

Item 13

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 352 DP 11329 CT B3/1318 - Agreement for Sale and Purchase - Transfer	4210 4211	9 March 2018 9 March 2018
	1.1.2 Lots 109 & 118 DP 10990 CT J4/1227 - Transfer	4212	16 March 2018
1.2	1.2.1 M. Willcox S. Smithers (Delegations under Resource Management Act 1991 and Civil Defence Act 1983 (s.60-64); Civil Defence Emergency Management Act 2002 (s.86-91) and Local Government Act 2002 (s.174))	4208 4209	27 February 2018 5 March 2018
	1.2.2 E. Lennan K. Boersen (Delegations under the Civil Defence Emergency Management Act 2002 (s.86-92 inclusive) and Clause 32B Schedule 7 of the Local Government Act 2002)	4206 4207	22 February 2018 22 February 2018

2. As a result of sales, the current numbers of Leasehold properties owned by Council are:
 - 2.1. 0 cross lease properties were sold, with 83 remaining on Council's books
 - 2.2. One single leasehold property was sold, with 125 remaining on Council's books.

Decision Making Process

3. 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 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
FINANCIAL ACCOUNTANT**

**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 March 2018

SUBJECT: HBRC STAFF PROJECTS AND ACTIVITIES THROUGH APRIL 2018

Item 14

Reason for Report

1. The table below is provided for Councillors' information, to inform them of significant issues and activities over the next couple of months.

Project	Team /Section	Description	Activity Status Update
2018-2028 Long Term Plan	Comms		1. Public consultation began on 19 March with region wide promotion. This continues until 23 April. Public queries are being responded to as they occur.
	Governance	Submissions	2. Process for receiving, acknowledging, tracking and responding to submissions in place and documented in Promapp
Hawke's Bay Drinking Water	Policy	Joint staff level Working Group	3. Providing secretarial and technical support to the JWG, through: a) monitoring of the Action Plan and White Paper to ensure actions are being progressed b) acting as 'link' between JWG and other related projects, such as TANK.
	Governance	HB Drinking Water Governance Joint Committee	4. Awaiting adoption of Terms of Reference by CHB, HDC, NCC, HBRC, WDC and HB DHB have all confirmed ToR and appointments. 5. Next meeting of the Joint Committee will be scheduled in May – at which the Independent Chairperson will be appointed and Terms of Reference for the staff working group adopted
TANK	Groundwater Science	Heretaunga groundwater age and tracer study Heretaunga Plains groundwater flow model	6. GNS Science have submitted a final draft of the Heretaunga groundwater age and tracers report. Work is nearing completion. 7. Integrated groundwater - surface water modelling is still being undertaken, to inform TANK decisions. Reporting is underway for the groundwater (MODFLOW) and surface water (SOURCE) modelling.
	Water Quality & Ecology		8. Draft Report on trials trying to establish alternative species for different shading options has been received 9. Modelling for optimal shading architecture to help design riparian planting configurations is ongoing 10. Monitoring options for tracking progress towards water quality limits are being developed for the TANK plan 11. Karamu faecal source tracking is ongoing 12. Continuing with documentation to support proposed estuarine water quality goals. 13. Review of storm water and sediment draft rules.

Project	Team /Section	Description	Activity Status Update
TANK contd	Land Science	Sediment modelling	14. Ongoing sediment and erosion scenario modelling
		Wetland monitoring	15. 12 Wetland monitoring sites set up in the TANK area.
		Ahuriri Catchment point analysis/soil stability survey	16. Detailed survey of 910 1ha survey points across the Ahuriri catchment. Field work completed, report review underway.
	Air Quality	Napier hazardous air pollutant monitoring	17. Sampling continues at Marewa Park until May. Analysis and reporting by GNS is due for completion in September 2018.
	Policy	Stakeholder Engagement for Policy Development	18. Next TANK Group meetings 19 April & 15 May. 19. Recap and briefing was presented to Regional Planning Committee meeting 21 March, outlining matters that RPC will be presented with as a result of the TANK Group's discussions.
PC6 Implementation	Water Quality & Ecology Land Management Regulation	Using shading to manage instream weed growth trials	20. A series of meetings and workshops with small farmers (4-40 ha) scheduled over the next 2.5 months. These will include helping small farmers understand whether they need to submit a farm plan and helping those that do need a plan to do one through organised workshops with approved plan providers. 19 landholders attended the first workshop on 18 March 21. Staff focus has been on the Mangamahaki sub-catchment over the last month – with 29 farm visits/ conversations to promote ongoing soil conservation works and to understand what is happening on farm currently with pole planting, farm planning and other environmental work. 22. Tukituki Estuary annual sampling completed in March 2018, WQ sampling continues monthly.
	Land Science		23. Collecting data from 10 wetland monitoring sites established in 2017. 24. Farm scale sediment Workshop – SedNetNZ “add on”
Clifton to Tangoio Coastal Hazards Strategy 2120	Asset Management	Developing coastal hazard options and solutions for priority cells, along with funding considerations for consultation	25. Panel report with recommended pathways will be presented to councils: HDC (March 22), HBRC (March 28) NCC (April 3) with recommendation to endorse and adopt the strategies, and proceed with Stage 4 – implementation.
Engineering	Asset Management	Esk Valley and Mangaone Floods.	26. A significant flood event occurred on 8 March 2018 in the Esk and Mangaone catchments, with well over a 100 year return period rainfall recorded. We are currently in the process of analyzing recorded flood information as part of preparing a flood report, where necessary attend public meetings, and to determine if the current level of service for the Esk River scheme and Councils response is appropriate.

Project	Team /Section	Description	Activity Status Update
		Gisborne District Council Stopbank upgrade	27. Calibration report, modelling various scenarios for climate change are nearing completion for report back to GDC.
		Consent Evaluation and stormwater analysis	28. Continue to assist HBRC Consents section with advice for subdivision consents including Mission Hills, Awatoto Industrial, Iona Triangle, Howard St.
		Awanui Stopbank Construction – Left Bank	29. Contract awarded. Works start Monday 26 March. Expected completion date Friday 20 April.
Biosecurity	Biodiversity		30. Preparation for a range of activities including a May launch of Guardians of Hawke's Bay biodiversity, call for nominations for the Regional Biodiversity Foundation (RBF), submission of funding applications to funders, Presentations by RBF to Regional and District Council Long Term Plan processes.
	Animal pest management		31. Tendering of regional animal pest contracts. 32. Preparation for the Regional Pest Management Plan hearings committee including Hearings Panel Training on the 5 th April.
	Cape to City		33. A range of activities across work streams including the 18-19 project research meeting, wireless trap optimization, and kiwi translocation planning. 34. Second stage Predator Free Hawke's Bay proposal submitted to PFNZ 2050.
	Plant pest		35. Woolly nightshade urban programme. 36. Finishing Pinus contorta programme.
Resource Consents		Applications processing/pending	37. Te Mata Mushrooms Air discharge remains on hold pending application for related consents required from HDC. Consent applications for the proposal to relocate the composting activity to another site near Waipukurau have not yet been lodged. 38. HBRC Gravel extraction Ngaruroro Tukituki, Waipawa and Tutaekuri. Further information has been requested and is to be provided before the end of May. 39. PanPac coastal discharge. A prehearing is scheduled for 20 March and Environment Court mediation is scheduled for 11 April. 40. Landcorp Ahuriri stormwater discharge application. On hold while parties discuss this and related NCC stormwater discharge consent applications. 41. Port of Napier wharf extension and dredging application lodged and further information has been requested. 42. Clifton coastal protection works application. Hearing postponed at applicants request while HDC notify a related resource consent.

Project	Team /Section	Description	Activity Status Update
Resource Use		Te Mata Mushrooms	43. Enforcement action has been initiated in relation to continued offensive and objectionable odour being discharged beyond the boundary. The Court will be asked to make a determination on whether or not appropriate action is being taken by the company while the application for new resource consent is underway and delayed.

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 Council receives and notes the ***HBRC Staff Projects and Activities through April 2018*** report.

Authored by:

Drew Broadley
COMMUNICATIONS MANAGER

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Attachment/s

There are no attachments for this report.

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 March 2018

Subject: DISCUSSION OF ITEMS NOT ON THE AGENDA

Item 15

Reason for Report

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

1.1. **Urgent** items of Business (*supported by tabled CE or Chairpersons's report*)

	Item Name	Reason not on Agenda	Reason discussion cannot be delayed
1.			
2.			

1.2. **Minor** items (*for discussion only*)

Item	Topic	Councillor / Staff
1.		
2.		
3.		

HAWKE'S BAY REGIONAL COUNCIL

Wednesday 28 March 2018

Subject: FINAL CAPITAL STRUCTURE REVIEW REPORT

That Council excludes the public from this section of the meeting, being Agenda Item 16 Final Capital Structure Review Report with the general subject of the item to be considered while the public is excluded; the reasons for passing the resolution and the specific grounds under Section 48 (1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution being:

GENERAL SUBJECT OF THE ITEM TO BE CONSIDERED	REASON FOR PASSING THIS RESOLUTION	GROUND(S) UNDER SECTION 48(1) FOR THE PASSING OF THE RESOLUTION
Final Capital Structure Review Report	<p>7(2)(b)(ii) That the public conduct of this agenda item would be likely to result in the disclosure of information where the withholding of that information is necessary to protect information which otherwise would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.</p> <p>7(2)(i) That the public conduct of this agenda item would be likely to result in the disclosure of information where the withholding of the information is necessary to enable the local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p>	The Council is specified, in the First Schedule to this Act, as a body to which the Act applies.

Authored and Authorised by:

Jessica Ellerm
GROUP MANAGER
CORPORATE SERVICES

Item 16