
Council Kaunihera OPEN MINUTES

Minutes of a meeting of the Council held in Council Chamber, Municipal Building, Garden Place, Hamilton and via Audio Visual link on Thursday 17 November 2022 at 9.32am.

PRESENT

Chairperson	Mayor P Southgate
<i>Heamana</i>	
Deputy Chairperson	Deputy Mayor A O'Leary
<i>Heamana Tuarua</i>	
Members	Cr R Hamilton Cr G Taylor Cr A Casey-Cox Cr M van Oosten Cr M Donovan Cr A Bydder Cr E Wilson Cr S Thomson Cr E Pike Cr L Hutt Cr M Tauariki Cr M Huaki

In Attendance	Lance Vervoort – Chief Executive Sean Murray – General Manager Venues, Tourism and Major Events Blair Bowcott – General Manager Growth Sean Hickey – General Manager Strategy and Communication Murray Heke – General Manager Customer, Technology Transformation David Bryant – General Manager People and Organisational Performance Louise Lurkin – Director of the CE's Office James Clarke – Director of the Mayor's Office Michelle Hawthorne – Governance and Assurance Manager Stafford Hodgson – Project Manager
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Governance Team	Amy Viggers – Governance Lead Narelle Waite and Tyler Gaukrodger – Governance Advisors
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SWEARING IN CEREMONY

A karakia was given by Hamilton City Council Kaumatua Tame Pokaia.

Cr Geoff Taylor read and signed the Statutory Declaration required by the Local Government Act 2002, which were witnessed by Mayor Paula Southgate.

1. Apologies - *Tono aroha*

Resolved: (Cr Southgate/Deputy Mayor O'Leary)
That the apologies for lateness from Cr Naidoo-Rauf are accepted.

2. Confirmation of Agenda - *Whakatau raarangi take*

Resolved: (Cr Southgate/Deputy Mayor O'Leary)
That the agenda is confirmed noting that the late Item C1 (Strategic Land Purchase – Hamilton Zoo) is accepted. The Item was circulated as a late item due to information being received following the release of the agenda.

3. Declarations of Interest - *Tauaakii whaipanga*

Cr Donovan noted he had an interest concerning Item C1 (Strategic Land Purchase – Hamilton Zoo) but that he was not conflicted. He would take part in the discussion and vote on the matter.

4. Public Forum - *AAtea koorero*

Liam Carter spoke to Item 7 (Governance Structure Terms of Reference and Delegations for Council and Committees of Council 2022-25 Triennium) noting his advocacy for cycle ways in the city, suggestion of public appointments to meetings in Council's governance structure, and Council's external communications.

Hannah Huggan spoke to Item 7 (Governance Structure Terms of Reference and Delegations for Council and Committees of Council 2022-25 Triennium) noting the importance of local government and public participation, Climate Change's capacity to impact the 4 wellbeings and Council's responsibility to enact change.

5. Confirmation of the Council Open Minutes – 20 October 2022

Resolved: (Mayor Southgate/Deputy Mayor O'Leary)
That the Council confirm the Open Minutes of the Council Meeting held on 20 October 2022 as a true and correct record.

6. Chair's Report

Mayor Southgate took the report as read.

Resolved: (Mayor Southgate/Cr Wilson)
That the Council receives the report.

7. Governance Structure Terms of Reference and Delegations for Council and Committees of Council 2022-25 Triennium

Mayor Southgate introduced the report noting the intention of the Working Groups, the review window for the Terms of Reference, minor changes to the Terms of Reference since the agenda was published (**Appendix 1**), and the relevance of the Climate Strategy's across Council and Committees. Staff responded to questions from Members concerning the consideration of Te Tiriti o Waitangi and core Council strategy in report writing, and the Standing Orders review.

Resolved: (Mayor Southgate/Deputy Mayor O'Leary)

That the Council:

- a) receives the report;
- b) approves the proposed Governance Structure Terms of Reference and Delegations for Council, Committees of Council, and Appointments for the 2022-25 Triennium (**Attachment 1** of the staff report), noting amendments made to the Terms of Reference in the meeting (**Appendix 1** of these minutes);

- c) notes that the Delegations to Positions Policy (*Council's delegations to the Chief Executive and other specified senior staff*) will be reviewed and updated to reflect the 2022-25 Governance Structure and will be presented to a future Council meeting for consideration;
- d) notes that some minor changes, such as references and name changes will be made by staff to relevant Council policies to reflect the 2022-25 Governance Structure. Any significant or material changes required to policies will be reported back to Council in the new year; and
- e) notes that some Appointments in the 2022-25 Governance Structure may change in the coming months to align with the arrangements and terms of reference still to be confirmed/discussed with joint organisations.

8. Elected Member Remuneration and Elected Member Support Policy

The Governance and Assurance Manager took the report as read.

Resolved: (Cr Wilson/Cr van Oosten)

That the Council:

- a) receives the report;
- b) approves the remuneration allocation set out in **Attachment 2** of the staff report be submitted to the Remuneration Authority for determination; and
- c) approves the adoption of the Elected Member Support Policy as per **Attachment 3** of the staff report.

9. Hamilton Urban Growth Strategy (HUGS) verbal submissions

The Project Manager introduced the report noting the submissions process undertaken during the election period and next steps. He responded to questions from Members concerning the effect of the submission timeframe on response rates.

Resolved: (Cr Donovan/Cr Wilson)

That the Council:

- a) receives the report;
- b) notes that verbal submissions on the draft Hamilton Urban Growth Strategy (HUGS) will be heard at the meeting of the Regulatory and Hearings Committee on Monday, 5 December 2022; and
- c) notes that following the verbal submissions hearings, the HUGS deliberation report will be presented to the next appropriate meeting of the Strategic Growth and District Plan Committee, which will make the final recommendation to Council.

10. Resolution to Exclude the Public

Resolved: (Cr Wilson/Cr van Oosten)

Section 48, Local Government Official Information and Meetings Act 1987

The following motion is submitted for consideration:

That the public be excluded from the following parts of the proceedings of this meeting, namely consideration of the public excluded agenda.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution

follows.

General subject of each matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
C1. Strategic Land Purchase – Hamilton Zoo) Good reason to withhold) information exists under) Section 7 Local Government) Official Information and) Meetings Act 1987)	Section 48(1)(a)

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

Item C1.	to enable Council to carry out commercial activities without disadvantage to enable Council to carry out negotiations	Section 7 (2) (h) Section 7 (2) (i)
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The meeting went into a Public Excluded session at 10.14am.

The meeting was declared closed at 10.53am.

Appendix 1:

Changes to the Proposed Governance Structure and Terms of Reference 2022-2025	Page
<p>Common delegation Working Groups review period is updated from 9 months to 6 months.</p>	10
<p>Community and Natural Environment Committee Currently clause 14 (page 24) is in conflict with the City Investment Programme. It reads as: 14. To determine the priority of Council projects suitable for contestable and philanthropic funding, excluding NZTA funding.</p> <p>To be updated to be: 14. To receive reports on the progress and performance of the City Investment Programme including the status of external funding applications at least six monthly.</p> <p>Clause 15 (page 24) currently is: 15. To coordinate and make decisions on proposals, applications for external funding, and the distribution of Council funding and funding provided to Council for public art, recreational and community facilities, and amenity.</p> <p>To be updated to be: 15. To coordinate and make decisions on proposals for the distribution of Council funding and funding provided to Council for public art, recreational and community facilities, and amenities.</p>	24
<p>Community Grants Allocation Sub-Committee Membership to the Community Grants Allocation Sub-Committee updated to be: Chair Cr Kesh Naidoo-Rauf Deputy Cr Emma Pike Cr Anna Casey-Cox Cr Geoff Taylor Cr Moko Tauariki Cr Ewan Wilson</p>	27
<p>Council Internal Panels</p> <p><u>He Pou Manawa Ora Advisory Group</u> Membership of the He Pou Manawa Ora Advisory Group updated to include Cr Moko Tauariki.</p> <p><u>NEW Climate Strategy Advisory Group</u> Reports to: The Council</p> <p>Membership: Cr Louise Hutt (Lead) Deputy Mayor Angela O’Leary Cr Sarah Thomson Cr Ewan Wilson Cr Andrew Bydder Cr Anna Casey-Cox</p>	45