Minutes of the Regional Council Meeting held at Mānuka Tu Tahi Marae, 105 Muriwai Drive, Whakatāne and at Mataatua Room, Bay of Plenty Regional Council, 5 Quay Street, Whakatāne on Monday, 21 October 2019, commencing at 1.00 p.m.

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**Present:**

**Councillors:** N Bruning, W Clark, S Crosby, T Iti, D Leeder, D Love, M McDonald, J Nees, S Rose, P Thompson, L Thurston, A von Dadelszen, T White, K Winters

**In Attendance:** Bay of Plenty Regional Council: Fiona McTavish – Chief Executive, Mat Taylor – General Manager Corporate, Namouta Poutasi – General Manager Strategy & Science, Sarah Omundsen – General Manager Regulatory Services, Chris Ingle – General Manager Integrated Catchments; Yvonne Tatton – Governance Manager, Tone Nerdrum-Smith – Committee Advisor

Others: Tangata Whenua and manuhiri at the Mānuka Tu Tahi Marae

The meeting commenced at Mānuka Tu Tahi Marae, 105 Muriwai Drive, Whakatāne for the powhiri and the making and attesting of declarations by Elected Members.

# Powhiri/Welcome

Following the powhiri, the formal component of the Inaugural meeting commenced. Fiona McTavish – Chief Executive Bay of Plenty Regional Council chaired the meeting until the Chairperson had been elected.

# Making and Attesting of Declarations by Elected Members Pursuant to Clause 14(3), Schedule 7 of the Local Government Act 2002

The Councillors each made and signed the following declaration, in either English or Te Reo, in the presence of the Chief Executive:

*“I, [name], declare that I will faithfully and impartially and according to the best of my skill and judgement execute and perform, in the best interests of the Bay of Plenty Region, the powers, authorities, and duties vested in, or imposed upon, me as a member of the Bay of Plenty Regional Council by virtue of the Local Government Act 2002, The Local Government Official Information and Meetings Act 1987 or any other Act.”*

*E whakapuaki ana ahau, a [ingoa], ka mahi ahau i runga i te ngākau pono me te tōkeketanga e ai ki ōku pūkenga me ōku mōhiotanga mō te tino painga o Toi Moana, ā, ka manaaki ahau i ngā mana, ngā manatū, me ngā kawenga ka whakareia mai, ka ūhia rānei ki runga ahau hei mema o Toi Moana i raro i te Ture Kāwanatanga ā-Rohe 2002, te Ture Mōhiohio Ōkawa Kāwanatanga ā-Rohe 1987, i raro rānei i tētahi ture kē.*

Bay of Plenty Regional Councillors 2019-22

1. Norman Francis Bruning
2. William Bruce Clark
3. Stuart Alan Crosby
4. Toi Kai Rākau Iti
5. Douglas William Leeder
6. David Bernard Love
7. Matemoana Janice McDonald
8. Jane Margaret Nees
9. Stacey Ivan Rose
10. Paula Jaqueline Thompson
11. Lyall Graeme Thurston
12. Andrew John von Dadelszen
13. Te Taru White
14. Kevin Allen Winters.

2.55 pm – The meeting **adjourned** for afternoon tea and to allow the meeting to relocate to the Toi Moana Bay of Plenty Regional Council Mataatua.

3.35 pm – The meeting **reconvened** at the Toi Moana Bay of Plenty Regional Council Mataatua Room.

Fiona McTavish – Chief Executive continued to chair the meeting until the Chairperson had been appointed.

# Reports

## Election of Chairperson

Resolved

That the Regional Council:

1. Receives the report, Election of Chairperson;
2. Selects System B as the voting system to elect the Chairperson.

As only one nomination was received for the role of Chairperson, no voting was required.

1. Elects Cr Leeder as the Chairperson of Bay of Plenty Regional Council – Toi Moana.

**Love/Nees**

**CARRIED**

Cr Leeder made and attested the declaration as the Chairperson of the Bay of Plenty Regional Council in the presence of the Chief Executive as follows:

*“I, Douglas William Leeder, declare that I will faithfully and impartially and according to the best of my skill and judgement execute and perform, in the best interests of the Bay of Plenty Region, the powers, authorities, and duties vested in, or imposed upon, me as Chairperson of the Bay of Plenty Regional Council by virtue of the Local Government Act 2002, The Local Government Official Information and Meetings Act 1987 or any other Act.”*

The Chief Executive **vacated** the chair and Chairperson Doug Leeder **assumed** the chair.

## Election of Deputy Chairperson

Resolved

That the Regional Council:

1. Receives the report, Election of Deputy Chairperson;
2. Selects System B as the voting system to elect the Deputy Chairperson.

**Love/Thompson**

**CARRIED**

As only one nomination was received for the role of Deputy Chairperson, no voting was required.

4 Elects Cr Jane Nees as the Deputy Chairperson of Bay of Plenty Regional Council – Toi Moana.

**Thurston/Thompson**

**CARRIED**

## Summary of Relevant Legislation Affecting Members

Key Points

* As per Clause 21(5) of Schedule 7 of the LGA 2002, the report included a general explanation of:
* The Local Government Official Information and Meetings Act 1987; and
* Other laws affecting members, including:

(i) the appropriate provisions of the Local Authorities (Members Interests) Act 1968;

(ii) sections 99, 105, and 105A of the Crimes Act 1961;

(iii) the Secret Commissions Act 1910; and

(iv) the Financial Markets Conduct Act 2013.

The report also included a general explanation of other key legislation affecting members, namely:

(v) the Health and Safety at Work Act 2015; and

(vi) the Public Records Act 2005.

Resolved

That the Regional Council:

1. Receives the report, Summary of Relevant Legislation Affecting Members.

**Winters/Thompson**

**CARRIED**

## The Fixing of the Date and Time of the First Meeting of Council

Key Points

* Noted that as Regional House Chambers in Tauranga might not yet be open for public meetings in November, the venue for the first meeting of Council would be the Council’s office, First Avenue Tauranga.

Resolved

That the Regional Council:

1. Receives the report, The fixing of the Date and Time of the First Meeting of Council;
2. Confirms the first meeting of the Bay of Plenty Regional Council will be held on Tuesday, 26 November 2019, starting at 9.30 am at the Bay of Plenty Regional Council Mauao Rooms, First Avenue, Tauranga.

**Thurston/Bruning**

**CARRIED**

## Plan Change 10 Appeals Subcommittee - Confirmation of Members

Resolved

That the Regional Council:

1. Receives the report, Plan Change 10 Appeals Subcommittee - Confirmation of Members;
2. Confirms Chairman Leeder, Cr Thompson and Cr van Dadelszen as members of the Plan Change 10 Appeals Subcommittee.

**Thurston/Love**

**CARRIED**

# Closing Karakia

Cr White closed the meeting with a karakia.

**The meeting closed at 3.42 pm**

Confirmed DATE \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Doug Leeder

Chairman Bay of Plenty Regional Council