



Hastings District Council

Civic Administration Building
Lyndon Road East, Hastings

Phone: (06) 871 5000

Fax: (06) 871 5100

WWW.hastingsdc.govt.nz

OPEN

A G E N D A

HDC–TANGATA WENUA WASTEWATER JOINT COMMITTEE MEETING

Meeting Date: **Friday, 13 December 2013**

Time: **1.00pm**

Venue: **Council Chamber
Ground Floor
Civic Administration Building
Lyndon Road East
Hastings**

Committee Members	Chair: To be elected Councillors Bradshaw, Heaps, Roil, Lyons and Watkins Peter Paku, Gordon Paku, Tatiana Greening and Evelyn Ratima (Quorum=6 including 3 Councillors)
Chief Executive	Mr Ross McLeod
Officer Responsible	Water Services Manager, Brett Chapman
Committee Secretary	Carolyn Hunt (Ext 5634)

Hastings District Council : Tangata Whenua Wastewater Joint Committee Terms of Reference

This is established between Hastings District Council and representation of Tangata Whenua.

Fields of Activity

To be actively involved in developing the Hastings District Council's wastewater treatment and disposal system policies and, in particular, following a review of wastewater treatment in the light of new technologies and standards that may be introduced in the interim, to make recommendations to the Council so as to remove kuparu (human waste) from the waste stream in accordance with the Resource Management Act 1991 and Policies and Plans under the Act, and in particular, to recognise the role of Tangata Whenua as kaitiaki, and, to satisfy their cultural concerns.

To receive, review and recommend action on wastewater reports.

To recommend the commissioning of reports and future Hastings District Council actions on wastewater issues including:

- Options for further treatments
- Options for methods of disposal
- Monitoring effects on the environment

To coordinate and oversee education of the community on wastewater issues.

Membership

Chairman appointed annually by the Joint Committee from its members annually to alternate between the Council and Tangata Whenua representatives.

5 Councillors appointed by the Council

3 Tangata Whenua representatives nominated by the Heretaunga Maori Executive

2 Tangata Whenua representatives nominated by the Ahuriri Maori Executive

Quorum – 6 members including not less than 3 Councillor representatives

Delegated Powers

Recommendation to Council on matters within the Committee Fields of Activity.

The chairperson shall not have a casting vote.

HASTINGS DISTRICT COUNCIL
HDC–TANGATA WENUA WASTEWATER JOINT
COMMITTEE MEETING

FRIDAY, 13 DECEMBER 2013

VENUE: Council Chamber
Ground Floor
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Lyndon Road East
Hastings

TIME: 1.00pm

A G E N D A

1. Apologies

At the close of the agenda no apologies had been received.

2. Conflict of Interest

Members need to be vigilant to stand aside from decision-making when a conflict arises between their role as a Member of the Council and any private or other external interest they might have. This note is provided as a reminder to Members to scan the agenda and assess their own private interests and identify where they may have a pecuniary or other conflict of interest, or where there may be perceptions of conflict of interest.

If a Member feels they do have a conflict of interest, they should publicly declare that at the start of the relevant item of business and withdraw from participating in the meeting. If a Member thinks they may have a conflict of interest, they can seek advice from the Chief Executive or Group Manager Corporate & Customer Services (preferably before the meeting).

It is noted that while Members can seek advice and discuss these matters, the final decision as to whether a conflict exists rests with the member.

3. Confirmation of Minutes

There are no minutes to confirm.

4. Appointment of Chairperson and Deputy Chairperson

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5. Wastewater Consent Progress Report

3

6. Additional Business Items

7. Extraordinary Business Items

REPORT TO: HDC–TANGATA WENUA WASTEWATER JOINT COMMITTEE

MEETING DATE: FRIDAY 13 DECEMBER 2013

FROM: DEMOCRATIC SUPPORT MANAGER
RICHARD PALMER

SUBJECT: APPOINTMENT OF CHAIRPERSON AND DEPUTY CHAIRPERSON

Item 4

1.0 SUMMARY

- 1.1 The purpose of this report is to obtain a decision from the Joint Committee as to the appointment of a Chairperson.
- 1.2 This issue arises from the requirement under the Local Government Act 2002 for all Committees to elect a Chairperson.
- 1.3 The Community Board is required to give effect to the purpose of local government as prescribed by Section 10 of the Local Government Act 2002. That purpose is to meet the current and future needs of communities for good quality local infrastructure, local public services, and performance of regulatory functions in a way that is most cost-effective for households and businesses. Good quality means infrastructure, services and performance that are efficient and effective and appropriate to present and anticipated future circumstances.
- 1.4 The objective of this decision relevant to the purpose of Local Government is to enable the Joint Committee to function efficiently.
- 1.5 This report concludes by recommending that the Committee elect a Tangata Whenua member of the Board to the position of Chairperson.

2.0 BACKGROUND

- 2.1 The terms of reference for the HDC - Tangata Whenua Wastewater Joint Committee provide that the Chairperson shall be elected annually and alternate between the Hastings District Council and Tangata Whenua representatives.

3.0 CURRENT SITUATION

- 3.1 The last election for a Chairperson was in March 2012 at which time Councillor Margaret Twigg was elected to the position. It is therefore appropriate that a Tangata Whenua representative now be elected to the position.

4.0 OPTIONS IN THE CASE OF AN ELECTION

The Local Government Act 2002 provides that where an election is necessary in respect of the election of the Chairperson of a Committee one of two systems may be used, either system A or system B. If only one person is nominated of course no election will be necessary, and this section can be ignored.

- 4.1.1 System A provides that a person is elected or appointed if he or she receives the votes of a majority of the members of the local authority present and voting where:

- (i) there is a first round of voting for all candidates; and
- (ii) if no candidate is successful in getting a majority in that round there is a second round of voting from which the candidate with the fewest votes in the first round is excluded; and
- (iii) if no candidate is successful in the second round there is a third, and if necessary subsequent, round of voting from which, each time, the candidate with the fewest votes in the previous round is excluded; and
- (iv) in any round of voting, if 2 or more candidates tie for the lowest number of votes, the person excluded from the next round is resolved by lot.

4.1.2 System B provides that a person is elected or appointed if he or she receives more votes than any other candidate where:

- (i) there is only 1 round of voting; and
- (ii) if 2 or more candidates tie for the most votes, the tie is resolved by lot.

System A provides greater scope for members to express their preferences and is the one preferred by the Council.

5.0 SIGNIFICANCE AND CONSULTATION

5.1 The matter is purely an administrative issue and is not significant.

6.0 RECOMMENDATION

- A) That the report of the Democratic Support Manager titled “Appointment of Chairperson and Deputy Chairperson” dated 13/12/2013 be received.**
- B) That nominations be called from amongst the Tangata Whenua representatives for a person to be elected to the position of Chairperson of the Hastings District Council – Tangata Whenua Wastewater Joint Committee.**
- C) That, if an election is necessary the system called in this report System A be used for the election of the Chairperson of the Hastings District Council – Tangata Whenua Wastewater Joint Committee.**

Attachments:

There are no attachments for this report.

REPORT TO: HDC–TANGATA WENUA WASTEWATER JOINT
COMMITTEE

MEETING DATE: FRIDAY 13 DECEMBER 2013

FROM: WASTEWATER MANAGER
DAVID JAMES

SUBJECT: WASTEWATER CONSENT PROGRESS REPORT

1.0 SUMMARY

- 1.1 The purpose of this report is to update the Committee on progress with the Wastewater Discharge Resource Consent Project.
- 1.2 This issue arises as a result of the ongoing operation of Council's wastewater system and the need to comply with consenting requirements of the Resource Management Act 1991.
- 1.3 The current wastewater discharge resource consent expires in March 2014. Over the past two years Council has been involved with a project to prepare a new wastewater resource consent application in order to obtain a long-term consent to discharge treated wastewater through the long ocean outfall from the plant at East Clive.
- 1.4 The Council is required to give effect to the purpose of local government as prescribed by Section 10 of the Local Government Act 2002. That purpose is to meet the current and future needs of communities for good quality local infrastructure, local public services, and performance of regulatory functions in a way that is most cost-effective for households and businesses. Good quality means infrastructure, services and performance that are efficient and effective and appropriate to present and anticipated future circumstances.
- 1.5 The objective of this decision relevant to the purpose of Local Government is to help ensure the provision of good quality local infrastructure.
- 1.6 This report concludes by recommending that the Committee receive the report.

2.0 BACKGROUND

- 2.1 Over the last two years the Council has been undertaking a number of activities to prepare a new comprehensive resource consent application for long-term wastewater discharge consent.
- 2.2 The resource consent application was to be lodged with the Hawke's Bay Regional Council (HBRC) by September 2013. Good progress was made and the resource consent application was lodged ahead of schedule, on 31 June 2013.
- 2.3 The resource consent programme included the completion of twenty four major tasks. These tasks included; project management, consultation, technical assessments, scientific assessments, a cultural impact assessment, and the preparation of the resource consent application and the Assessment of Effects on the Environment (AEE).

3.0 NEW CONSENT PROGRAMME PROGRESS

- 3.1 The Hawkes Bay Regional Council (HBRC) publicly notified the consent application on 21 September 2013 and the notification period closed on 9 October 2013.
- 3.2 The table below summarises the submissions received by HBRC at the close of the submission period:

#	Name	Date Rec.	For	Neutral	Against
1	Napier City Council	25/9/13	✓		
2	Tom Libby	01/10/13	✓		
3	Wayne Church	08/10/13			✓
4	ENZAFOODS New Zealand Limited	08/10/13	✓		
5	Progressive Meats	09/10/13	✓		
6	Profruit 2006 Limited – Chantelle Ramage	09/10/13	✓		
7	Hawke's Bay District Health Board Healthy Populations Group	09/10/13		✓	
8	Whakatu Woolscour Ltd	09/10/13	✓		
9	Heinz Wattie's Ltd	09/10/13	✓		
10	McCain Foods (NZ) Limited Hastings	09/10/13	✓		

- 3.3 In summary a total of 10 submissions were received, 8 were in support of the application, 1 was neutral and 1 was against the application.
- 3.4 The HBRC will arrange pre-hearing meetings with the 'neutral' and 'against' submitters in order to work through and possibly resolve submitter concerns before a hearing. While there may be little prospect of reaching agreement with the sole opposing submitter, the issues raised by the HBDHB should be capable of resolution by agreeing on modifications to the proposed consent conditions.
- 3.5 It is hoped that the prehearing meetings will be held prior to this meeting, and, if so, a verbal update will be given at the meeting.
- 3.6 A consent hearing date is yet to be confirmed by the HBRC, it is likely that the hearing will take place in late February 2014. It is expected that the HBRC will appoint a panel of hearing commissioners to consider the Application
- 3.7 The project team will prepare hearing evidence to address issues raised by submitters. The target completion date for evidence is the end of January 2014.

4.0 TREATMENT PLANT OPERATIONAL ISSUES UPDATE

- 4.1 The wastewater treatment plant continues to operate effectively with no major issues being experienced recently. The following activities have been undertaken at the wastewater plant:
- 4.1.1 Minor improvements to the BTF distributor arm flushing mechanism have been made.

4.1.2 Repairs and improvements have been made on the screens at the headworks.

4.1.3 A round of routine sampling has been undertaken.

5.0 RECOMMENDATIONS AND REASONS

That the report of the Wastewater Manager titled “Wastewater Consent Progress Report” dated 13/12/2013 be received.

With the reasons for this decision being that the objective of the decision will contribute to good quality infrastructure by:

- i) Ensuring required resource consents are in place to allow ongoing operation of the wastewater treatment plant in East Clive.**

Attachments:

There are no attachments for this report.