



**Far North
District Council**



Te Kaunihera o Tai Tokerau ki te Raki

AGENDA


Te Huia - Executive Review Committee Meeting

Tuesday, 18 April 2023

Time: 9:30 am
Location: Far North District Council
Memorial Avenue
Kaikohe

Membership:

Kahika - Mayor Moko Tepania
Kōwhai – Deputy Mayor Kelly Stratford - Chairperson
Cr John Vujcich
Cr Ann Court
Cr Felicity Foy
Cr Babe Kapa
Cr Hilda Halkyard-Harawira
Cr Tāmāti Rākena
Cr Penetaui Kleskovic
Cr Steve McNally
Cr Mate Radich

 Far North District Council <i>Te Kaunihara o Tai Tokerau ki te Raki</i>	Authorising Body	Local Government Act 2002
	Status	Standing Committee
COUNCIL COMMITTEE	Title	Te Huia - Executive Review Committee Terms of Reference
	Approval Date	23 November 2022

Role of the Te Huia - Executive Review Committee

Council sets its vision and values to underpin its strategic direction. This guides the organisation as it works to make the Far North District an attractive place to live, work, and play. Council is forward looking, acting strategically to prepare for the district's future.

Council employs the chief executive, who in turn employs and manages Council staff. Council therefore has a responsibility to set and monitor the performance of the chief executive.

Only Council (the local authority) may appoint the chief executive under Part 4 (clause 42) of the Local Government Act (LGA). Council cannot delegate this responsibility to a sub-ordinate decision-making body (LGA Sch7, cl 32, sec 1e).

Membership

Te Huia - Executive Review Committee will comprise of the Mayor and all Councillors.

Kelly Stratford - Chairperson

Moko Tepania - Deputy Chairperson

Ann Court

Babe Kapa

Felicity Foy

Hilda Halkyard-Harawira

John Vujcich

Mate Radich

Penetaui Kleskovic

Steve McNally

Tāmati Rākena

Quorum - Committee

The quorum at a meeting of Te Huia - Executive Review Committee is 6 members.

Frequency of Meetings

Te Huia - Executive Review Committee shall meet at least twice per year but may convene more frequently as required.

Committees Responsibilities

The Committees responsibilities are described below:

Performance of the Chief Executive

- Review the chief executives' performance and remuneration as required in the employment agreement between the Council and chief executive.
- Conduct a performance review the end of the first term of appointment as required under Schedule 7, clause 35 of the LGA.
- Supervise any recruitment and selection process for a chief executive as required under Part 4, clause 42 of the LGA for Council consideration and adoption.
- Consider any issues regarding the employment of the chief executive.
- The Committee may procure independent specialist advice to the value of \$25,000 per annum in accordance with Councils procurement policy and processes.

Executive Review Committee name updated to Te Huia- Executive Review Committee at 15 December 2022 Council meeting

Far North District Council
Te Huia - Executive Review Committee Meeting
will be held in the Far North District Council, Memorial Avenue, Kaikohe
on:
Tuesday 18 April 2023 at 9:30 am

Te Paeroa Mahi / Order of Business

1	Confirmation of Previous Minutes	6
1.1	Confirmation of Previous Minutes.....	6
2	Te Wāhanga Tūmataiti/ Public Excluded	11
2.1	Confirmation of Previous Minutes - Public Excluded.....	11
2.2	General Employment Matters.....	11
2.3	Update on the Chief Executive Officer Recruitment.....	11

1 CONFIRMATION OF PREVIOUS MINUTES

1.1 CONFIRMATION OF PREVIOUS MINUTES

File Number: A4149799

Author: Rhonda-May Whiu, Democracy Advisor

Authoriser: Aisha Huriwai, Team Leader Democracy Services

PURPOSE OF THE REPORT

The minutes are attached to allow Te Huia - Executive Review Committee to confirm that the minutes are a true and correct record of previous meetings.

RECOMMENDATION

That Te Huia - Executive Review Committee confirms the minutes of the 23 February 2023 Te Huia - Executive Review Committee meeting as a true and correct record.

1) BACKGROUND

Local Government Act 2002 Schedule 7 Section 28 states that a local authority must keep minutes of its proceedings. The minutes of these proceedings duly entered and authenticated as prescribed by a local authority are prima facie evidence of those meetings.

2) DISCUSSION AND OPTIONS

The minutes of the meetings are attached.

Far North District Council Standing Orders Section 27.3 states that no discussion shall arise on the substance of the minutes in any succeeding meeting, except as to their correctness.

Reason for the recommendation

The reason for the recommendation is to confirm the minutes are a true and correct record of the previous meeting.

3) FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

There are no financial implications or the need for budgetary provision as a result of this report.

ATTACHMENTS

1. **2023-02-23 Te Huia - Executive Review Committee Minutes - A4096578**  

Compliance schedule:

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

1. A Local authority must, in the course of the decision-making process,
 - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
 - b) Assess the options in terms of their advantages and disadvantages; and
 - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

Compliance requirement	Staff assessment
State the level of significance (high or low) of the issue or proposal as determined by the Council's Significance and Engagement Policy	This is a matter of low significance.
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	This report complies with the Local Government Act 2002 Schedule 7 Section 28.
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	It is the responsibility of each meeting to confirm their minutes therefore the views of another meeting are not relevant.
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water.	There are no implications for Māori in confirming minutes from a previous meeting. Any implications on Māori arising from matters included in meeting minutes should be considered as part of the relevant report.
Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences (for example, youth, the aged and those with disabilities).	This report is asking for minutes to be confirmed as true and correct record, any interests that affect other people should be considered as part of the individual reports.
State the financial implications and where budgetary provisions have been made to support this decision.	There are no financial implications or the need for budgetary provision arising from this report.
Chief Financial Officer review.	The Chief Financial Officer has not reviewed this report.

**MINUTES OF FAR NORTH DISTRICT COUNCIL
TE HUIA - EXECUTIVE REVIEW COMMITTEE MEETING
HELD AT THE FAR NORTH DISTRICT COUNCIL, MEMORIAL AVENUE, KAIKOHE
ON THURSDAY, 23 FEBRUARY 2023 AT 9:42 AM**

PRESENT: Kahika - Mayor Moko Tepania, Kōwhai – Deputy Mayor Kelly Stratford, Cr John Vujcich, Cr Babe Kapa, Cr Hilda Halkyard-Harawira, Cr Tāmari Rākena, Cr Steve McNally, Cr Mate Radich

STAFF PRESENT: Rhonda-May Whiu – Acting Executive Assistant, Mayoral Office, Jill Coyle - Acting Chief Executive Officer

1 KARAKIA TIMATANGA – OPENING PRAYER

Kōwhai – Deputy Mayor Kelly Stratford opened the meeting with a karakia.

2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST

APOLOGY

COMMITTEE RESOLUTION 2023/1

Moved: Cr Babe Kapa

Seconded: Cr Steve McNally

That the apology received from Cr Felicity Foy, Cr Ann Court and Cr Penetaui Kleskovic be accepted and leave of absence granted.

Note: Cr Mate Radich experiencing technical difficulties with joining the meeting.

CARRIED

3 TABLED DOCUMENTS

The Chairperson explained at the beginning of the public part of the meeting that reports as part of the agenda item General Employment Matters will be discussed by resolution during the public excluded

4 CONFIRMATION OF PREVIOUS MINUTES

4.1 CONFIRMATION OF PREVIOUS MINUTES

Agenda item 1.1 document number A4042566, pages 6 - 7 refers

COMMITTEE RESOLUTION 2023/2

Moved: Cr John Vujcich

Seconded: Cr Babe Kapa

That Te Huia - Executive Review Committee confirms the minutes of the 13 December 2022 Extraordinary Te Huia - Executive Review Committee meeting as a true and correct record.

CARRIED

5 TE WĀHANGA TŪMATATI / PUBLIC EXCLUDED**RESOLUTION TO EXCLUDE THE PUBLIC****COMMITTEE RESOLUTION 2023/3**

Moved: Kahika - Mayor Moko Tepania

Seconded: Cr John Vujcich

That the public be excluded from the following parts of the proceedings of this meeting.**The general subject matter 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 of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:**

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48 for the passing of this resolution
2.1 - Confirmation of Previous Minutes - Public Excluded	s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
2.2 - General Employment Matters	s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7

CARRIED

The Executive Review Committee confirmed the information and decisions contained in the part of the meeting held with public excluded not be restated in public meeting.

6 KARAKIA WHAKAMUTUNGA – CLOSING PRAYER

Kahika- Mayor Moko Tepania closed the meeting with a Karakia

7 TE KAPINGA HUI / MEETING CLOSE**The meeting closed at 11.30am.**

Te Huia - Executive Review Committee Meeting Minutes - **Unconfirmed** 23 February 2023

The minutes of this meeting were confirmed at the Te Huia - Executive Review Committee Meeting held on 18 April 2023.

.....
CHAIRPERSON

2 TE WĀHANGA TŪMATAITI/ PUBLIC EXCLUDED**RESOLUTION TO EXCLUDE THE PUBLIC****RECOMMENDATION**

That the public be excluded from the following parts of the proceedings of this meeting.

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2.3 - Update on the Chief Executive Officer Recruitment	s7(2)(c)(i) - the withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7