

NGĀTI REHUA-NGĀTIWAI KI AOTEA TRUST BOARD

TRUSTEES' HUI #12, 10 am Friday 9 August, 2019 ZOOM HUI

{COMBINED MINUTES TRUSTEES' HUI #12, 13, 14 – on 9, 12, 15 August, 19 ZOOM HUI }

AGENDA

1. **KARAKIA/MIHI**
2. **Trustees In Attendance: TA, BD, VT**
3. **Apologies:**
4. **Board Hui Minutes: from Hui #10 3 July and Hui #11 19 July discussion, amendments and confirmation**

Hui #10 3 July – Moved TA, seconded VT – Kua Mana. Unanimous.

Hui #11 19 July – Debate and discussion about what was discussed and decided, resolved. : - Moved TA. Seconded VT. Favour TA, VT, AE – Abstained BD.

5. Administrative Support for Trust Board

Administrative Secretary Support needed.

Kelly Klink of Aotea has offered to provide administration support to the Board. TA was pleased to receive her offer and wanted to discuss with the board with a view to endorsing her offer to help, conditions and engaging her.

BD – opposed because wants someone from outside of the whakapapa, who can do the mahi.

VT – If it is an issue of confidentiality we can instruct Kelly to keep our information confidential. Tautoko

TA – do you have anyone else who you can get to do this work for us right away today?

BD – No. she is one of our people and is a family member and is also a member of the opposition to the defendants. To VT. She is one of your people on your side.

VT – she is not one of the plaintiffs. She can be instructed what to do and to keep confidence.

[further hui discussions -]

Admin support –

Tavake – how about I still do the Hui Minutes to keep confidential that information which you are concerned with Bruce?

Scope of mahi includes: - Organising Hui, preparing returns to government, managing account payments and GST entries, banking, correspondence, communications etc.

Ran out of time. Quorum needed. Hui Adjourned until next available date.

HUI Adjourned to 5pm ZOOM Monday 12 August 2019 - TA karakia.

HUI RECONVENED 5pm ZOOM Monday 12 Aug 19

Trustees In Attendance: TA, BD, VT, AE (speaker phone)

6. Matter Arising: Admin Support

Jackie Davies – joined Zoom Hui. Introduction, experienced, ability to assist

TA – Thanked Jackie for attending, kindly offering to assist. Asked to leave hui so Board could discuss further and revert to her later on. JD left hui.

VT – Kelly Klink should have the same opportunity to provide help and to present to the Board.

AE – happy to have either to support, know both and importantly want to have someone who can provide support. Need someone we are all comfortable to work with, going forward. Fortunate to have both offer their mahi.

TA – Propose to give Kelly a chance to put forward her case for serving us – for VT to talk to her and for us to give Kelly a chance to have a chat with Tavake and then for her present to us as a board.

As a result, set down Next Board Hui 4pm Thur 15 Aug – for Kelly to be invited to join our Zoom Hui.

7. Correspondence IN & Out:

Defendants' Counsel Memo of 30 July 2019

Interim Chair Report to High Court 31 July 19

Minister Nanaia Mahuta to the Board - seeking nominations for selection body for Auckland City Māori Statutory Board

Māori Trustee letter report to the Court from 9 Aug 2018

January 2016 AGM Hui Minutes received

MACA High Court Registrar's request for advice on who is representing the Marine and Coastal Areas Act claim for NRNWTB? Refer to Tavake's forwarded High Court email and thoughts for discussion by the Board. – **TA – as a Courtesy to Churchman J, the Trust Board should advise the High Court of the status of the claim, what is happening and how to advance this.**

TA moves: to provide a memorandum to the HC advising of 18 Dec 19 Judgment of Palmer J, His directions and our duties, confirm that the NRNWTB are in place to do that work and that when the AGM elections are done, the new trustees will provide submissions to the Court. Meantime the trust will abide by the Court's Directions. TA Seconded VT. Kua Mana. Unanimous.

8. Election NZ Originating Documents & Beneficiary Database originating registration forms, and proxy voting forms

9. Report from First NRNWTB Information Hui at Kawa Marae, Aotea – Saturday 3 August 2019. TA had written and circulated to trustees.

10. Capacity Contract with Auckland City – report to City – Tavake update on draft including our engagement with the various duties, our hui as a Board and hui with Auckland city to date – will circulate to Board, then provide to Rama Ormsby Team AC to engage with.

Adjourned To Thursday 4 PM – 15 Aug. Karakia – TA.

HUI RESUMED Thursday 4 PM – 15 Aug 2019

Karakia – Tavake

Received – 15 Aug letter from Jackie Davies withdrawing her offer to work for Trust.

TA to BD what about the other possible person? BD - still waiting for her to contact.

Aperahama – joined by phone at 4.20

Kelly Klink joined hui at 4.25

KK Has admin experience, just submitted Masters thesis. Freed up time to mahi

Issues – get mahi done, effectiveness, independence

VT – support this - need mahi done – is independent, able and just finished her Masters Thesis at University so is freed up and keen to do this mahi for the trust

BD – I can hear KK and nothing to add [to what he had said at the earlier hui].

AE – nothing to add. Said it last week. Happy to support Kelly.

KK – in Waiheke – happy to help.

TA – thanked KK for coming on the zoom hui and appreciate her offer to serve. Asked that she withdraw from the hui so the trustees can discuss her offer and revert to her with our decision. - KK left hui.

VT – moves that we engage the admin support services of Kelly Klink as an interim measure for one month and reviewable after that, and also provide a description of what the role entails and protocols for the mahi.

AE – seconded. BD – oppose because Kelly is on the other side of the court litigation. Is not personal or in respect of Kelly's character. BD did not want to repeat those reasons given last week.

Kua Mana. Majority.

AE – idea was to move ahead unified as a hapū. Do the nominations we have give us room for working together effectively, and will this be sustainable for us as a trust?

TA – to advise KK, clarify details, instructions, confidentiality and protocols, for mahi - to all – for clarity.

11. Capacity Contract with Auckland City – report to City is necessary – Tavake update on draft including our engagement with the various duties we have, our hui as a Board, our governance processes and various hui with Auckland city to date –circulated to Board for consideration, then to provide report to Rama Ormsby Team AC to engage with.

TA – placed Draft Capacity Report letter on zoom screen & read through the letter to the hui and asked for input.

TA Moved - that we accept the draft report, Tavake complete mihi and and sign report letter as chair and dispatch to Auckland City. VT Seconded.

Kua Mana. Unanimous.

12. Independent Election Services. TA updated that he wrote to the Director of Independent Election Services, Mr Dale Ofoske (and copied the board) and their manager had written back seeing to hui with us at their offices on 27 Aug (also copied to board). Tavake advised that he had written back to accept and needed the trustees to attend so we can have discussions and make decisions about what we need to do and how, dates etc.

**Hui 10 Am Tue 27 Aug – Level 2/198 Federal Street, Auckland CBD.
Trustees confirmed attending**

13. Amended Proposed Dates for Series of NRNWTB Information Hui:

Discussed planned series of information hui which we had resolved to conduct and why, how. Due to various reasons, venues not available, differences in views on where to go and when, and lack of ability to confirm in time to run the June/July hui - we were not able to organise these information hui on those earlier dates, so we re-scheduled those series of Saturday information hui to commence as follows:

PANUI – TO DISTRIBUTE

- 7.1 the first was held at Kawa Marae, Aotea on Saturday 3 August;
- 7.2 at Auckland on Saturday 7 September at St James Church Hall, Church Street, Mangere Bridge (venue booked – need kai, koha, logistics);
- 7.3 at Tauranga, Maungatapu Marae (Tauranga hui deferred from August to Saturday 14 Sept); -
- 7.4 at Matapouri in Northland on Saturday 21 September (pending confirmation of marae booking from Hau Kainga ASAP via Aperahama);

Combined Validation Hui – Pencilled in Sat 19 October, Auckland

- 7.5 Tentatively planned for the combined validation hui to be held in Auckland on Saturday 19 October, but which needs further Hui to be completed and details of venue and logistics to be confirmed

AGM – Pencilled in Sat 23 November, Auckland

- 7.6 following that process and series of hui we have tentatively scheduled to notify the AGM to be held most likely in Auckland on Saturday 23 November 2019.

These hui are subject to change and variables, including availability of marae, trustees, funding, and in due course, ENZ or Independent Election Services professionals in the validation processes and AGM preparation and execution. Kia kaha tatou.

- 7.7 Scope of what we had agreed to do from 19 July hui and what we need to do. Review of status of beneficiary Database, process of combined validation committee.
- 7.8 Tavake’s report as Interim Chair and Counsel Assisting the Court, dated 31 July 2019
- 7.9 Resignation of Hillarey & Parties memoranda to the court – Defendants and Plaintiffs – including issue of Defendants’ nomination of Jason Wii – now before the court who has called for further legal submissions on the topic - yet to be filed.

14. Mana Whenua Kaitaki Forum – update

AE Proposed do we as NRNWTB need for Ngati Rehua kaumatua to hui with the MWKF Co-chairs to discuss this issue? We should advise the MWKF Co-Chairs that Ngati Rehua kaumatua can attend such a hui with them. MWKF hui are monthly in the 3rd week in the Auckland City building on Albert Street. Discussion? *Held over for next Board Hui.*

15. Finances

15.1.1. Reimbursements:

- 15.1.2. Need bank account numbers for Hillarey and Rhanae McGregor and Nicola MacDonald for reimbursements to them for expenses paid on our behalf;
 - 15.1.3. Bruce Davies' FlyMySky flights to hui at Aotea on **12 & 13 February 2019** \$178; car parking for Trust Board in Auckland - \$27 for 3 July 2019 and another for \$27 May Bruce to supply the receipts for reimbursement;
 - 15.1.4. Bruce's 76 KMs each way from home past Warkworth to Auckland for NRNWTB **12 Feb**, = 152 kms @73/km = \$110.96
 - 15.1.5. Bruce's 76 KMs each way from home past Warkworth to Auckland for NRNWTB **13 March**, 152 kms @73/km = \$110.96
 - 15.1.6. Bruce's 76 KMs each way from home past Warkworth to Auckland for NRNWTB Hui **3 July**, 152 kms @73/km = \$110.96
 - 15.1.7. Bruce's 76 KMs each way from home past Warkworth to Auckland for NRNWTB Hui **19 July**, 152 kms @73/km = \$110.96
 - 15.1.8. Bruce's accommodation for one night at Auckland for \$198 for NRNWTB hui **19 July 2019**
- 15.2. Need to file Charities Services return with accounts by 30 September 19
 - 15.3. Did Ngaire pay IRD penalties?
 - 15.4. Need to file IRD returns? If so When? How do we get the IRD and Charities Services usernames and passwords from Hillarey & Ngaire so we can use them?
 - 15.5. Storage King & Xero entries for payment of bills recording for tax returns etc needed – Tautoko/Support
 - 15.6. Checking NRNWTB bank account statements
 - 15.7. Further expenses for First NRNWTB Information hui at Kawa on 3 August – flights, kai, etc – trustees to provide receipts and bank account names and numbers – and then as a Board we will receive receipts and requests for reimbursements and make that happen.
 - 15.8. Tavake also invited Aperahama to provide details of his kilometrage for travelling to attending Board hui in May and July, so that we could reimburse him.
 - 15.9. This approach is for ensuring trustees are not out of pocket for their trustee work and service contributions was also to apply to trustees travelling to attend our Board hui and also our series of Board Information Hui, combined kaumatua validation hui & AGM. Please keep receipts for processing, accounting, GST etc.

16. Administrative Support for Trust Board

Administrative Secretary Support needed.

At our 19 July hui - Ani Pitman of Auckland City Maori Services spoke to Tavake and gave some leads, contacts for resourcing for NRNWTB. She advised as follows:

- 16.1. Te Puni Kokiri – ask them for admin support ideas, contacts, issues, people, contractors, capacity building for mana whenua. Marty Rogers (Waerete Walters' daughter) who recently resigned from TPK:
- 16.2. Provincial Growth Fund – for Aotea – is this an option for engagement with Ministry of Regional Development? Minister is Shane Jones.
- 16.3. Iwi planning Environmental Management Plans & RMA – socio, economic, cultural, environmental needs. NRNWTB management plan needs to be updated and engaged on.
- 16.4. Ministry of Internal Affairs – might be resources available for NRNWTB.
- 16.5. Warren from Auckland City Planning department might have some support capacity for planning support for NRNWTB.

17. Dumping Sludge Appeal – against Auckland City resource consents granted to a sludge dumper from Auckland harbour dredging off the coast of Aotea. VT report on Hearing 22 & 23 July 2019 in Wellington High Court. Tavake notes that the \$5,000 funding grant for supporting the environmental appeals is in the Trust's Operational bank account for use to off-set costs incurred in supporting this. **Next Steps? – VT: Had hearing, which was very difficult. Await reserved decision of Court. Possible that we will appeal a decision if it is adverse. VT to keep us advised. Hui thanked VT and tautoko tonu te kaupapa mo ngā uri o Aotea.**

18. Unitary Plan. VT to participate for NRNWTB on the Local Board Unitary Plan Committee. BD seconded. Kua Mana. Unanimous.

19. Minister of Maori Engagement – Minister Kelvin Davis, also Tai Tokerau MP, attenddwd hui on Aotea on Friday 2 August 2019 with Aotea community at Kawa Marae. Any opportunities to advance the NRNWTB mahi for beneficiary roll and AGM etc? Comments from some of the Aotea whanau who attended were that they were pleased to have had the Minister come to Aotea and hui a kanohi. Tavake considers that at some future time, when we are making good progress on our ordered work, that we contact Kelvin Davis to seek his assistance in kaupapa for Aotea uri.

20. Dark Sky on Aotea – VT update?

21. Karakia Whakakapi