

# Ngati Tamaoho Settlement Trust

## ANNUAL GENERAL MEETING MINUTES

Saturday 31<sup>th</sup> JULY 2021 at 128 Hingaia Road, Karaka

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**Attendance:** Hera Raumati Brown, Rauhou Karipa, Elson Te Wani, Denny Wilson, Georgina Mc Carty, Janet Wheatley, George Wheatley, Denise Proctor, C Taka, Pania Taka-Brown, Kataraina Hohaia, Kiri Wilson, Maaka Potini, Waiata Ngataki, Ted Turua Ngataki Matua Hori Katipa

**Ngati Tamaoho Settlement Trust Trustees:** Panetuku Rae, Tamara Taka-Jones (Co-Chair), Hana Jensen (NTST), Nicholas Maaka (Co-Chair), and Rev Joanna Katipa (note-taker).

**Ngati Tamaoho Charitable Trust Trustees:** Rachel Petero, Mahuika Ross Rawiri (Deputy Chair) Tukahia Ngataki, Raemon Matene, Te Teira Rawiri, Tori Ngataki (Chair) and Toi Katipa (apologies).

**Note:** A combined AGM was held of both the Ngati Tamaoho Settlement Trust & Charitable Trust. For reporting purposes, the minutes are recorded separately following the AGM format. *(see separate minutes of each Trust)*

**Apologies:**

Toi Katipa, Charlotte Rea, Tini Astle, Carmen Kirkwood, Jean Cooper, Alice Kahui and Ronai Edwards.

<p><b>Resolution:</b> To accept the apologies: <b>Moved by:</b> Nicholas Maaka <b>Seconded by:</b> Ted Ngataki <b>Carried</b></p>
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**Noted\*** AGM minutes to be included in the meeting pack one week earlier than the meeting. NT to make available a minute book for beneficiaries to access at meetings.

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**1. Karakia Timatanga & Welcome** (Ted Ngataki and Rev. Joanna Katipa)

**Agenda process** confirmed by Tori Ngataki.

**Previous AGM Minutes:**

Minutes tabled as presented.

Amend names to read - Ted Turua Ngataki and Hana Jensen

<p><b>Resolution:</b> To accept the minutes with amendments <b>Moved by:</b> Ted Ngataki <b>Seconded by:</b> Nicholas Maaka <b>Carried</b></p>
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**2. Matters Arising:**

Ngati Tamaoho beneficiary role to be updated and a list provided to identify Ngati Tamaoho representation. Consideration be given for whaanau who are living overseas, what is their process, identifying privacy issues. Kiri supported a process for whaanau to fill out a form and register online. Geneva to action this.

Ngati Tamaoho to consider employing someone to maintain the beneficiary role.

**The Coffee Book** - wanting to complete this at the end of the year. Active participation by kaumatua has been acknowledged.

### **3. Annual Report:**

AGM held in November 2020 (for years prior to 2018), this AGM is to 2020 – next AGM in November 2021 will be for period 30 June 2021 and we will then be compliant with AGMs and Audited accounts. The Settlement Trust appreciates Tamaoho members support as all compliance is met.

### **4. Acknowledgements:**

- Dennis Kirkwood, Chairman of the Ngati Tamaoho Settlement Trust ending on the 30<sup>th</sup> June, 2021. Dennis input and contributions to the Trust over the years have been valuable.
- Panetuku Rae and Tamara Taka-Jones, both have been on the Board for over 10 years.

**Resolution:** To accept the Chairs Report for the Ngati Tamaoho Settlement Trust presented this day 31 July 2021 **Moved by:** Nicholas Maaka **Seconded:** Tamara Taka-Jones **Carried**

**Use of double vowels** - follow Waiohua. It was asked to defer the double vowels to the Tikanga Roopu making reference to Robert Mahuta.

**Policy documents** - how many are finished and to be made available at the archives. It was confirmed by the Trust that the Trust documents can be accessed but will remain at the Ngati Tamaoho office.

### **Audited Financial Reports:**

Discussion about are we hapuu or Iwi? Plan to hold a wananga over the next 3 months to discuss the ingoa “Ngati Tamaoho” kaumatua, kuia, koroua.

**Action Point:** 2018 all income to be listed separately / itemised income. Clarify pg.8 with Deloitte regarding other income.

**Action:** To look at the processes around receiving koha.

### **Financial / Auditors Report / RSM Hayes Audit:**

- 2018 and 2019 Audited reports have been received. Aligning with the Trust Deed.
- November 2021 will be the next NT Settlement Trust AGM.
- Rebecca (Auditor) advised that it needs to comply with the constitution prior to making the changes.
- Allowing whaanau to ask questions.
- Allowing whaanau enough time to read the documentation

Tori Acknowledgements all the mahi done, the election process being a robust process.

**Land transfers** - Papakura Army Base and Hunua Falls are still to come over to us. The process restarted on the 22<sup>nd</sup> June 2021.

**Annual General Meeting** for the Ngati Tamaoho Settlement Trust is due to be held in November. There will be an election process. The Chair encouraged whaanau to apply to be a Trustee.

**Noted:** that all the reports have legal names to the Trust.

**Vision and Strategic plans** - Denny noted that the beneficiaries were promised workshops by the Trust, our vision is for the beneficiary to give feedback at a marae. The Plan is still in draft (Nicholas). It will be reflective of 5 years. Tori confirmed that there have been workshops held between both boards and with whanau, however COVID impacted on those. Future ones are planned but may need to be online. They are working on a robust plan, Marae are all under renovations. Keen to have more whanau engaged. Looking at the first 6 months.

Denny has requested further information specific to - Environmental Plan, Communications Plan, Due diligence Plan, Strategic Plan

**Noted:** request for documents to be made available at the Ngati Tamaoho library - Charitable trust.

**Noted:** Geneva received advice from the lawyer stating that there needs to be a rotation of Trustees or a change of Trustees for the AGM. The current Trustees term has expired over the 3 years. Whaanau voiced that they wanted to carry on with the same process voting process. Inform the beneficiaries about the expired terms so that it is transparent.

**Resolution** - The Ngati Tamaoho Settlement Trust beneficiaries approve the rotation of Trustees to take place at 2021 AGM meeting. **Motion carried by all present**

**Reports:** The Chairperson to sign the reports and dated.

#### **Financial Reports:**

**Leases** - income from schools. The entire site is leased.

**The Otara site** has been leased to CMDHB. This will be noted in the 2020 accounts.

**Consolidated Accounts:** The accounts are consolidated accounts. Rebecca explained that the two entities are combined.

**Te Hihi School** - Income / renewal 2025 (every 7 years). Rebecca gave clarity around technical terms used. Noted - a request to include in the next report a list of land titles that are owned by Ngati Tamaoho and can acquire rent from.

**Noted** - The loan (7 million) that the Settlement Trust gave the Charitable Trust; the original amount will have to be paid back. The statement will come out in the November AGM.

**Tamaoho Carvings** - The Carvings are still at Bairds Rd.

**Ngati Tamaoho Charitable LTD** / clarification given. Te Rauponga company owns the land, Ngati Tamaoho owns 15 percent investment. Working process to exit the deal. It is a legal issue, engaging with lawyers moving forward for property 725 Great South Road, Manukau, There were lessons learnt, the relationship was a long standing one.

**Resolution:** To receive the Financial report.

**Moved by:** Janet Wheatley **Seconded by:** Maka Potini **Carried**

**Minute recording** using technology, update the way minutes are recorded.

**Resolution** - To move a motion to accept the 2019 Financial Report for the Ngati Tamaoho Settlement Trust subject to amendments. **Moved by** Janet Wheatley **Received by all present.** **Carried**

**2020 Financial Report** - more time requested prior to accepting the 2020 Financial Report for the Ngati Tamaoho Settlement Trust.

**Resolution** - As per the notice distributed the Ngati Tamaoho Settlement Trust to approve the order of rotations for new Trustees at AGM.

**Moved by:** Ted Ngataki      **Seconded by:** Maaka Potini      **Carried**

**Noted\*** The Chair informed those present that the process will be corrected for the next AGM meeting held in November 2021.

### **General Business:**

**Amalgamation of the two Trusts; Settlement and Charitable** - Further conversations are needed with whanau in order to move forward. Nicholas noted that the strategy is a reflection of the needs of our people. George Wheatley voiced his concern that the Ngati Tamaoho Settlement Trust was done under legislation different to the Charitable Trust. It is realised that NT need a Business arm. We need more time to read documents and more hui with more whanau in attendance.

Denny supports that as a Waikato Tainui Raupatu marae and having two different structures. All documentation will need to sing in harmony. A robust process from Whakakitenga, knowing the lessons and learnings.

Hera Raumati Brown / Part B - a query providing a compromise to move forward. Chair - we will go through a process and consider for the November AGM.

Janet Wheatley--- Beneficiary was passing her resolution on the understanding it was for the two financial accounts.

### **Audited Annual Report**

Ngati Tamaoho Settlement Trust is a Settled Iwi organisation. The beginnings of transparency.

**Resolution** to receive and accept the Financial Report

**Moved by** Ted Ngataki **Seconded:** Kiri Wilson      **Carried**

Resolutions to be received within 14 days.

Acknowledgements to Rebecca and RSM.

A hard copy of the minutes needs to still be kept in addition to the BoardPro system used.

Tori can update - follow the process with the auditor until we change the trust deed. Work in progress.

**Resolutions** - Closed Resolutions: No Resolutions.

**Housing Strategy** - working to engage with whanau and develop a housing strategy so that we can grow our property portfolio and be able to assist whanau with housing. A long term plan is needed to both meet immediate housing needs of whanau and community, and to grow asset base of Tamaoho. It will be about getting the Strategy right. Our people need homes.

**CHIP** - Ngati Whatua have that status, Tamaoho is reviewing process and considering attaining.

**Papakura project** - Ngai Tai ki Tamaki and Ngati Tamaoho

**Kingseat Land**- Potential opportunity for Ngai Tai ki Tamaki and Ngati Tamaoho

**Ex-student village at Otara** - NT looking at securing it. Offer as transitional housing, look to assess and build.

**Gifting of a property** - Drury (house, community glass house including cash).

**Kingseat** - opportunity to be a 50/50 percent owner building of a waste water facility. Lucy has been assessing opportunity, more discussion needed with beneficiaries if this is something Tamaoho would support or not.

**Drury** - Important, Kaitiaki issues working alongside the developer. Need to discuss the pros and cons of the options offered.

**725 Great South Road Manukau** - lessons have been learnt. The relationship was built on a long-term standing.

**Noted** - Denny has requested access to the 4 policy documents and conversations. Kiri noted that there are components missing, nothing in Pukekohe or Mangatangi.

#### **General Business:**

Tori - today's hui tabled audited accounts these will be available on the website.

**Trust Deed tabled** - Follow the Trust Deed.

**Manukau Harbour Claims** - Monday

**Hui-a-tau** - Tomorrow at 9am

**Manukau Harbour** - to include Carmen Kirkwood into the discussions.

**High Court** - Ngati Whatua. Denny mentioned mum wants to take to the high court, this requires money. Tamaoho do not have a fighting fund, or funds to fight with.

**Matua Ted's Award** - acknowledged by both the Ngati Tamaoho Settlement Trust and the Ngati Tamaoho Charitable Trust.

Management - hand-over to Management staff Matekino manages the Charitable Trust & Geneva manages the Settlement Trust.

**Meeting closed by:** Ted Ngataki at 12:20pm

**Addendum**  
**Ngāti Tamaoho Settlement Trust**  
**Annual General Meeting Minutes**  
**27<sup>th</sup> November 2021**

Suggested amendments emailed to trustees tabled by Denny.

To allow meeting to progress Denny was happy for Trustees to ensure amendments will be made based on good intent.

**Page 2, Paragraph 1**

Add to the sentence – *and encouraged as there are still interviews to be had with kaumatua.*

**Page 3, Paragraph 2**

Correctly name the Due Diligence Plan as the *Manukau Harbour* Due Diligence Plan

Suggested amendments emailed to trustees tabled by Hera Raumati.

Spelling errors – based on good intent trusts that spelling errors will be corrected.

Ngāti Tamaoho Settlement Trust previous AGM minutes and associated documents were not sent out to beneficiaries at least one week prior to the confirmed date of this year's AGM. This point has been raised at the two previous AGM's.

**Page 4, General Business, Paragraph 3**

Concerned at how a lengthy korero raised in General Business was recorded in the minutes. There is no information for anyone who reads the minutes to know what Part B was about and what was discussed at the time.

Raised and noted here under matters arising to be discussed further in General Business to ensure what was discussed is clear for everyone.

Deny requested that the table she submitted regarding outstanding audits be shared with beneficiaries in General Business. Table could support the financial queries and structural matters Hereraumati raised at the previous AGM.

Concern regarding how minutes were recorded supported by Janet

**Page 5, Paragraph 6**

Not enough information for readers of the minutes to know what that korero was about.

Note from Denny: This related to the completed policy documents that were written in previous trustee reports to AGM's. Four documents confirmed as completed to be made available through the office and on the website.

Spelling error to be corrected noted by George

**Page 1, Apologies, Paragraph 5**

Change Rona to Ronai

**Page 4, General Business, Paragraph 4**

Requested that we continue to discuss amalgamation of the two Trusts, Settlement and Charitable in General Business.

Spelling error to be corrected noted by Panetuke

**Page 1, Attendance, Paragraph 1**

Change Katipa to Karipa