



# **MINUTES**

**Waiāri Kaitiaki Advisory Group  
Meeting**

**Wednesday, 9 June 2021**

**Order of Business**

<b>1</b>	<b>Opening Karakia</b> .....	<b>3</b>
<b>2</b>	<b>Apologies</b> .....	<b>3</b>
<b>3</b>	<b>Public forum</b> .....	<b>3</b>
3.1	Presentation by Mr. Dean Flavell (Chairman of Te Maru O Kaituna River Authority) and Ms. Elva Conroy (Ngati Tuheke) on the Te Maru o Kaituna Governance document, 10 year action plan, and Pataka Kai Project .....	3
<b>4</b>	<b>Acceptance of late items</b> .....	<b>4</b>
<b>5</b>	<b>Confidential business to be transferred into the open</b> .....	<b>5</b>
<b>6</b>	<b>Change to order of business</b> .....	<b>5</b>
<b>7</b>	<b>Confirmation of Minutes</b> .....	<b>5</b>
7.1	Minutes of the Waiāri Kaitiaki Advisory Group meeting held on 10 March 2021 .....	5
<b>8</b>	<b>Declaration of conflicts of interest</b> .....	<b>5</b>
<b>9</b>	<b>Business</b> .....	<b>5</b>
9.1	Updated Terms of Reference and Co-Chairing option for the Waiari Kaitiaki Advisory Group .....	5
9.2	Waiari Water Supply Scheme: Project Update .....	6
	Staff Action .....	7
9.3	Tapuika Iwi Authority Report .....	8
<b>10</b>	<b>Discussion of late items</b> .....	<b>8</b>
<b>11</b>	<b>Closing Karakia</b> .....	<b>9</b>

**MINUTES OF TAURANGA CITY COUNCIL  
WAIĀRI KAITIAKI ADVISORY GROUP MEETING  
HELD AT THE MAKAHAE (TE KAHIKA) MARAE, 20 TE KAHIKA ROAD, TE PUKE  
ON WEDNESDAY, 9 JUNE 2021 AT 9.30AM**

**PRESENT:**

Ms. Darlene Dinsdale (Acting Chairperson), Commissioner Shadrach Rolleston, Commissioner Bill Wasley, Deputy Mayor John Scrimgeour (Western Bay of Plenty District Council (WBOPDC), Mr Jo'el Komene and Mr. Whareoteriri Rahiri (Alternate for Maru Tapsell – Te Kapu o Waitaha)

As amended by Waiāri Kaitiaki Advisory Group resolution (WA3/21/2) dated 15 September 2021

**IN ATTENDANCE:**

Marty Grenfell (Chief Executive), Nic Johansson (General Manager: Infrastructure), Stephen Burton (Manager: City Waters), Carlo Ellis (Manager: Strategic Māori Engagement), Kelvin Hill (Manager: Water Infrastructure Outcomes), Richard Conning (Senior Project Manager: Waters), Peter Bahrs (Team Leader: Water Services), Reuben Fraser (Consent Manager, Bay of Plenty Regional Council (BOPRC), Coral Hair (Manager: Democracy Services), Mr. Dean Flavell (Chairman of Te Maru O Kaituna River Authority), Ms. Elva Conroy (Ngati Tuheke), Keren Bennett (Ecology Manager: 4Sight Consulting), Ms. Anahera Dinsdale, Sam Hema (Tangata Whenua Liaison), Carl Mathews (Campbell Squared), Norton Isaac (Campbell Squared), Paruhiterangi O'Callaghan, Te Hira Roberts, Ngawhika Te Aute, Harmony Roberts, Karen Roberts, Willow Marsh, Tania Kenney, Samera Koperu, Alfred Potiki, Vance Skudder, Natasha Wati, Jane Nicholas, John Dinsdale, and Raj Naidu (Committee Advisor)

**1 OPENING KARAKIA**

Mr. Paruhiterangi O'Callaghan opened the meeting with a Karakia.

**2 APOLOGIES****COMMITTEE RESOLUTION WA2/21/1**

Moved: Ms Darlene Dinsdale

Seconded: Commissioner Shadrach Rolleston

That apologies from Mayor Garry Webber (WBOPDC), Mr. Gary Allis (WBOPDC), Mr Manu Pene, and Mr Maru Tapsell be received and accepted.

**CARRIED**

**3 PUBLIC FORUM**

**3.1 Presentation by Mr. Dean Flavell (Chairman of Te Maru O Kaituna River Authority) and Ms. Elva Conroy (Ngati Tuheke) on the Te Maru o Kaituna Governance document, 10 year action plan, and Pataka Kai Project**

A copy of the presentation for this item can be viewed on Tauranga City Council's website in the Minutes Attachments document for this committee meeting.

**Key points**

- It was important to find synergies between the Pataka Kai Project and the work of Waiāri Kaitiaki Advisory Group (WKAG).
- The Project was about protecting and restoring the awa and the whole catchment.

- It was imperative to monitor the mauri of the awa and look after the wellbeing of everything that lived in it.
- The Project aimed to seek support and funding because it was currently being done on a volunteer basis.
- There was a need for paid roles in the Project such as a project coordinator, researchers, communications and administration support.
- A number of funding applications had been made to various government and business options; the outcome of the respective applications was pending.
- The health of the awa was important for the mokupuna and future generations so that they could reconnect culturally by learning traditional fishing techniques.

#### **Discussion points raised**

- BOPRC did the ecological monitoring; however, iwi should be involved in the co-development and management of the monitoring.
- Ngāti Tūwharetoa were undertaking monitoring on Lake Taupo and therefore would be a good resource to approach for knowledge and expertise.
- \$1.8 million funding grant had been set aside by Tauranga City Council (TCC) as a funding pool for community projects.
- Building capabilities and capacity of iwi to manage their resources was important.
- It was important to have a united mandate between Tapuika Iwi Authority, Waitaha-a-Hei Iwi and the three territorial authorities (TCC/WBOPDC/BOPRC) when dealing with matters involving the awa.
- Tapuika Iwi Authority and the Resource Consent (RC 65637) mandated that the awa had to be protected and looked after so that it was there for the benefit of future generations.

### **3.2 Mr. Te Hira Roberts**

#### **Key points**

- Waiāri Kaitiaki Advisory Group was just an advisory group which did not give it mana or decision-making powers.
- Māori had been fighting for years for a voice when it came to their resources like the awa.
- The Treaty settlement process was hard-fought, and the advisory status of the Waiāri Kaitiaki Advisory Group was seen an affront to the mana of the awa as well as the settlement process.
- Free water supply to the iwi needed to be considered; everyone else in Tauranga had been considered but the wishes of the iwi had not been.

#### **COMMITTEE RESOLUTION WA2/21/2**

Moved: Ms Darlene Dinsdale

Seconded: Mr Jo'el Komene

That the Waiāri Kaitiaki Advisory Group:

Receives the presentations from Mr. Dean Flavell (Chairman of Te Maru O Kaituna River Authority) and Ms. Elva Conroy, and Mr. Te Hira Roberts .

**CARRIED**

#### **Attachments**

- 1 Presentation - Dean Flavell and Elva Conroy

### **4 ACCEPTANCE OF LATE ITEMS**

Nil

## 5 CONFIDENTIAL BUSINESS TO BE TRANSFERRED INTO THE OPEN

Nil

## 6 CHANGE TO ORDER OF BUSINESS

Nil

## 7 CONFIRMATION OF MINUTES

### 7.1 Minutes of the Waiāri Kaitiaki Advisory Group meeting held on 10 March 2021

#### COMMITTEE RESOLUTION WA2/21/3

Moved: Commissioner Bill Wasley

Seconded: Commissioner Shadrach Rolleston

That the minutes of the Waiāri Kaitiaki Advisory Group meeting held on 10 March 2021 be confirmed as a true and correct record.

**CARRIED**

## 8 DECLARATION OF CONFLICTS OF INTEREST

Nil

## 9 BUSINESS

### 9.1 Updated Terms of Reference and Co-Chairing option for the Waiari Kaitiaki Advisory Group

**Staff** Coral Hair, Manager: Democracy Services  
Carlo Ellis, Manager: Strategic Māori Engagement

#### Key points

- Two workshops had been completed and feedback, suggestions, critiques, and comments received were taken into consideration when drafting the Terms of Reference and co-chairing options.
- Some issues were addressed in the draft documents; however, the central concern relating to the decision-making powers of WKAG was not and the advisory nature of the WKAG remained in place.
- There had been agreement for the format of co-chairing: one co-chair from the consent holders (TCC/WBOPDC) and one from iwi/hapū as set out in the position outline on pages 29-32 of the agenda.
- Accessibility of the agenda and minutes, livestreaming as well as holding marae meetings were outcomes of the workshop and were being actioned by staff.

#### In response to questions

- The Waiāri Kaitiaki Advisory Group was set up under the resource consent which stipulated it was advisory in nature rather than a decision-making body.
- Changing the status of WKAG to a decision-making committee would need to be a political decision of the consent holders.
- The BOPRC indicated they would consider a change to the consent conditions if that was requested by the consent holders.

**Discussion points raised**

- Tapuika Iwi Authority and Waitaha-a-Hei Iwi believed that they did not have mana within WKAG because it was only an advisory entity; it felt like an affront to the Deed of Recognition and Deed of Settlement.
- Consent holders needed to be proactive in their approach to make sure that Tangata Whenua's value, mana and protection of the awa was taken seriously.
- Using resource consent conditions not to honour the tenets of the Treaty of Waitangi which called for co-governance and equal partnership could be perceived as hiding behind policies.
- A holistic conversation on the future governance of the Waiāri needed to occur.
- Te Maru O Kaituna River Authority's terms of reference and co-governance approach were well articulated, and could be used as a model to base the future governance arrangements for the Waiāri Stream.
- It was considered important to include mechanisms under which the WKAG could refer matters or issues to Te Maru O Kaituna River Authority.
- Timely dissemination of reports and documentation was important so that iwi/hapū representatives could go back to their community and whanau to consult and seek feedback.
- The WKAG had decided to vote on the report's recommendations in parts; voting on (a) (g) and (h) and to let recommendations (b) through to (f) lie on the table pending further discussions and consultation.

**COMMITTEE RESOLUTION WA2/21/3**

Moved: Ms Darlene Dinsdale

Seconded: Commissioner Bill Wasley

That the Waiāri Kaitiaki Advisory Group:

- (a) Receives the report "Updated Terms of Reference and Co-Chairing option for the Waiāri Kaitiaki Advisory Group".
- (g) Agrees to the agendas and minutes of the Waiāri Kaitiaki Advisory Group being publicly available.
- (h) Agrees to livestream or record meetings and make these recordings publicly available as soon as practical following a meeting.

**CARRIED**

**COMMITTEE RESOLUTION WA2/21/4**

Moved: Mr Whareoteriri Rahiri

Seconded: Mr Jo'el Komene

That the Waiāri Kaitiaki Advisory Group:

- Supports that the three Councils (TCC/WBOPDC/BOPRC) enter into discussions with Tapuika Iwi Authority and Te Kapu o Waitaha regarding the status of the respective relationships in regards to the Treaty settlements.
- Requests an update report on progress in the next Waiāri Kaitiaki Advisory Group meeting.

**CARRIED**

**9.2 Waiari Water Supply Scheme: Project Update**

A copy of the presentation and tabled item for this report can be viewed on Tauranga City Council's website in the Minutes Attachments document for this committee meeting.

**Staff** Richard Conning, Senior Project Manager: Waters

**External** Keren Bennett, Ecology Manager: 4Sight Consulting

**Key points**

- The Waiāri Kaitiaki Advisory Group was advised that a wrong attachment had been included in the report which was subsequently published in the agenda; the correct attachment was tabled, and a copy would be uploaded the Tauranga City Council website.
- There had been discussions with Dr. Kepa Morgan regarding the potential of implementing an interactive mauri model which would be publicly accessible and would provide live indicator updates and data of the four dimensions (Community (Social), Ecosystem (Environmental), Hapū (Cultural) and Whanau (Economic)).
- Mokokuna Tia me Hei were planning to undertake a workshop on 26 June 2021 to facilitate discussions on the mauri model development.
- Stream monitoring was completed on 23 February 2021 and Keren Bennett from 4Sight Consulting presented on the findings.
- Biological monitoring of macroinvertebrate communities, fish, aquatic plants and basic water quality of the Waiāri Stream was a condition requirement of the resource consent.
- There was a good diversity of native flora and fauna recorded; noting that the upper and lower stream habitats were distinctly different and required different monitoring techniques and analysis.
- Seven years of baseline sampling results showed variations, some of which could be attributed to weather conditions, and a storm event had affected the baseline results.

**In response to questions**

- There had been no sighting of native eel in the Waiāri; all samples were generally the more common longfin eels.
- Horticulture, spraying runoff, as well as land use intensification for housing and dairy farming had an adverse impact on the awa and subsequently on the monitoring results.
- National Institute of Water and Atmospheric Research (NIWA) had a monitoring station just above the intake site and flow data was collected from there.

**Discussion points raised**

- BOPRC would provide information about water bores on residential properties as well as a timeline of bore-hole consents dating back from 1991.
- Ecological monitoring should involve children and students where possible to nurture understanding and respect for the natural environment and the awa, in order to educate on the cultural significance of these to Tangata Whenua.

**COMMITTEE RESOLUTION WA2/21/5**

Moved: Ms Darlene Dinsdale

Seconded: Commissioner Shadrach Rolleston

That the Waiāri Kaitiaki Advisory Group:

- (a) Receives the Waiāri Water Supply Scheme: Project Update report.

**CARRIED**

**Attachments**

- 1 Tabled Item - Correct attachment for report 9.2
- 2 Presentation - 4Sight

**Staff Action**

- Staff to work with Mr Dean Flavell, Ms. Elva Conroy, and Ms. Keren Bennett to find synergies between Pataka Kai Project and 4Sight Consulting ecological monitoring.

### 9.3 Tapuika Iwi Authority Report

A copy of the tabled item for this report can be viewed on Tauranga City Council's website in the Minutes Attachments document for this committee meeting.

**Representative** Jo'el Komene

#### Key points

- The report was taken as read.

#### In response to questions

- It was clarified that a review of remuneration for Tangata Whenua representatives had been completed and adopted in February 2021; a copy of the policy was tabled.
- The payment fee was the same for workshops as it was for meetings.

#### Discussion points raised

- Tapuika Iwi Authority represented all registered Tapuika iwi members but not those who were not registered and encouraged unregistered iwi members to register.
- A robust conversation took place about the water intake and who would be covered under the request for free water supply.
- A water bank option should be considered and explored as an alternative option.

### COMMITTEE RESOLUTION WA2/21/6

Moved: Mr Jo'el Komene

Seconded: Mr Whareoteriri Rahiri

That the Waiāri Kaitiaki Advisory Group:

- (a) Receives the Tapuika Iwi Authority Report.
- (b) Staff to provide a report including cost implications or otherwise in the next Waiāri Kaitiaki Advisory Group meeting regarding Tapuika Iwi Authority receiving a percentage of the WBOP and TCC Waiāri water take RC 65637 to service registered Tapuika Authority iwi members and Ngā Uri o Tapuika in WBOP and TCC regions including the Tawakepito marae, Makahae marae, Ngati Moko, Ngati Marukukere and Ngati Kuri.

**CARRIED**

#### Attachments

- 1 Tabled Item - Tangata Whenua Remuneration Policy

## 10 DISCUSSION OF LATE ITEMS

### COMMITTEE RESOLUTION WA2/21/7

Moved: Ms Darlene Dinsdale

Seconded: Commissioner Shadrach Rolleston

That the Waiāri Kaitiaki Advisory Group:

Accepts the change of date for the September Waiāri Kaitiaki Advisory Group meeting from 1 September to 15 September 2021, and a new meeting is added to be held 24 November 2021 at Ngati Moko marae.

**CARRIED**



**11 CLOSING KARAKIA**

Mr. Paruhiterangi O'Callaghan closed the meeting with a Karakia.

**The meeting closed at 1.25pm.**

**The minutes of this meeting were confirmed as a true and correct record at the Waiāri Kaitiaki Advisory Group meeting held on 15 September 2021.**

.....  
**CHAIRPERSON**