



MINUTES

**Ordinary Council Meeting
Monday, 12 July 2021**

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**MINUTES OF TAURANGA CITY COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE TAURANGA CITY COUNCIL, COUNCIL CHAMBERS, 91 WILLOW STREET,
TAURANGA
ON MONDAY, 12 JULY 2021 AT 10.30AM**

PRESENT: Commission Chair Anne Tolley, Commissioner Shadrach Rolleston, Commissioner Stephen Selwood, Commissioner Bill Wasley

IN ATTENDANCE: Marty Grenfell (Chief Executive), Paul Davidson (General Manager: Corporate Services), Barbara Dempsey (General Manager: Regulatory & Compliance), Susan Jamieson (General Manager: People & Engagement), Nic Johansson (General Manager: Infrastructure), Christine Jones (General Manager: Strategy & Growth), Gareth Wallis (General Manager: Community Services), Carlo Ellis (Manager: Strategic Māori Engagement), Jeremy Boase (Manager: Strategy and Corporate Planning), Anne Blakeway (Manager: Community Partnerships), Sam Fellows (Manager: Sustainability and Waste), Emma Joyce (Policy Analyst), Coral Hair (Manager: Democracy Services), Robyn Garrett (Team Leader: Committee Support), Raj Naidu (Committee Advisor)

1 OPENING KARAKIA

Commissioner Rolleston provided the opening karakia.

2 APOLOGIES

Nil

3 PUBLIC FORUM

3.1 Mr Larry Baldock - Use of STV in local body elections

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

Key points

- Mr Baldock expressed his reservations about the use of the Single Transferable Vote (STV) voting system in local government elections. While STV could be more unifying way of electing representatives than the First Past the Post (FPP) voting system, and worked well in one candidate elections e.g. a mayoral race, it did not operate well in multi-member seats.
- Provided examples from the 2019 Tauranga City Council local body elections.
- The treatment and distribution of second preferences in a multi-member election was of concern. Voters indicated their second choice of candidate with a "2" ranking; however, in particular situations that second preference was not always redistributed. While the STV calculation was correct, voters did not always understand the way the STV algorithm worked and the impact of their 2nd and further preferences.
- Supported Option 4 - single member ward system - for the representation review and considered that STV worked most effectively in that situation.

Attachments

- 1 Public Forum - Larry Baldock - STV Presentation

4 ACCEPTANCE OF LATE ITEMS

RESOLUTION CO13/21/1

Moved: Commissioner Bill Wasley

Seconded: Commissioner Shadrach Rolleston

That the Council:

Accepts the following late item for consideration at the meeting:

- Extension of the 2020/21 User Fees and Charges Schedule

The above item was not included in the original agenda because it was not available at the time the agenda was issued, and discussion cannot be delayed until the next scheduled meeting of Council because a decision is required in regard to this item.

CARRIED

5 CONFIDENTIAL BUSINESS TO BE TRANSFERRED INTO THE OPEN

Nil

6 CHANGE TO THE ORDER OF BUSINESS

Nil

7 CONFIRMATION OF MINUTES

7.1 Minutes of the Council meeting held on 21 June 2021

RESOLUTION CO13/21/2

Moved: Commissioner Stephen Selwood

Seconded: Commissioner Bill Wasley

That the minutes of the Council meeting held on 21 June 2021 be confirmed as a true and correct record.

CARRIED

8 DECLARATION OF CONFLICTS OF INTEREST

Nil

9 DEPUTATIONS, PRESENTATIONS, PETITIONS

Nil

10 RECOMMENDATIONS FROM OTHER COMMITTEES

10.1 Representation Review - Approve options for pre-engagement

Staff Coral Hair

Key points

- This report was the start of the representation review process. A number of options that provided a range of representation arrangements would be presented to the public for consideration.
- Community boards were available with any of the representation options.
- Ward names were also open for consultation.

In response to questions

- Maps and infographics would be available as part of the pre-engagement. The advantages and disadvantages of each of the four options would be included in the engagement material.

Discussion points raised

- Commissioners would not be involved in the community pre-engagement, which would be conducted by staff, as the commissioners would be in the position of making the decisions further on in the representation review process.

RESOLUTION CO13/21/3

Moved: Commissioner Bill Wasley

Seconded: Commissioner Shadrach Rolleston

That the Council adopts the recommendations of the Strategy, Finance and Risk Committee meetings of 21 and 28 June 2021 and:

- (a) Adopts the timeline for the Representation Review process as set out in Attachment 1.
- (b) Agrees to pre-engagement with the community for the period 16 July to 13 August 2021
- (c) Approves the following Options for pre-engagement with the community on the representation arrangements for the 2022 election:
 - (i) Option 1 – Mixed model (wards and at large) with 10 Councillors - 7 councillors from 3 general wards, 1 Māori ward councillor and 2 at large councillors
 - (ii) Option 2 – Two wards model with 10 Councillors - 1 general ward with 9 councillors and 1 Māori ward councillor
 - (iii) Option 3 – Wards only model with 12 councillors - 11 councillors from 6 wards and 1 Māori ward councillor, subject to a change to the Wairakei ward boundary to be consistent with Option 4.
 - (iv) Option 4 – Wards only model – single member wards with 12 councillors - 11 councillors from 11 wards and 1 Māori ward councillor.

CARRIED

11 BUSINESS**11.1 Executive Report**

Staff Marty Grenfell, Chief Executive
Nic Johansson, General Manager: Infrastructure Services
Susan Jamieson, General Manager: People & Engagement
Barbara Dempsey, General Manager: Regulatory & Compliance
Gareth Wallis, General Manager: Community Services
Paul Davidson, General Manager Corporate Services
Christine Jones, General Manager: Strategy & Growth

Key points

- Some teething issues experienced with the rollout of kerbside collection on 1 July, but it had generally gone smoothly. 150t of rubbish, 100t recycling, 48t food waste and 72t glass were collected in the first week of operation. Utilisation was expected to increase as people became more used to the service.
- Following a request from the Waiāri Kaitiaki Advisory Group, staff were investigating access to water and wastewater for iwi use and for marae; including the cost of a percentage of Waiāri water take being provided to Tapuika.

- Noted the waterline competition winners.
- Governance training provided to tangata whenua members of council committees had been well received. The involvement of the customer services team in responding to kerbside queries and calls was noted; there had been a good collaborative process with the kerbside project and waste team.
- The environmental health team had recently been audited and came through very well, with only one audit finding.
- Changes in civil defence structure were explained. There had historically been a combined Western Emergency Operations Centre (EOC); this was now split with TCC to operate their own EOC while still continuing to work closely with Western Bay of Plenty District Council. TCC was now in a position to respond if necessary; strategically needed to be able to look after the city.
- Recruitment was still challenging in the regulatory area especially in the building services team. The Development Contributions policy had influenced the number of applications with increased numbers of building consents being lodged; the team was working closely with the larger developers to manage the process as well as possible.
- The start of the new Bay Venues Limited Board on 1 July was noted.
- Places and Spaces developments included the old trig station on top of Mauao being removed and replaced with a cultural compass, as part of the Mauao implementation plan; the Elizabeth St streetscaping was now well underway.
- Noted that the Annual Report may be delayed due to legislation.

In response to questions

- In relation to the kerbside collection service, there were strategy targets to achieve over time, such as the TCC goal of 50% reduction in what goes to landfill. Short term goals were measured by comparison with similar services in other cities; the first week was roughly in line with what was expected in terms of what Hamilton City had experienced.
- Closure of Maleme St was on track. Further public communication would be developed as required; staff would be stationed at Maleme St to redirect people as the closure took effect.
- The additional geotechnical and groundwater investigations required at Te Maunga and the delay on desludging had been included in the project risk analysis – one was a known risk; the other unknown but covered by project contingency.
- Consultation had been undertaken with neighbours regarding vibration and noise; testing showed the vibration effect was much as expected. Baseline surveys had been completed on some neighbouring properties so damage could be compensated if needed.
- Staff were engaging with Waka Kotahi on Hewletts Rd, as it was part of the state highway network, and an update would be provided to the commissioners once the meeting with Waka Kotahi had been held.
- In response to an increase of about 20% in Land Information Memorandum report (LIMs) requests, an extra resource was hired to deal with the increased demand. Customers paid a premium for 3-day LIMs over 10-day LIMs.
- Suggested that the organisation proactively participate in the Wednesday Challenge as an opportunity to show leadership in the environmental sustainability space. The Corporate Sustainability Strategy was currently under review with a new senior role within TCC being investigated to manage this area e.g. sustainability strategy, organisational carbon footprint.
- Noted that a remuneration working group including staff was looking at the bigger philosophy of remuneration e.g. bands or grades; as the current remuneration strategy was not considered transparent by staff. Key Performance Indicators (KPIs) were a separate process not linked with remuneration.
- Requests for further information (RFIs) by councils were sometimes seen as a way for councils to prolong their consent processing time frames. TCC RFI numbers were not significantly different to other metros and it was not the council's intention to use the RFI process negatively. RFI numbers would be tracked and included as part of continued reporting "dashboards". There had been internal training to ensure consistency between planners and best practice examples of applications were being developed to be provided to applicants. Processing staff needed to be firm at the beginning to ensure sub-standard applications were

- rejected and the use of RFIs minimised.
- The future state analysis for Blake Park/Gordon Spratt Reserve/Alice Johnson Oval was planned to be completed pre-Christmas, to provide good quality data to inform the Annual Plan.
 - In relation to Omanawa Falls, nothing that council was looking at in terms of safety and safe access for people to view the Falls would restrict the ability of a group to establish a more tourist-focussed activity. A number of groups were involved with Omanawa Falls; however, TCC was liable for safety. Consents required for access were expected to be fully publicly notified.
 - The recent failure of the airport runway lights was being investigated; it was not part of regular scheduled maintenance.

RESOLUTION CO13/21/4

Moved: Commissioner Bill Wasley

Seconded: Commissioner Stephen Selwood

That the Council receives the Executive Report.

CARRIED

11.2 Adoption of Community Funding Policy

Staff Anne Blakeway, Manager: Community Partnerships
Emma Joyce, Policy Analyst

Key points

- The report was a follow-up to the Long-term Plan deliberations and the approval of the establishment of a Community Grants Fund. The new policy would cover all forms of community grant funding.

In response to questions

- Applications for less than \$10,000 went to the match funding grant – applicants would need to come up with half of the funds required. Larger applications over \$10,000 did not necessarily require any contributory funding. Match funding was intended as seed funding to new innovative areas and applicants were required to have skin in the game.
- Noted there were a range of places that organisations/smaller projects could apply for funding.

Discussion points raised

- Deletion of clauses 5.3.3 and 5.3.4 of the policy was discussed, with a possible problem with people not knowing which fund to apply for. The match fund could be an option within the wider framework of grant funding; match funding was helpful at any level, but match funding would not necessarily be a required criterion for a particular level of application.
- Funding criteria could include the provision of match funding by an applicant.

RESOLUTION CO13/21/5

Moved: Commissioner Bill Wasley

Seconded: Commissioner Shadrach Rolleston

That the Council:

- (a) Approves the Community Funding Policy 2021, noting the following:
 - (i) that the fund will be retained in house;
 - (ii) that the maximum available grant for the contestable grant fund is \$50,000;
 - (iii) that partnership agreements may be for any amount (provided it is within the overall amount allocated to the fund);

- (iv) while the fund will give consideration to the four well-beings, it is not required to be apportioned equally across them;
 - (v) that the funding criteria gives consideration to kaupapa Māori initiatives, but no funding is ringfenced for kaupapa Māori initiatives;
 - (vi) that schools, not-for-profit early childhood education providers and kura are able to access the Community Grant Fund (for defined purposes);
 - (vii) that social enterprises are unable to access the Community Grant Fund;
 - (viii) that individuals are unable to access the Community Grant Fund; and
- (b) Notes that additional work will be undertaken to determine if all council funding streams should come under the auspices of the Community Funding Policy, including consideration of Council funding for community facilities.

CARRIED

RESOLUTION CO13/21/6

Moved: Commissioner Bill Wasley
Seconded: Commissioner Shadrach Rolleston

That Recommendation (a) (ix) “that applicants to the Community Grant Fund are not required to “match” any Council funded amount with their own funds” is left to lie for further consideration to be brought back to Council at the 26 July 2021 Council meeting.

CARRIED

11.3 Extension of the 2020/21 User Fees and Charges Schedule

Staff Paul Davidson, General Manager: Corporate Services

Key points

- This was a process issue to allow user fees to be charged until the end of July.

RESOLUTION CO13/21/7

Moved: Commissioner Stephen Selwood
Seconded: Commissioner Bill Wasley

That the Council:

- (a) Adopts the recommendation to continue to use the User Fees and Charges Schedule 2020/21 from the period 1 July 2021 to 1 August 2021, which enables the current schedule to be used until the new schedule is adopted.

ICARRIED

12 DISCUSSION OF LATE ITEMS

Included as Business – Agenda Item 11.3.

13 PUBLIC EXCLUDED SESSION

RESOLUTION TO EXCLUDE THE PUBLIC

RESOLUTION CO13/21/8

Moved: Commissioner Shadrach Rolleston
Seconded: Commission Chair Anne Tolley

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
<p>13.1 - Public Excluded Minutes of the Council Meeting held on 21 June 2021</p>	<p>s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p> <p>s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information</p> <p>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p> <p>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)</p>	<p>s48(1)(a) - 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</p>
<p>13.2 - Regulatory Hearings Panel - Appointment of Tangata Whenua Representative</p>	<p>s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p>	<p>s48(1)(a) - 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</p>

CARRIED

14 CLOSING KARAKIA

Carlo Ellis, Manager: Strategic Māori Engagement, provided the closing karakia.

The meeting closed at 12.29pm.

The minutes of this meeting were confirmed as a true and correct record at the Ordinary Council meeting held on 4 October 2021.

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CHAIRPERSON