



# **MINUTES**

**Ordinary Council meeting  
Monday, 2 August 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, 2 AUGUST 2021 AT 10.30AM**

**PRESENT:** Commission Chair Anne Tolley, Commissioner Shadrach Rolleston and  
Commissioner Bill Wasley

As amended by Council resolution  
(CO16/21/1) dated 30 August 2021.

**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), Anne Blakeway (Manager: Community Partnerships), Josephine Meuli (Council Controlled Organisation Specialist), Jane Barnett (Policy Analyst), Paul Mason (Safe & Resilient Communities Advisor), Jodie Robertson (Impact & Insights Advisor), Sam Fellows (Manager: Environmental Regulation), Clare Cassidy (Team Leader: Transport Safety), Coral Hair (Manager: Democracy Services), Robyn Garrett (Team Leader: Committee Support) and Jenny Teeuwen (Committee Advisor)

## 1 OPENING KARAKIA

Carlo Ellis, Manager: Strategic Māori Engagement, announced with deep regret that the “paramount chief” of Tauranga Moana, Dr Kihi Ngatai, had passed away overnight. A minute’s silence was observed before the opening karakia.

### Staff presentation – 25 years’ service

#### **Peter Shoebridge**

Mr Shoebridge was Tauranga City Council’s (TCC) longest serving Parking Officer, having joined TCC in July 1996. He had diligently represented Council on the front line as a city ambassador whilst enforcing the city’s parking restrictions. Over the years, Mr Shoebridge had established strong relationships within the business community, earning their respect by keeping the streets safe and the city moving. He was often referred to affectionately as the “old guard” by his colleagues, many of whom he had trained and mentored as Parking Officers. His knowledge and the way he had conducted himself in the role was greatly valued, not only by his team and TCC, but by the public at large. Commission Chair Anne Tolley, on behalf of TCC and the community, congratulated and thanked Mr Shoebridge for his commitment and outstanding service.

## 2 APOLOGIES

### 2.1 Apologies

#### **RESOLUTION CO15/21/1**

Moved: Commissioner Shadrach Rolleston  
Seconded: Commissioner Bill Wasley

That the apology for absence received from Commission Stephen Selwood be accepted.

**CARRIED**

### 3 PUBLIC FORUM

Nil

### 4 ACCEPTANCE OF LATE ITEMS

Nil

### 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 26 July 2021

#### RESOLUTION CO15/21/2

Moved: Commissioner Bill Wasley

Seconded: Commissioner Shadrach Rolleston

That the minutes of the Council meeting held on 26 July 2021 be confirmed as a true and correct record.

**CARRIED**

### 8 DECLARATION OF CONFLICTS OF INTEREST

Commissioner Bill Wasley declared a conflict of interest in relation to item 13.1 - Direct Appointment - accommodation fit-out costs, to be discussed in the Public Excluded session of the meeting. He stated that he would leave chambers for the duration of the discussion of the item.

### 9 DEPUTATIONS, PRESENTATIONS, PETITIONS

#### 9.1 Petition - Pembroke Drive flat seal – John Laing

##### Key points

- Mr Laing was accompanied by David Hardwick. They represented those that had signed the petition regarding the bitumen road seal in Pembroke Drive, Allington Place and Saltwood Lane.
- The bitumen stone mix had caused issues in these streets as outlined in the petition.
- The residents had been informed by a well-qualified manager for the contractor that there had been nothing wrong with the seal that had been there initially.
- Mr Laing understood that the same seal had been used in Victoria Street at the Mount, but following complaints from the residents, the seal would be replaced with the same seal that the street had previously. The petitioners expected the same for their streets.

##### Staff response – Nic Johansson, General Manager: Infrastructure Services

- Mr Laing had already discussed the issue with Commission Chair Anne Tolley, at a Commissioner Clinic and this would be followed up through correspondence.
- Site visits had been undertaken and the excess chip would be swept off the streets.
- The asphalt previously in the streets was close to 20 years old and had become dry and brittle. This was not always obvious to those driving over it.

- According to Council's policy, the treatment that had been selected for replacement was appropriate. Council's policy was driven by Waka Kotahi (New Zealand Transport Agency - NZTA) guidelines. Waka Kotahi only funded 51% of the cheapest seal option regardless of what seal TCC applied, and this was why asphalt was up to ten times more expensive.
- Contractors tended to prefer asphalt as it was easier to lay.
- A targeted rate on residents for asphalt to be laid was possible.
- Mr Johansson was not familiar with the Victoria Street example given and would discuss this further with Mr Laing.
- Mr Johansson would also meet with the contractor manager to better understand their point of view.

The Commission Chair thanked Mr Laing for his presentation and reaffirmed that this would be followed up and that a written response would be provided.

## 10 RECOMMENDATIONS FROM OTHER COMMITTEES

Nil

## 11 BUSINESS

### 11.1 12th Avenue Community Issues Update

**Staff** Jane Barnett, Policy Analyst  
Paul Mason, Safe & Resilient Communities Advisor  
Jodie Robertson, Impact & Insights Advisor

**External** Senior Sergeant Glenn Saunders, NZ Police  
Paul Billinghamurst, Sales Manager, NRG Realty Ltd

#### Comments and in response to questions

- The problems experienced by the Twelfth Avenue community stemmed from the underlying issue of homelessness.
- An alcohol ban in the area would not address the underlying issue and would likely result in moving the problem to another part of the city.
- Since 1 May 2021 there had been a slight increase in calls to the Police for service in the area. This could be attributed to the increased presence of the Police in the area and the Police working with the residents. Over the three-month period since then, there had been around five offences per month for that behavioural group. The Police did not see a demonstrable link between what was happening in the area and alcohol and, as a result, the Police would not support the imposition of a liquor ban in the area, whether temporary or permanent.
- TCC had activated their networks and had worked closely with TCC's Bylaws team and the Police. Kāinga Tupu networks had also been activated. It was important that everyone worked closely with the Bylaws team so they could respond quickly. It was a combined effort.
- Mr Billinghamurst reported that with the Police and TCC being proactive in the area, the issue was less than it had been. There were still homeless people in the area occasionally. He would still like to see an alcohol ban; however, he believed that having issues and incidents actioned as soon as possible would go a long way to solving the issue in the area.
- The situation would continue to be monitored and an update report would be presented back to Council within six months. The report would also include an update on the investigation into the additional options outlined in paragraph 23 of the agenda report for this item.
- The Commissioners supported the initiatives being undertaken and thanked all those involved.

**RESOLUTION CO15/21/3**

Moved: Commission Chair Anne Tolley

Seconded: Commissioner Bill Wasley

That the Council:

- (a) Receives the Twelfth Avenue Community Issues Update Report.
- (b) Requests that staff report back to Council in December 2021 with an update report.

**CARRIED**

**11.2 Council-Controlled Organisations' Final Statements of Intent 2021/2022 to 2023/2024**

**Staff** Anne Blakeway, Manager: Community Partnerships  
Josephine Meuli, Council Controlled Organisation Specialist

**In response to questions**

- Bay Venues Ltd (BVL)
  - The new BVL Board would work towards co-branding and this was expected to be implemented early in the new year.
  - It was important that a timeline for the investigation into options regarding avoidance of competition be made clear and included. This would be raised at the next BVL Board meeting on 10 August 2021.
- Tauranga Art Gallery Trust (TAGT)
  - A paper would be presented at the next Te Rangapū Mana Whenua o Tauranga Moana meeting on 26 August to seek direction and advice on mana whenua Board representation.
  - Events outlined in the Events Strategy would be promoted to key stakeholders.
  - There was concern that the promotion of mana whenua creativity was not reflected in the TAGT performance targets. The programme for the year had mana whenua interwoven through it but this had not been clearly translated into an objective.
  - There was also concern that references to Tauranga, Tauranga Moana, and TCC were not consistent throughout the Statement of Intent.
  - Timeframes required the Statements of Intent to be adopted at this meeting. A letter would be sent to the TAGT requesting that they create objectives and measures that specifically addressed mana whenua Board representation and dedicated regular mana whenua exhibitions, and ensured that references to Tauranga Moana were consistent in the Statement of Intent.

**RESOLUTION CO15/21/4**

Moved: Commissioner Bill Wasley

Seconded: Commissioner Shadrach Rolleston

That the Council:

- (a) Receives the Council-Controlled Organisations' Final Statements of Intent 2021/22 to 2023/24 report.
- (b) Receives and approves Bay Venues Limited's final Statement of Intent 2021/22 to 2023/24 (Attachment 1).
- (c) (i) Receives and approves Tauranga Art Gallery Trust's final Statement of Intent 2021/22 to 2023/24 (Attachment 3).

- (ii) Resolves to write to the Tauranga Art Gallery Trust requesting they create objectives and measures that specifically address mana whenua Board representation and dedicated regular mana whenua exhibitions, and ensures that references to Tauranga Moana are consistent in the Statement of Intent.
- (d) Receives and approves Tourism Bay of Plenty's final Statement of Intent 2021/22 to 2023/24 (Attachment 5).
- (e) Notes that Western Bay of Plenty District Council (WBOPDC), as joint shareholder, will receive the final Statement of Intent 2021/22 to 2023/24 for Tourism Bay of Plenty at their Council meeting on 12 August 2021.
- (f) Receives and approves Bay of Plenty Local Authority Shared Services Statement of Intent 2021/2022 to 2023/24 (Attachment 7).
- (g) Receives and approves Local Government Funding Agency Statement of Intent 2021/2022 to 2023/24 (Attachment 9).

**CARRIED**

### 11.3 Kerbside Roll Out

**Staff** Nic Johansson, General Manager: Infrastructure Services  
Sam Fellows, Manager: Environmental Regulation

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

#### Key points

- Results for food waste over the first month were particularly positive and pleasing.
- The response to the garden waste service had far exceeded expectations and there had been a slight delay in delivering bins. The backlog was expected to be cleared in the next two weeks.
- There had been issues with broken food bins and this was being investigated.
- Approximately 7,000 calls had been received by the Call Centre. The majority of calls were regarding what went into each bin, collection days, whether tags were required, garden waste collections, collections missed and bins not being received.
- Maleme Street transfer station closed today, 2 August. An update report on the closure would be presented at the next Council meeting.

#### In response to questions

- Comparative figures of waste going to landfill would be included in the Maleme Street update report to be presented at the next Council meeting.
- Feedback from the contractor had been as expected with no specific issues raised. There had been an issue initially in some areas where bins had been placed where it was difficult to see them. TCC was working with the residents in those areas on bin placements.
- The volume of calls to the Call Centre regarding the service had been reducing week on week.

### RESOLUTION CO15/21/5

Moved: Commissioner Bill Wasley  
Seconded: Commissioner Shadrach Rolleston

That the Council receives the Kerbside Roll Out report.

**CARRIED**

#### Attachment

- 1 Tabled document - Kerbside roll out - First four weeks statistics

**11.4 Traffic & Parking Bylaw Amendment No.31**

**Staff** Nic Johansson, General Manager: Infrastructure Services  
 Clare Cassidy, Team Leader: Transport Safety

**Key Points**

- A correction was noted on Page 195 of the agenda under Attachment 7.9: Parking Time restrictions. Ohauti Road had been incorrectly used. The road should be Oropi Road.

**In response to questions**

- The variable speed limit option for Links Ave would go out for consultation shortly. Pre-consultation had already been undertaken with the affected schools. The city-wide speed review would be rolled out early next year.

**RESOLUTION CO15/21/6**

Moved: Commissioner Shadrach Rolleston  
 Seconded: Commissioner Bill Wasley

That the Council:

- (a) Receives the Traffic and Parking Bylaw 2012 Amendments Report.
- (b) Adopts the proposed amendments to the Traffic and Parking Bylaw 2012 Attachment as per Appendix B, effective from 3 August 2021.

**CARRIED**

**12 DISCUSSION OF LATE ITEMS**

Nil

**13 PUBLIC EXCLUDED SESSION**

**RESOLUTION TO EXCLUDE THE PUBLIC**

**RESOLUTION CO15/21/7**

Moved: Commissioner Shadrach Rolleston  
 Seconded: Commissioner Bill Wasley

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
<b>13.1 - Direct Appointment - accommodation fit-out costs</b>	s7(2)(b)(i) - The withholding of the information is necessary to protect information where the making available of the information would disclose a trade secret. s7(2)(h) - The withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities.	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.

**CARRIED**



At 12.03pm, the meeting resumed in the open session.

#### **14 CLOSING KARAKIA**

Commissioner Shadrach Rolleston closed the meeting with a karakia.

**The meeting closed at 12.05pm.**

**The minutes of this meeting were confirmed as a true and correct record at the Ordinary Council meeting held on 30 August 2021.**

.....  
**CHAIRPERSON**