



AGENDA

Tangata Whenua / Tauranga City Council Committee (Informal Forum) Meeting Thursday, 14 October 2021

**I hereby give notice that a Tangata Whenua / Tauranga City Council
Committee (Informal Forum) Meeting will be held on:**

Date: Thursday, 14 October 2021

Time: 9.30am

**Location: Hungahungatoroa Club
16F Hungahungatoroa Road
Matapihi
Mount Maunganui**

**Marty Grenfell
Chief Executive**

Terms of reference – Tangata Whenua/Tauranga City Council Committee

Common responsibilities and delegations

The following common responsibilities and delegations apply to all standing committees.

Responsibilities of standing committees

- Establish priorities and guidance on programmes relevant to the Role and Scope of the committee.
- Provide guidance to staff on the development of investment options to inform the Long Term Plan and Annual Plans.
- Report to Council on matters of strategic importance.
- Recommend to Council investment priorities and lead Council considerations of relevant strategic and high significance decisions.
- Provide guidance to staff on levels of service relevant to the role and scope of the committee.
- Establish and participate in relevant task forces and working groups.
- Engage in dialogue with strategic partners, such as Smart Growth partners, to ensure alignment of objectives and implementation of agreed actions.
- Confirmation of committee minutes.

Delegations to standing committees

- To make recommendations to Council outside of the delegated responsibility as agreed by Council relevant to the role and scope of the Committee.
- To make all decisions necessary to fulfil the role and scope of the Committee subject to the delegations/limitations imposed.
- To develop and consider, receive submissions on and adopt strategies, policies and plans relevant to the role and scope of the committee, except where these may only be legally adopted by Council.
- To consider, consult on, hear and make determinations on relevant strategies, policies and bylaws (including adoption of drafts), making recommendations to Council on adoption, rescinding and modification, where these must be legally adopted by Council.
- To approve relevant submissions to central government, its agencies and other bodies beyond any specific delegation to any particular committee.
- To appoint a non-voting Tangata Whenua representative to the Committee.
- Engage external parties as required.

Terms of reference – Tangata Whenua/Tauranga City Council Committee

Membership

Independent chairperson	Mr Huikakahu Kawe
Deputy chairperson	To be appointed by the Committee
Tauranga City Council members	Commission Chair Anne Tolley Commissioner Shadrach Rolleston Commissioner Stephen Selwood Commissioner Bill Wasley
Tangata Whenua members 6 members from the Tauranga Moana Tangata Whenua Collective	Ms Matire Duncan Mr Puhirake Ihaka Mr Whitiora McLeod Mr Buddy Mikaere Ms Irene Walker Mr Nathan James
Quorum	<u>Half</u> of the members physically present, where the number of members (including vacancies) is <u>even</u> ; and a <u>majority</u> of the members physically present, where the number of members (including vacancies) is <u>odd</u>
Meeting frequency	Formally three times per year at Council Chambers Informally meet three times a year on marae with all members of both the Council and all members from the Tangata Whenua Collective

**Rapua te huarahi whanui hei ara whakapiri
i nga iwi e maha i te whakaaro kotahi**

**Seek the broad highway that will unite the multitude of peoples
toward a common goal.**

Membership

Partners Tauranga City Council and "nga hapu me nga iwi o Tauranga Moana" representing Tangata Whenua within the Tauranga City Council rohe (boundaries).

Tangata Whenua representatives are to be those with signed hapu protocols. One of the six Tangata Whenua representatives is to be a Kaumatua. Kaumatua representation is to have the ability to be shared between two Kaumatua if required.

Background

Council is committed to establishing and monitoring appropriate links with Tangata Whenua to enable effective relationships to develop and meet a number of legislative requirements including those under the Resource Management Act 1991 and the Local Government Act.

1. Tangata Whenua are deemed to be the respective Iwi and Hapu of Tauranga Moana.
2. The Local Government Act 1974 and Local Government Act 2002 contain provisions relating to the exercise of the powers, functions and duties of the Tauranga City Council.

Principles of the partnership

The Partners:

- Recognise the Treaty of Waitangi as the founding document of Aotearoa NZ.
- Will work with respect, goodwill, honesty, trust and integrity toward the other party and celebrate cultural diversity.
- Recognise that the relationship is a mutual two-way relationship and any changes of the agreement need to involve discussions and agreement between the partners.
- Recognise the need for Tauranga City Council to work within a legislative framework.
- Recognise the independence of each partner, including
 - a) The tangata whenua representatives as a voice for the Maori communities;
 - b) Recognise the independence of hapu and iwi;
 - c) The Council as a democratic decision maker, responsible to the community as a whole.

Role and scope

- To forge an ongoing effective and meaningful partnership between the Tauranga City Council and Tangata Whenua.
- To facilitate meaningful understanding of future impacts on key issues affecting Tangata Whenua and Māori that Council can influence.

The functions and key tasks are:

- (a) To bring to the other partner's attention issues / concerns in respect of existing strategy or policy.
- (b) To exchange information of mutual interest.
- (c) To discuss new initiatives approaches and directions.
- (d) Agree agenda topics for the following 3 consecutive meetings.

Communication

- To educate the wider community on Tangata Whenua issues.
- To establish and maintain communication and consultation channels within the Council organisation and Tangata Whenua groups.

Monitoring

- To regularly monitor projects, policies and strategies managed or under development by Council which affect Tangata Whenua.
- To regularly monitor progress of key issues identified by Tangata Whenua through reporting of Council and the Tangata Whenua Collective.
- To monitor the on-going development and process of the Standing Committee.

Power to recommend

- To Council or any Standing Committee as it deems appropriate.
- Reports to Council.

Order of Business

1	Opening Karakia	7
2	Apologies	7
3	Change to order of business.....	7
4	Confirmation of Minutes.....	8
4.1	Minutes of the Tangata Whenua / Tauranga City Council Committee (Informal Forum) meeting held on 15 April 2021	8
5	Declaration of conflicts of interest	16
6	Business.....	16
6.1	Hapū presentation - Ngāi Tukairangi and Ngāti Tapu	16
6.2	Te Rangapu Mana Whenua o Tauranga Moana - verbal update	16
7	Closing Karakia.....	16

- 1 OPENING KARAKIA**

- 2 APOLOGIES**

- 3 CHANGE TO ORDER OF BUSINESS**

4 CONFIRMATION OF MINUTES

4.1 Minutes of the Tangata Whenua / Tauranga City Council Committee (Informal Forum) meeting held on 15 April 2021

File Number: A12982622

Author: Robyn Garrett, Team Leader: Committee Support

Authoriser: Robyn Garrett, Team Leader: Committee Support

RECOMMENDATIONS

That the Minutes of the Tangata Whenua / Tauranga City Council Committee (Informal Forum) meeting held on 15 April 2021 be received.

ATTACHMENTS

- 1. Minutes of the Tangata Whenua / Tauranga City Council Committee (Informal Forum) meeting held on 15 April 2021**



MINUTES

Tangata Whenua / Tauranga City Council Committee (Informal Forum) Meeting

Thursday, 15 April 2021

Order of Business

1	Opening Karakia	3
2	Apologies	3
3	Declaration of conflicts of interest	3
4	Business.....	4
	4.2 Presentation by Wairoa Marae	4
	4.1 Presentation by Te Rangapū Mana Whenua o Tauranga Moana	6
4	Discussion of late items	6
5	Closing Karakia.....	7

UNCONFIRMED

MINUTES OF TAURANGA CITY COUNCIL
TANGATA WHENUA / TAURANGA CITY COUNCIL COMMITTEE (INFORMAL FORUM)
MEETING
HELD AT THE WAIROA MARAE, STATE HIGHWAY 2, BETHLEHEM, TAURANGA
ON THURSDAY, 15 APRIL 2021 AT 9.30AM

PRESENT: Mr Huikakahu Kawe (Chairperson), Commission Chair Anne Tolley, Commissioner Shadrach Rolleston, Commissioner Stephen Selwood, Commissioner Bill Wasley, Mr Puhirake Ihaka, Mr Whitiara McLeod, Mr Buddy Mikaere, Ms Irene Walker, Ms Matire Duncan and Mr Nathan James.

IN ATTENDANCE: Mr. Piripi (Phillip) Hikairo (Chairperson, Wairoa Marae), Ngaronoa Reweti-Ngata (Trustee, Wairoa Marae), Mokohiti Brown (Trustee, Wairoa Marae), Te Ruruanga Te Keeti (Lou Gates), Dr. Des Kahotea, Pine McLeod, Parewhakarau Tapuikuhu, Hayden Henry, Des Heke, Jesse Campbell, Eruera Brown, Destiny Leaf, Maringi Ngata-Campbell, Marty Grenfell (Chief Executive), Susan Jamieson (General Manager: People & Engagement), Carlo Ellis (Manager: Strategic Māori Engagement), Keren Paekau (Team Leader: Takawaenga Māori), Mererina Murray (Pae Arahi), Josh Te Kani (Kaiarahi Māori), Clare Abbiss (Reserves & Recreation Planner), Mike Naude (Manager: Special Projects (Transport), Coral Hair (Manager: Democracy Services) and Raj Naidu (Committee Advisor).

1 OPENING KARAKIA

Mr Huikakahu Kawe opened the meeting with a Karakia.

2 APOLOGIES

Nil

3 DECLARATION OF CONFLICTS OF INTEREST

Nil

CHAIRPERSON'S VERBAL UPDATE

Chairperson Mr Huikakahu Kawe

Key points

- Te Ruruanga Te Keeti (Lou Gates) was thanked for his long service and contributions to the Tangata Whenua Collective.
- The commissioners were thanked for their frank and upfront conversations; Tangata Whenua appreciated the honest and apolitical discussions regarding a range of issues.
- It was a proud moment for Māori with the knighting of Justice Joseph Victor Williams.

COMMITTEE RESOLUTION TWI2/21/1

Moved: Ms Irene Walker
Seconded: Mr Whitiora McLeod

That the Tangata Whenua / Tauranga City Council Committee:
Receives the Chairperson's Verbal Update Report.

CARRIED

CHANGE THE ORDER OF BUSINESS

COMMITTEE RESOLUTION TWI2/21/2

Moved: Mr Puhirake Ihaka
Seconded: Mr Whitiora McLeod

Amends the order of business so the next item of business is 4.2 Presentation by Wairoa Marae.

CARRIED

4 BUSINESS

4.2 Presentation by Wairoa Marae

Representatives Mr. Piripi (Phillip) Hikairo (Chairperson, Wairoa Marae), Mokohiti Brown (Trustee, Wairoa Marae), Te Ruruanga Te Keeti (Lou Gates), and Dr. Des Kahotea

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

Key points

- The proposed cycleway and subsequent right of way in front of the marae was not supported.
- There had not been sufficient consultation and engagement, and the proposal was an affront to the sacredness of the marae.
- The marae had suffered from noise pollution for many years which had only increased and become worse due to intensification of the area.
- In 1969-72, land was taken from Māori to build State Highway 2 and the land that was left over from the constructions were sold off to private owners or developers rather than being returned.
- Māori negotiated in a verbal platform and dealt with issues as and when they arose.
- Housing was a big concern for Māori and required a multi-faceted but genuine desire to address it.
- TCC staff were acknowledged and thanked for their assistance on a number of issues/projects.
- The Local Government Minister's intervention was a good thing because the elected members had lost their way and were not addressing matters because of their own agendas.

- Māori could not afford to hire consultants or experts and did not have the resources to undertake certain requirements and expectations under the Resource Management Act.
- The intensification and growth in the area was encroaching on Māori way of life and impacting on papakāinga.
- The zoning in the Bethlehem area needed to be addressed because it had moved away from farming, to rural, to urban to now intensification with very small sections of land being sold.
- Māori have been in the area for hundreds of years over multiple generations and knew their land, awa, and the environment but had to be confined to zones, laws and bylaws.
- It was important to Māori that the awa was protected and that large developments take into account Māori viewpoints and worldview; the awa was the lifeforce of the people in the area who knew how to care for it and safeguard it.
- It was important for genuine co-design and co-governance that Māori be given equity in the planning and decision-making processes.
- Mutual respect was needed for good meaningful relationships between Council and Māori.
- Whenua was spiritual and was meant to be preserved and passed down for generations, not to be sold off as a commercial entity.
- Māori were not technical or legal experts so information overload by reports and legislations were not the way to get decisions made.
- Spatial planning, particularly in terms of stocktaking, was critically important and hapū/iwi needed their own spatial plan which took into account history, socio-cultural factors, and Tangata Whenua expertise that could then inform regional spatial plans, LTPs and city plans.
- It was very difficult for Māori having to repeat the same concerns, messages and issues every three years due to changes in the elected membership after elections.
- There should be better and mutually beneficial opportunities explored for Māori through co-governance with the commissioners.
- History of land confiscations and wrong done to Māori cannot be changed but through co-governance, the future could be set.
- Tangata Whenua were committed to engagement and open to making concessions if discussions were done based on fairness and equitability with respect shown to the marae, land and the awa.
- Wairoa Active Reserve and housing development required a co-governance strategy.

In response to questions

- A \$250,000 fund for papakāinga housing was being unlocked with the support of the commissioners.

Discussion points raised

- In order to meet SmartGrowth's City Plan review deadlines, iwi and hapū needed to access funding via the Combined Tangata Whenua Forum (CTWF) so that adequate resources could be devoted towards doing Spatial Plans.
- An approximate should be \$20,000 per plan spread over a 10-year period.
- The frustrations of Tangata Whenua having to repeat the same concerns/issues every three years were acknowledged by the commissioners.
- Growth was inevitable, and in some instances could not be stopped, which was why the commissioners were eager to engage with Tangata Whenua to manage growth better.
- Tauranga Urban Growth Strategy had made some progress but a lot more work was needed to be done.
- Partnership and strategic objectives were important, but implementation was a challenge, particularly when elected members governance structure changed every three years.
- The electoral cycle was part of democracy and mandated by legislation, but the commissioners hoped to leave a legacy of good governance, strong partnerships and respectful engagement for everyone in Tauranga.
- The context and information provided by the presenters and in the slideshows gave the commissioners a good snapshot of issues and would assist them to develop a list of items to prioritise.

- Due to the commissioners not being influenced by thinking about getting elected, they were able to make unbiased, apolitical, holistic and agile decisions.
- The commission was resolute in rebuilding confidence in Tauranga City Council as well as in local government and partner organisations because Tauranga's issues/concerns/aspirations required a partnership approach built on the confidence of the community.
- The commissioners were also open to feedback and it was imperative that they were told what was working, what was not, and decisions that were good or bad so that they could continually improve the process.

COMMITTEE RESOLUTION TWI2/21/3

Moved: Ms Matire Duncan
Seconded: Mr Puhirake Ihaka

That the Tangata Whenua / Tauranga City Council Committee:
Receives the Chairperson's Verbal Update Report.

CARRIED

Attachments

- 1 Presentation 1 - Wairoa Marae
- 2 Presentation 2 - Wairoa Marae

4.1 Presentation by Te Rangapū Mana Whenua o Tauranga Moana

Staff Carlo Ellis (Manager: Strategic Māori Engagement)

Key points

- The consultation on draft Acquisitions and Disposals Policy (including Right of First Refusal) was closing today (15 April 2021 at 11.59pm).
- Te Rangapū Mana Whenua o Tauranga Moana deferred their presentation in favour of a workshop.

COMMITTEE RESOLUTION TWI2/21/4

Moved: Mr Huikakahu Kawe
Seconded: Ms Irene Walker

That the Tangata Whenua / Tauranga City Council Committee:
Accepts the request by Te Rangapū Mana Whenua o Tauranga Moana.

CARRIED

4 DISCUSSION OF LATE ITEMS

Nil

5 CLOSING KARAKIA

Te Ruruanga Te Keeti (Lou Gates) closed the meeting with a Karakia.

The meeting closed at 11.36am

.....
CHAIRPERSON

UNCONFIRMED

5 DECLARATION OF CONFLICTS OF INTEREST

6 BUSINESS

6.1 Hapū presentation - Ngāi Tukairangi and Ngāti Tapu

TOPICS

- Update on Southern Pipeline Matapihi Representation Group
- Ngāi Tūkairangi & Ngāti Tapu position on Whareroa situation
- Resource Matapihi Community Plan Update

6.2 Te Rangapu Mana Whenua o Tauranga Moana - verbal update

TOPICS

- Update on RMW key priorities / workshops
- Local Government Reforms

7 CLOSING KARAKIA