



MINUTES

**Ordinary Council meeting
Monday, 11 April 2022**

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**MINUTES OF TAURANGA CITY COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE BAY OF PLENTY REGIONAL COUNCIL CHAMBERS, REGIONAL HOUSE,
1 ELIZABETH STREET, TAURANGA
ON MONDAY, 11 APRIL 2022 AT 10AM**

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

IN ATTENDANCE: Tony Aitken (Acting General Manager: People & Engagement), Paul Davidson (General Manager: Corporate Services), Barbara Dempsey (Acting General Manager: Community Services), Nic Johansson (General Manager: Infrastructure), Christine Jones (General Manager: Strategy & Growth), Steve Pearce (Acting General Manager: Regulatory and Compliance), Gareth Wallis (General Manager: Central City Development), Josephine Meuli (Council Controlled Organisation Specialist), Anne Blakeway (Manager: Community Partnerships), Carl Lucca (Programme Director: Urban Communities), Alastair McNeil (Manager: Legal & Commercial), Mike Naude (Director: Civic Redevelopment), Brendan Bisley (Director of Transport), Nigel McGlone (Manager: Environmental Regulation), Will Hyde (Senior Transportation Engineer), Coral Hair (Manager: Democracy Services), Robyn Garrett (Team Leader: Committee Support), Sarah Drummond (Committee Advisor), Anahera Dinsdale (Committee Advisor)

1 OPENING KARAKIA

Commissioner Rolleston opened the meeting with a karakia.

2 APOLOGIES

Nil

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

Nil

8 DECLARATION OF CONFLICTS OF INTEREST

Nil

9 DEPUTATIONS, PRESENTATIONS, PETITIONS

Nil

10 RECOMMENDATIONS FROM OTHER COMMITTEES

Nil

11 BUSINESS

11.1 Council Controlled Organisations' Half Yearly Reports to 31 December 2021

Staff Josephine Meuli, Council Controlled Organisation Specialist

External Simon Clarke (Chair) and Chad Hooker (Chief Executive), Bay Venues Limited
Rosemary Protheroe (Chair) and Stephen Cleland (Director), Tauranga Art Gallery Trust
Russ Browne (Deputy Chair) and Oscar Nathan (General Manager), Tourism Bay of Plenty

Key points

Bay Venues Limited (BVL)

- Noted key achievements which included: quick responses to Covid requirements e.g., vaccine passes being introduced and then removed; becoming a living wage employer; installation of pou at Mount Hot Pools.
- Despite Covid, schools' water safety programmes were maintained in BVL pools.
- Had been a challenging six months, particularly financially; the impact of only having limited events had hit hard. Were still struggling with restrictions on indoor events.
- Noted the latest forecast deficit of \$3.6m; BVL was working hard to manage costs and minimise impact. In the short-term it was proposed to have loan funding increased for the next 12-18 months; however, there needed to be a larger conversation around what BVL funding should look like.
- Noted the work to date on the strategy refresh – new vision and mission statement; new draft values. Still a work in progress.
- Outlined venue/facility strategy and what this looked like moving forward; a network approach had been taken.
- Outlined key challenges and risks.
- Noted the work undertaken by the Board – venue/asset tour; Cultural Connections course; new board intern appointed; working towards a tangata whenua appointment. A Board review was planned for June 2022.

Tauranga Art Gallery Trust (TAGT)

- A strong cohesive board, with an intern joining in May and the appointment of a mana whenua representative being progressed.
- Noted the challenges faced with Covid, particularly with gaining external funding and with the reduced footfall in town with roadworks, construction and the upcoming CBD development.
- Successful period in terms of exhibitions; had noted key events in Tauranga's calendar e.g., the Rena exhibition. Challenged the Gallery to bring in more diversity and communities not necessarily included in gallery exhibitions previously.

- Noted the importance of collaboration – the Gallery had partnered with several venues across the city e.g., Baycourt, the Historic Village, Bayfair.
- Noted the visitor numbers – onsite visitation trended low but good engagement citywide with offsite events. Education programme had also experienced lower numbers and cancellations due to lower/unpredictable student numbers. More online education resources had been provided.
- Working more closely with Toi Ohomai, launched an emerging artist programme for new graduate artists in the region.
- Low visitation rates in central city and cancellation of inner-city events affected the Gallery significantly. Unlikely to meet end of year visitation targets; also noted impacts on revenue.
- Higher than normal staff turnover in this period, which had placed pressure on HR budget lines.
- Had reduced programming for the first half of the year to minimise unnecessary risk and to maintain staff welfare.

Tourism Bay of Plenty (TBOP)

- Challenged with Covid interruptions. Domestic tourism had been hard, with unsettled visits from Auckland and Hamilton. TBOP was looking forward to the gradual reintroduction of international travel as the borders opened.
- TBOP was improving and building on stakeholder relationships; noted the work of the Commission; increasing collaboration with other CCOs.
- Have had to target the right people at the right time with the right messages – very challenging in the unpredictable Covid environment. Increased focus on local market.
- Bay of Plenty as a region performed better than many other regions, fortunate that it was an attractive local destination. A campaign to maintain Bay of Plenty top of mind as a local destination had used local band LAB for the soundtrack.
- Noted a tightening of KPIs for next year, considered 31 KPIs were too many. 26 were on track; five were at risk but becoming more manageable as Covid restrictions were eased.
- Two KPIs were not achieved - cruise visitation not achieved; deferred Qualmark auditing.
- Noted key milestones delivered – organisation realignment and talent recruitment; specific focus on cycleways and waterfalls to target local audiences; noted use of MBIE funding received; noted the inaugural Flavours of Plenty Festival; distribution of the Regional Events Fund with TECT partnership; partnered with Mount Mainstreet in terms of tourism activations and iSite Ipod; Memorandum of Understanding signed with a local tourism provider hapū.
- TBOP was making significant progress with iwi liaison and key Māori business.

In response to questions

BVL

- BVL was involved in the community centre strategy; comfortable with its direction.
- Healthy School Kai new three-year contracts were being signed; a couple of local schools were looking to provide part themselves and would work with BVL. During Covid school lunches were down by about 20%.
- Synergies with other CCOs were being explored, there were ongoing conversations between CCOs to ensure alignment and understand opportunities. BVL was keen to work with other CCOs and there had been work on governance-to-governance discussions; opportunity particularly between TBOP and local events; also the opportunity to get 'Brand Tauranga' working well.
- BVL was working with TCC on a masterplan with the Baypark site, with Ngā Pōtiki, in terms of mana whenua input and creating a sense of place.

TAGT

- Suggestion to work more closely with TBOP in terms of marketing to increase foot traffic; need to think differently how to get messages out beyond the building.

- Noted the possible use of public spaces for smaller exhibitions to encourage people to then visit the Gallery e.g., exhibition in Bayfair. Noted increase of partnerships and collaboration e.g., TCC, Historic Village; it was important to find alignment areas with other projects happening around the city and not operate in isolation.
- Civic centre redevelopment was an exciting opportunity; TAGT had been in conversation with TCC for some time. The Gallery needed to grow to meet the demands of the city, TAGT would work with TCC and the civic centre redevelopment to achieve that. TAGT was well-placed to run a world-leading programme and be a leader in NZ but were constrained by the building, are boxed-in.
- TAGT were consciously building expertise within the gallery staff to develop relationships with galleries around the world to gain the level of prestige necessary to bring international exhibitions in and promote NZ artists internationally.

TBOP

- International marketing was an opportunity for TBOP – main partner was Tourism NZ; also worked with Pacific Coast Highway partners and established international marketing alliances (IMAs). It was too expensive for TBOP to undertake international marketing on its own.
- Wayfinding, signage and directions were key for development of cycleways.
- The Regional Events Fund was a one-off fund from MBIE to stimulate domestic tourism; was provided to the nine IMAs. The Bay of Plenty IMA ran a contestable fund process, in conjunction with TECT, and 15 events were funded. Funding for the events was spread over three years; some follow-up events were being renegotiated for timing of delivery as impacted by Covid.
- Noted opportunities with the Mainstreets throughout the city.
- Noted the opportunity for further linkage between trails and cycleways with local and regional parks, particularly active recreation parks. Significant work was being planned around natural landscapes and storytelling.

Discussion points raised

- Acknowledged the very difficult time that the CCOs had been through with Covid and its impacts, and the good examples of governance and leadership being provided by the various Boards.

RESOLUTION CO6/22/1

Moved: Commissioner Bill Wasley

Seconded: Commissioner Shadrach Rolleston

That the Council:

- (a) Receives the Council-Controlled Organisations' Half Yearly Reports to 31 December 2021 Report.
- (b) Receives Bay Venues Limited's report on its performance for the six months to 31 December 2021, as required by the 2021-2022 Statement of Intent.
- (c) Receives Bay of Plenty Local Authority Shared Services Limited's report on its performance for the six months to 31 December 2021, as required by the 2021-2022 Statement of Intent.
- (d) Receives Tauranga Art Gallery Trust's report on its performance for the six months to 31 December 2021, as required by the 2021-2022 Statement of Intent.
- (e) Receives Tourism Bay of Plenty's report on its performance for the six months to 31 December 2021, as required by the 2021-2022 Statement of Intent.
- (f) Receives the Local Government Funding Agency's report on its performance for the six months to 31 December 2021, as required by the 2021-2022 Statement of Intent.

CARRIED

Attachments

- 1 Presentation - BVL - 11 April 22 TCC Commission Half Year Update
- 2 Presentation - Tauranga Art Gallery - TCC-6-month presentation
- 3 Presentation - Tourism Bay of Plenty - 6-month report presentation to TCC 11 April 2022

11.2 Shareholder Feedback to the Draft Statements of Intent for Council Controlled Organisations 2022/2023 to 2024/2025

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

Key points

- Included group-wide feedback.
- There were very few changes this year, mainly minor amendments and rewording of targets.
- Noted there were still challenges ahead with the unpredictability of Covid.
- CCOs were in a much better place than 12 months ago, had worked hard and had developed good visions.
- Noted the two-way loan agreement between BVL and TCC outlined in the report.

Discussion points raised

- Important to see more transparency around CCO operations; ratepayers should know how their money was being spent. Had been good progress in this area.
- A joined-up strategy across the CCOs and with TCC was very important, looking forward to that alignment developing.

RESOLUTION CO6/22/2

Moved: Commissioner Stephen Selwood

Seconded: Commissioner Bill Wasley

That the Council:

- (a) Receives the Shareholder Feedback to the Draft Statements of Intent for Council Controlled Organisations 2022/2023 to 2024/2025 report.
- (b) Receives the draft Statements of Intent for Bay Venues Limited, Tauranga Art Gallery Trust, Tourism Bay of Plenty, Bay of Plenty Local Authority Shared Services Limited, and Local Government Funding Agency for 2022/23 to 2024/2025.
- (c) Notes that as joint shareholder of Tourism Bay of Plenty, Western Bay of Plenty District Council (WBOPDC) will be asked to approve the shareholder comments on the draft Statement of Intent for TBOP at their 6 April 2022 Council meeting.
- (d) Approves a request, on behalf of Bay Venues Limited, for an increase of \$5 million to the Intra-Group Two-Way Loan Agreement between Tauranga City Council and Bay Venues Limited, from \$25 million to \$30 million.

Noting that this is subject to Tauranga City Council being able to remain within its Treasury Policy limits, and to Bay Venues Limited continuing to work with Council staff in monitoring their cashflow position.

CARRIED

11.3 Executive Report

Staff Nic Johansson, General Manager: Infrastructure Services
Barbara Dempsey, General Manager: Regulatory & Compliance
Paul Davidson, General Manager Corporate Services
Christine Jones, General Manager: Strategy & Growth
Tony Aitken, Acting General Manager: People and Engagement
Gareth Wallis, General Manager: Central City Development
Steve Pearce, Acting General Manager: Regulatory and Compliance

Key points

- Noted work to be done with the Civic Art collection in terms of policy review; a resolution was sought to deaccession 25 items.
- Explained the water usage graph at paragraph 20 of the report and the comparative rates of usage; noted the correlation with rainfall. Noted the current status of water sources.
- Noted the opening of He Puna Manawa, very positive feedback. Tours of the Heritage Collection had been booked out. Noted how busy the Events team had been during a very difficult time.
- Marine precinct continued to be quiet, similar around the country. Fees for smaller vessels were being refined to stimulate those vessels coming into dry dock.
- The SAP finance upgrade was a significant project; Digital Services was working with the communications team in terms of how to use more digital channels to reach out to the community.
- Noted the request from Kāinga Ora for reduction in the Te Papa Infrastructure Acceleration Fund (IAF) request; still uncertain about the level of Waka Kotahi funding. Very complex processes with tight timeframes.
- The Local Government Commission had endorsed the Council's proposed representation arrangements with no changes.
- Noted the appointment of an additional Emergency Management co-ordinator; highlighted the good IANZ audit result; and noted a decrease in building consent applications.

In response to questions

- Civic art works could be displayed in public spaces where appropriate. Also opportunities to display taonga in public places such as libraries would be considered.
- Feedback and behaviour indicated that people had been mindful of water usage over this very dry summer and that the Water Watchers campaign had been successful. Utilisation was important not just supply.
- The current two sources were aquifer-fed, and there was limited understanding of aquifer supply and use. The joint project with WBOPDC and BOPRC to establish a sub-regional working party would help address this gap; the development of the freshwater management tool would also assist understanding. Noted that there would be significant changes coming to freshwater management; important to ensure sufficient supply was planned.
- Could still do a better story for the community in terms of what TCC was doing in the infrastructure space; need to ensure that infrastructure projects were well communicated.
- Water storage – currently almost a hand-to-mouth system with focus on treatment of water rather than availability; supply and storage issues would be addressed as part of the tripartite project. Finding other sources was now increasingly important with diminishing supply. Grey water systems were important from a sustainability and environmental perspective rather than necessarily a water supply perspective.
- Noted the extension of the epidemic preparedness notice; there was some sector work towards enabling the continued use of remote meetings and use of technology.

Discussion points raised

- Was a need to align the policies between the Civic Art collection and the heritage collection.
- Acknowledged the tremendous work done by the Events team for the ICC Women's World Cup.
- Compliments to Democracy Services team for the representation review work.

RESOLUTION CO6/22/3

Moved: Commissioner Bill Wasley

Seconded: Commissioner Stephen Selwood

That the Council:

- (a) Receives the Executive Report
- (b) Approves the recommendation to formally deaccession 15 items from the Civic Art Collection.
- (c) Approves the appointment of Paula Naude as an Emergency Management Recovery Manager.

CARRIED

11.4 Greerton Maarawaewae Study Update

Staff Christine Jones, General Manager: Strategy & Growth
Carl Lucca, Programme Director: Urban Communities

External Elizabeth Hughes

Key points

- The report provided feedback from the community engagement process and consultant multi-criteria analysis for the Racecourse options study.
- No decisions were sought at the stage; there would be a further report in June.
- Outlined the purpose of the engagement. Need to bring the community along on a conversation to consider the use of the reserve land; wanted to bring together the widest range of community views and not provide specific options or preconceived ideas. Highlighted the need to factor in the future needs of the city, both for housing and recreational space.
- Sought input from mana whenua from the outset of the process. There was a strong desire to keep as the Racecourse reserve as recreation space - any change in use could lead to mana whenua discussions with the Crown over land ownership.
- Outlined the process of community engagement undertaken. Two phases - first – what was the best use; second – which of seven options was preferred. Face-to-face consultation was important as it allowed deeper questioning and conversations.
- Summarised feedback from existing users.
- Community feedback showed strong support for retaining/creating a multi-purpose green space (included retention of the status quo); strong support for creating active recreational spaces and other community amenities e.g., a multi-cultural community centre. There was limited support for housing on the reserve land.
- Outlined the seven options taken out to the community. Option 7 was created after contact was made by the District Health Board and interest expressed in a health precinct.
- Three 'plus' options were developed following feedback for options 3, 6 and 7. Option 3 Plus – central park; Option 6 Plus – homes, plus destination park (reduced residential from option 6); Option 7 Plus – health services and recreation (slight reduction in health services site).
- Outlined the assessment process undertaken to take into account community feedback alongside TCC needs and the needs of the city. Used a matrix approach to assess each option. Explained the weightings applied to the various multi-assessment criteria, being the

needs of city and existing users (scored horizontally) and technical and engagement considerations (scored vertically). Each option was marked with and without costs. Option 7 Plus ranked highest both with and without costs. Options which included the racecourse did not come through into the top four rankings.

- Establishment of a cross-organisational working group was recommended for identification of suitable sites for a sub-regional racing facility.

In response to questions

- Concern expressed about numbers of people that took part in the process – about 1500. Noted continuing discussions with mana whenua and the Tauranga Racing Club. Suggested a further community consultation/input process on selected options could be useful before any final decision was made.
- Noted that existing users had entered into this process in good faith; should try to provide those users with some certainty.
- Would be informative to know how representative of a wider community view was the input received, as was different from a more formal traditional process.

Discussion points raised

- Acknowledged the work of the consultant team and staff to get to this point. Had been an open and interactive process.
- Importance of connecting the space to Kopurererua Valley was a recurring theme.
- People needed to know what options there were if existing users were displaced, could inform their opinions on the options.
- Ngai Tamarawaho had lodged a claim regarding this land; emphasised the importance of continuing the dialogue.

RESOLUTION CO6/22/4

Moved: Commission Chair Anne Tolley

Seconded: Commissioner Stephen Selwood

That the Council:

- (a) Receives the Greerton Maarawaewae Study report and attachments, and notes the community feedback received on the study options.
- (b) Approves further engagement to be undertaken with mana whenua and existing Tauranga Racecourse Reserve users in relation to the additional study options developed following community engagement and the option assessment.
- (c) Supports Tauranga City Council participating in a cross-organisational working party to identify potential sites for a sub-regional equine racing facility, with a lead role by New Zealand Thoroughbred Racing and Tauranga Racing Club and including key stakeholders
- (d) Notes that a full report and recommendations for the preferred options from the study will be provided to Council in June 2022.

CARRIED

Attachments

- 1 Presentation - GREERTON MAARAWAEWAE PPTs - 11 April Council meeting 080422 (A13362172)

11.5 Dog Registration Fees 2022/23

Staff Nigel McGlone, Manager: Environmental Regulation

Key points

- The report was taken as read.

RESOLUTION CO6/22/5

Moved: Commissioner Bill Wasley

Seconded: Commissioner Shadrach Rolleston

That the Council:

- (a) Receives the Dog Registration Fees 2022/23 report.
- (b) Increases the dog registration standard fee by \$5.00 to \$97.00 per dog.
- (c) Sets the penalty for dogs that are not registered by 31 July at 50% of the standard fee.

CARRIED

11.6 Traffic & Parking Bylaw 2012 Amendment 36

Staff Brendan Bisley, Director of Transport

Key points

- The bylaw amendments contained the adjustments required for the temporary CBD bus interchange.

RESOLUTION CO6/22/6

Moved: Commissioner Stephen Selwood

Seconded: Commissioner Shadrach Rolleston

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, relating to the interim CBD bus interchange, to become effective from the date of works completion.
- (c) Adopts the proposed amendments to the Traffic and Parking Bylaw 2012 Attachment as per Appendix C, relating to minor changes for general safety purposes, to become effective from 12 April 2022.

CARRIED

12 DISCUSSION OF LATE ITEMS

Nil

13 PUBLIC EXCLUDED SESSION**RESOLUTION TO EXCLUDE THE PUBLIC****RESOLUTION CO6/22/7**

Moved: Commissioner Bill Wasley

Seconded: Commissioner Stephen Selwood

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
13.1 - Reappointment of Board Members to Tourism Bay of Plenty and Bay Venues Limited 2022	s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons s7(2)(c)(i) - The withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied	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
13.2 - Civic Programme - Procurement of Development Manager	s7(2)(g) - The withholding of the information is necessary to maintain legal professional privilege	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
13.3 - Exemption from Open Competition for Plant & Equipment for Clarifier 3	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 1pm the meeting adjourned.

At 1.30pm the meeting reconvened in public excluded session.

14 CLOSING KARAKIA

Commissioner Rolleston closed the meeting with a karakia.

The meeting closed at 1.47pm.

The minutes of this meeting were confirmed as a true and correct record at the Ordinary Council meeting held on 13 June 2022.

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CHAIRPERSON